

The City Council of the City of Fayetteville, North Carolina met in a regular meeting in the Council Chambers of the City Hall located at 433 Hay Street in Fayetteville, North Carolina, the regular place of meeting, at 7:00 p.m. on August 8, 2022.

Present: Mayor Mitch Colvin, presiding, and Council Members

Absent: Council Members

Also Present: _____

* * * * *

The Mayor announced that this was the hour and day fixed by the City Council for a public hearing upon the orders entitled “ORDER AUTHORIZING \$60,000,000 PUBLIC SAFETY IMPROVEMENT BONDS,” “ORDER AUTHORIZING \$25,000,000 STREETS, SIDEWALK, AND CONNECTIVITY IMPROVEMENT BONDS,” and “ORDER AUTHORIZING \$12,000,000 HOUSING BONDS” and that the City Council would immediately hear anyone who might wish to be heard on the questions of the validity of said orders or the advisability of issuing said bonds.

No one appeared, either in person or by attorney, to be heard on the questions of the validity of said orders or the advisability of issuing said bonds and the City Clerk announced that no written statement relating to said questions had been received, except as set forth in Exhibit A attached hereto.

Thereupon, _____ re-introduced the following order authorizing bonds the title of which was read and a copy of which had been previously distributed to each Council Member:

ORDER AUTHORIZING

\$60,000,000 PUBLIC SAFETY IMPROVEMENT BONDS

BE IT ORDERED by the City Council for the City of Fayetteville, North Carolina:

1. That pursuant to the Local Government Bond Act, as amended, the City of Fayetteville, North Carolina is hereby authorized to contract a debt, in addition to any and all other debt which said City may now or hereafter have power and authority to contract, and in evidence thereof to issue Public Safety Improvement Bonds in an aggregate principal amount not exceeding \$60,000,000 for the purpose of providing funds, together with any other available funds, for acquiring, constructing and equipping various law enforcement and firefighting facilities and improvements for said City, including, without limitation, the acquisition of any related land and rights of way and the furnishing of incidental facilities and equipment.

2. That taxes shall be levied in an amount sufficient to pay the principal of and the interest on said bonds.

3. That a sworn statement of debt of said City has been filed with the City Clerk and is open to public inspection.

4. That this order shall take effect when approved by the voters of said City at a referendum as provided in said Act.

Thereupon, upon motion of Council Member _____, seconded by Council Member _____, the order introduced and adopted on first reading on June 27, 2022, entitled "ORDER AUTHORIZING \$60,000,000 PUBLIC SAFETY IMPROVEMENT BONDS"

was read a second time and placed upon its final passage. The vote upon the final passage of said order was:

Ayes: _____

Noes: _____

Thereupon, _____ re-introduced the following order, as amended, authorizing bonds the title of which was read and a copy of which had been previously distributed to each Council Member:

ORDER AUTHORIZING

\$25,000,000 STREETS, SIDEWALK, AND CONNECTIVITY IMPROVEMENT BONDS

BE IT ORDERED by the City Council for the City of Fayetteville, North Carolina:

1. That pursuant to the Local Government Bond Act, as amended, the City of Fayetteville, North Carolina is hereby authorized to contract a debt, in addition to any and all other debt which said City may now or hereafter have power and authority to contract, and in evidence thereof to issue Streets, Sidewalk, and Connectivity Improvement Bonds in an aggregate principal amount not exceeding \$25,000,000 for the purpose of providing funds, together with any other available funds, for various transportation related improvements inside and outside the corporate limits of the City, including, without limitation, street, road, mobility, sidewalk and streetscape improvements, bridges, bicycle lanes, curbs and drains, traffic controls, and greenways, and the acquisition of any related land, rights of way, and equipment.

2. That taxes shall be levied in an amount sufficient to pay the principal of and the interest on said bonds.

3. That a sworn statement of debt of said City has been filed with the City Clerk and is open to public inspection.

4. That this order shall take effect when approved by the voters of said City at a referendum as provided in said Act.

Thereupon, upon motion of Council Member _____, seconded by Council Member _____, the order introduced and adopted on first reading on June 27, 2022, entitled "ORDER AUTHORIZING \$25,000,000 STREETS, SIDEWALK, AND CONNECTIVITY IMPROVEMENT BONDS," as amended, was read a second time and placed upon its final passage. The vote upon the final passage of said order was:

Ayes: _____

Noes: _____

Thereupon, _____ re-introduced the following order authorizing bonds the title of which was read and a copy of which had been previously distributed to each Council Member:

ORDER AUTHORIZING

\$12,000,000 HOUSING BONDS

BE IT ORDERED by the City Council for the City of Fayetteville, North Carolina:

1. That pursuant to the Local Government Bond Act, as amended, the City of Fayetteville, North Carolina is hereby authorized to contract a debt, in addition to any and all other debt which said City may now or hereafter have power and authority to contract, and in evidence thereof to issue Housing Bonds in an aggregate principal amount not exceeding \$12,000,000 for the purpose

of providing funds, together with any other available funds, for community development programs to provide and rehabilitate multifamily and single family housing inside the corporate limits of the City, principally for the benefit of persons of low and moderate income, including, without limitation, the construction or rehabilitation of housing or neighborhood revitalization improvements, programs to provide loans and other financial assistance to such persons and to public and private providers of housing, and the acquisition of any related land, rights of way, and equipment.

2. That taxes shall be levied in an amount sufficient to pay the principal of and the interest on said bonds.

3. That a sworn statement of debt of said City has been filed with the City Clerk and is open to public inspection.

4. That this order shall take effect when approved by the voters of said City at a referendum as provided in said Act.

Thereupon, upon motion of Council Member _____, seconded by Council Member _____, the order introduced and adopted on first reading on June 27, 2022, entitled "ORDER AUTHORIZING \$12,000,000 HOUSING BONDS" was read a second time and placed upon its final passage. The vote upon the final passage of said order was:

Ayes: _____

Noes: _____

The City Clerk was thereupon directed to publish said orders, together with the appended statement as required by The Local Government Bond Act, as amended, once in The Fayetteville Observer.

Thereupon, _____ introduced the following resolution the title of which was read and a copy of which had been previously distributed to each Council Member:

RESOLUTION CALLING FOR A BOND REFERENDUM

BE IT RESOLVED by the City Council of the City of Fayetteville, North Carolina (the “City”) as follows:

Section 1. A bond referendum is hereby called to be held between 6:30 a.m. and 7:30 p.m., on Tuesday, November 8, 2022, at which there shall be submitted to the qualified voters of the City the questions stated in the form of ballot set forth in Section 4 of this resolution.

Section 2. For said referendum, (a) the registration records for elections in the City shall be used, and the registration records shall be open for the registration of qualified persons and for public inspection in the manner, under the conditions and at the times and places provided by the Cumberland County Board of Elections, (b) the chief judges, judges, and assistants appointed by the Cumberland County Board of Elections for the several precincts and voting places in the City shall be the precinct officers for such precincts and voting places, and (c) the precincts and voting places shall be that fixed by the Cumberland County Board of Elections, subject to change as provided by law. The Cumberland County Board of Elections is hereby requested to conduct said referendum in the City and to take all necessary steps to that end in accordance with the provisions of this section.

Section 3. The City Clerk shall cause a notice of bond referendum to be published in The Fayetteville Observer once at least fourteen days before October 14, 2022 (being the 25th day prior

to said bond referendum), and once again not less than seven days before said day, such notice to read substantially as follows:

**NOTICE OF BOND REFERENDUM
in the
CITY OF FAYETTEVILLE, NORTH CAROLINA**

A bond referendum will be held in the City of Fayetteville, North Carolina, on Tuesday, November 8, 2022, regarding the approval of the following:

1. Not to exceed \$60,000,000 PUBLIC SAFETY IMPROVEMENT BONDS of said City. The proceeds of said public safety improvement bonds would be used for acquiring, constructing and equipping various law enforcement and firefighting facilities and improvements for said City, including, without limitation, the acquisition of any related land and rights of way and the furnishing of incidental facilities and equipment, all as set forth in the bond order adopted by the City Council of said City on August 8, 2022. If said public safety improvement bonds are issued, taxes in an amount sufficient to pay the principal and interest thereof will be levied upon all taxable property in the City of Fayetteville, North Carolina;

2. Not to exceed \$25,000,000 STREETS, SIDEWALK, AND CONNECTIVITY IMPROVEMENT BONDS of said City. The proceeds of said streets, sidewalk, and connectivity improvement bonds would be used for various transportation related improvements inside and outside the corporate limits of the City, including, without limitation, street, road, mobility, sidewalk and streetscape improvements, bridges, bicycle lanes, curbs and drains, traffic controls, and greenways, and the acquisition of any related land, rights of way, and equipment, all as set forth in the bond order adopted by the City Council of said City on August 8, 2022. If said streets, sidewalk, and connectivity improvement bonds are issued, taxes in an amount sufficient to pay the

principal and interest thereof will be levied upon all taxable property in the City of Fayetteville, North Carolina; and

3. Not to exceed \$12,000,000 HOUSING BONDS of said City. The proceeds of said housing bonds would be used for community development programs to provide and rehabilitate multifamily and single family housing inside the corporate limits of the City, principally for the benefit of persons of low and moderate income, including, without limitation, the construction or rehabilitation of housing or neighborhood revitalization improvements, programs to provide loans and other financial assistance to such persons and to public and private providers of housing, and the acquisition of any related land, rights of way, and equipment, all as set forth in the bond order adopted by the City Council of said City on August 8, 2022. If said housing bonds are issued, taxes in an amount sufficient to pay the principal and interest thereof will be levied upon all taxable property in the City of Fayetteville, North Carolina.

The referendum will be conducted by the Cumberland County Board of Elections. The last day for new registration of those not now registered to vote is October 14, 2022. For further information and questions regarding said referendum, voter registration, procedures for those residents who have changed residences from the date of the last election, voting by absentee ballot, or one stop voting and polling place, please contact the Cumberland County Board of Elections, 227 Fountain Head Lane, Fayetteville, North Carolina 28301, (910) 678-7733. The Cumberland County Board of Elections' website is

<https://www.cumberlandcountync.gov/departments/election-group/elections>.

Helen L. Nelson
Chairperson, Cumberland County Board of Elections

Pamela Megill
City Clerk, City of Fayetteville, North Carolina

4. The form of the ballot questions to be used at said referendum shall be substantially as follows:

Shall the order adopted on August 8, 2022, authorizing not to exceed \$60,000,000 PUBLIC SAFETY IMPROVEMENT BONDS of the City of Fayetteville, North Carolina, plus interest, for the purpose of providing funds, together with any other available funds, for acquiring, constructing and equipping various law enforcement and firefighting facilities and improvements for said City, including, without limitation, the acquisition of any related land and rights of way and the furnishing of incidental facilities and equipment, and providing that additional taxes may be levied in an amount sufficient to pay the principal of and interest on said bonds, be approved?

YES ☐

NO ☐

Shall the order adopted on August 8, 2022, authorizing not to exceed \$25,000,000 STREETS, SIDEWALK, AND CONNECTIVITY IMPROVEMENT BONDS of the City of Fayetteville, North Carolina, plus interest, for the purpose of providing funds, together with any other available funds, for various transportation related improvements inside and outside the corporate limits of the City, including, without limitation, street, road, mobility, sidewalk and streetscape improvements, bridges, bicycle lanes, curbs and drains, traffic controls, and greenways, and the acquisition of any related land, rights of way, and equipment, and providing that additional taxes may be levied in an amount sufficient to pay the principal of and interest on said bonds, be approved?

YES ☐

NO ☐

Shall the order adopted on August 8, 2022, authorizing not to exceed \$12,000,000 HOUSING BONDS of the City of Fayetteville, North Carolina, plus interest, for the purpose of providing funds, together with any other available funds, for community development programs to provide and rehabilitate multifamily and single family housing inside the corporate limits of the City, principally for the benefit of persons of low and moderate income, including, without limitation, the construction or rehabilitation of housing or neighborhood revitalization improvements, programs to provide loans and other financial assistance to such persons and to public and private providers of housing, and the acquisition of any related land, rights of way, and equipment, and providing that additional taxes may be levied in an amount sufficient to pay the principal of and interest on said bonds, be approved?

YES []

NO []

Section 5. The City Clerk is hereby directed to mail or deliver a certified copy of this resolution to the Cumberland County Board of Elections within three days after the adoption hereof.

Section 6. This resolution shall take effect upon its passage.

Thereupon, upon motion of _____ and seconded by _____, the foregoing resolution entitled “RESOLUTION CALLING A BOND REFERENDUM” was adopted upon introduction by the following vote:

Ayes: _____

Noes: _____

* * * * *

I, Pamela Megill, City Clerk of the City of Fayetteville, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of the recorded minutes of the City Council of said City at a regular meeting held on August 8, 2022, said record having been made in the minutes of said City Council, and is a true copy of so much of said proceedings of said City Council as it relates in any way to the holding of a public hearing, the adoption of bond orders authorizing general obligation bonds of said City, and the calling of a bond referendum upon such orders.

I DO HEREBY FURTHER CERTIFY that proper notice of such regular meeting was given as required by North Carolina law.

I DO HEREBY CERTIFY that I will mail or deliver a certified copy of the resolution passed on August 8, 2022, entitled “RESOLUTION CALLING A BOND REFERENDUM” to the Cumberland County Board of elections on or before the third day following the adoption of said resolution.

WITNESS my hand and the official seal of said City this 8th day of August, 2022.

City Clerk

[SEAL]

EXHIBIT A

[A list of any persons making comments and a summary of such comments to be attached. If no comments are made, please insert “None”.]