

# DRAFT

**FAYETTEVILLE CITY COUNCIL  
REGULAR MEETING MINUTES  
COUNCIL CHAMBER  
NOVEMBER 26, 2018  
7:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Daniel Culliton (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); William J. L. Crisp (District 6); Larry O. Wright, Sr. (District 7); Theodore Mohn (District 8)

Absent: Council Member James W. Arp, Jr. (District 9)

Others Present: Douglas Hewett, City Manager  
Karen McDonald, City Attorney  
Kristoff Bauer, Deputy City Manager  
Telly Whitfield, Assistant City Manager  
Barbara Hill, Interim Assistant City Manager  
Sheila Thomas-Ambat, Interim Public Services Director  
Kevin Arata, Corporate Communications Director  
Tracey Broyles, Budget and Evaluation Director  
Brandon Christian, Police Attorney  
Mark Brown, PWC Customer Relations Director  
Pamela Megill, City Clerk  
Members of the Press

## **1.0 CALL TO ORDER**

Mayor Colvin called the meeting to order.

## **2.0 INVOCATION**

The invocation was offered by Pastor Tiffany Dahlman, Courtyard Church.

## **3.0 PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the American Flag was led by the Mayor and City Council.

## **4.0 ANNOUNCEMENTS AND RECOGNITION**

Mayor Colvin announced former Mayor Bill Hurley passed away over the weekend and expressed condolences to his family.

Council Member Jensen introduced Ms. Sarah Richardson, Senior at Jack Britt High School, Fayetteville-Cumberland Youth Council Member representative.

Mayor Colvin presented a proclamation to the Fayetteville Academy Soccer Team in celebration of them winning the 2018 State Soccer Championship and proclaiming November 26, 2018, in honor of the Fayetteville Academy Men's Soccer Team.

## **5.0 APPROVAL OF AGENDA**

**MOTION:** Council Member Wright moved to approve the agenda.

**SECOND:** Council Member Haire

**VOTE:** UNANIMOUS (9-0)

## **6.0 CONSENT AGENDA**

**MOTION:** Council Member Wright moved to approve the consent agenda with the exception of Items 6.05, 6.07, and 6.011; pulled for an explanation and separate vote.

**SECOND:** Council Member Dawkins

# DRAFT

VOTE: UNANIMOUS (9-0)

**6.01 Approval of Meeting Minutes:**

October 22, 2018 - Discussion of Agenda Items  
October 22, 2018 - Regular  
October 30, 2018 - Special  
November 5, 2018 - Work Session

**6.02 Bid Recommendation - Legend Avenue Roadway Improvements Phase 2 to Lanier Construction Company, Inc., Snow Hill, NC, the lowest responsive, responsible bidder, in the total amount of \$657,020.60.**

Bids received were as follows:

Lanier Construction Company, Inc., Snow Hill, NC .... \$657,020.60  
Highland Paving Company, LLC, Fayetteville, NC ..... \$681,556.80

**6.03 Bid Recommendation - Relay Control Switchboards for Fenix #2 Substation to Birmingham Control Systems, Bessemer, AL, the lowest responsive, responsible bidder, in the total amount of \$213,814.00.**

Bids were received on October 25, 2018, as follows:

Birmingham Control Systems, Bessemer, AL .....\$213,814.00  
Electrical Power Products, Des Moines, IA.....\$246,010.00  
Keystone Electrical Manufacturing Company, Des Moines, IA....\$231,107.27  
KVA, Inc., Greer, SC.....\$254,333.00  
Kemco Industries, Inc., Sanford, FL.....\$284,767.00

**6.04 Bid Recommendation - Prefabricated Relay Control House for Fenix Substation #2 to VFP, Inc., Salem, VA, the lowest responsive, responsible bidder, in the total amount of \$188,693.00.**

Bids were received on October 25, 2018, as follows:

VFP, Inc., Salem, VA ..... \$188,693.00

**6.05 Pulled for explanation and separate vote.**

**6.06 Adoption of Capital Project Ordinance Amendment 2019-22 (2016 Transit Capital Grant NC-2016-021) for a Federal Transit Administration Grant Award for the Purchase of 2 Buses**

Capital Project Ordinance Amendment (CPOA) 2019-22 will appropriate \$260,000.00 for the purchase of two small buses to replace buses that have exceeded their planned useful lives. The Federal Transit Administration (FTA) will provide 85 percent funding through a \$221,000.00 grant, with the local match being funded by a \$39,000.00 transfer from the Transit Operating Fund

**6.07 Pulled for explanation and separate vote.**

**6.08 Uninhabitable Structures Demolition Recommendations**

**1926 Center Street - District 2**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA REQUIRING THE CITY BUILDING INSPECTOR TO CORRECT CONDITIONS WITH RESPECT TO, OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY. 1926 Center Street, PIN # 0436-03-8709. ORDINANCE NO. NS2018-019

**854 E. Orange Street - District 2**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA REQUIRING THE CITY BUILDING INSPECTOR TO CORRECT

# DRAFT

CONDITIONS WITH RESPECT TO, OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY. 854 E. Orange Street, PIN # 0437-59-6828. ORDINANCE NO. NS2018-020

## **6.09 Adopt Budget Ordinance Amendment 2019-6 and Capital Project Ordinance 2019-20 to Appropriate Funding for Initial Phases of the Part II Terminal Improvement Project**

Adoption of Budget Ordinance Amendment (BOA) 2019-6 and Capital Project Ordinance (CPO) 2019-20 to appropriate \$700,000.00 to begin Part II of the Airline Terminal Improvement Project. The source of funds for the project is an appropriation of Airport Operating Fund net assets (fund balance).

## **6.010 Adoption of Budget Ordinance Amendment 2019-7 to Appropriate Additional Funding for Hurricane Florence Recovery Expenditures**

Budget Ordinance Amendment (BOA) 2019-7 will appropriate \$324,000.00 in the General Fund and \$1,455,000.00 in the Environmental Services Fund to provide additional funding for Hurricane Florence recovery expenditures. The funding sources for the additional appropriations are expected reimbursements from the Federal Emergency Management Agency (FEMA) and the North Carolina Department of Public Safety (NCDPS).

## **6.011 Pulled for explanation and separate vote.**

## **6.05 Adoption of Special Revenue Fund Project Ordinance 2019-7 and Capital Project Ordinance 2019-21 to Appropriate Transit Grant NC-2018-069 for Fayetteville Urban Area Elderly and Disabled Projects**

This item was pulled for an explanation and a separate vote.

Mr. Randy Hume, Transit Director, presented this item and stated the Federal Transit Administration (FTA) has awarded a \$522,725.00 grant to the City under its Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program. This grant funds a \$72,725.00 project for the City and \$450,000.00 for two projects for the Town of Spring Lake and Cumberland County (passed through to the Mid-Carolina Council of Governments (MCCOG)) as sub-recipients. Capital Project Ordinance (CPO) 2019-21 will establish a \$72,725.00 project budget for the installation of approximately 600 linear feet of sidewalk, curb and gutter along Plymouth Avenue. That infrastructure will improve access for riders and allow for the future installation of shelters and benches at higher volume stops on FAST Route 3. The FTA grant provides \$58,180.00 for the project, and the City's \$14,545.00 local share will be funded from sidewalk project funding in the City's Transportation Capital Project Fund. Special Revenue Fund Project Ordinance (SRO) 2019-7 will appropriate only the \$360,000.00 of federal grant funds for the projects for the Town of Spring Lake and the MCCOG. The required \$90,000.00 local match is to be funded by the sub-recipients.

Discussion ensued.

**MOTION:** Council Member Wright moved to adopt Capital Project Ordinance 2019-21 and Special Revenue Project Ordinance 2019-7 as presented.

**SECOND:** Council Member Waddell

**VOTE:** UNANIMOUS (9-0)

## **6.07 Fleet Maintenance Vendor Contract Award and Adoption of Budget Ordinance Amendment 2019-8 to Re-establish the City's Fleet Maintenance Internal Service Fund and Appropriate Funds for Projected Fiscal Year 2019 Expenditures**

## **DRAFT**

Mr. Kristoff Bauer, Deputy City Manager, presented this item and stated on May 10, 2017, the City received a letter from PWC stating their intent to terminate the existing fleet maintenance agreement effective June 30, 2018. This deadline was subsequently extended to June 30, 2019. The City's efforts to find a replacement service provider have culminated in two "last, best, and final" proposals from well qualified vendors. Council action is needed to authorize the execution of a service contract with the recommended vendor (Vector) and to adopt Budget Ordinance Amendment 2019-8 to re-establish the City's Fleet Maintenance Internal Service Fund and appropriate \$300,000 to support start-up costs in Fiscal Year 2019.

Discussion ensued.

**MOTION: Council Member Dawkins moved to approve Budget Ordinance Amendment 2019-8 and authorize the City Manager to execute the service contract with Vector.**

**SECOND: Council Member Wright**

**VOTE: UNANIMOUS (9-0)**

### **6.011 Parks and Recreation Bond Financial Plan Approval**

Mr. Kristoff Bauer, Deputy City Manager, presented this item and stated the initial financial plan was developed based on January 4, 2016, Council action to identify the projects to be funded by the Parks Bond and allocate funding to each. The current plan includes adjustments to the timing of some projects based on the direction of the Committee. Additional adjustments were recommended by the Committee during a meeting on April 19, 2018, which are summarized in the memorandum included in the agenda packet. The Council confirmed a number of the Committee's recommendations during the May 7, 2018, work session including increasing funding for the senior centers and adjusting the timing and location for the sports field complex. After that work session, the City received an offer from Fort Bragg to make property off of McArthur Road available to the City for the development of sports fields. Fort Bragg has proposed to provide this property through a no cost 50-year easement in subsequent conversations. Moving that project from the Military Business Park to this new location allowed funding that had been identified for property acquisition and broader site improvements to be reallocated. The Committee recommended the following during their September 26, 2018, meeting:

- Identify Cliffdale and E.E. Miller Splash Pads as Future Unfunded
- Split the funding for the "TBD" Splash Pad among two new projects
  - o Stadium Play Space (installing a permanent play structure and other improvements in this area of the stadium)
  - o Plaza Fountain (a water feature in the public plaza between the stadium, Prince Charles, and the new parking garage and mixed use building)
- Split the Sports Field Complex project into two projects with soccer going to the Jordan Soccer Complex and Baseball going to the new McArthur Road location
- Reduce funding for the Cape Fear River Park to balance total expenditures at \$35 million
- Adjust timing of projects

Mr. Bauer explained Council discussed these issues during the work session of November 5, 2018, and provided consensus supporting the financial plan described as "Option A" which is included in the

# DRAFT

agenda packet. That option responds to the financial issue described in the next section. Staff reviewed the financial plan based on Committee direction at the September 26, 2018, meeting and found that the debt service funding model would be slightly out of balance based upon projected revenue growth and assumptions for interest rates on the bond issuances. There was a shortfall of dedicated funds projected in fiscal year 2030, which would continue until fiscal year 2035. This was discussed with the Committee during their October 24, 2018, meeting and they directed staff to bring the funding plan to Council with options to address the funding shortfall. Revenues from 1.42 cents of the City's 49.95 cent tax rate are dedicated to support the Parks and Recreation bond projects and debt service. Staff presented options for Council consideration at the November 5, 2018, work session to address the projected shortfall in dedicated resources. The consensus of Council was to move Option A forward for approval as follows:

Option A - Should the Council wish to restrict resources solely to the dedicated tax rate, the bond debt service could be funded within those resources if the River Park and the Tennis Center projects are each deferred by one year.

- Pro - No additional resources needed
- Con - Projects deferred by one year; may defer projects needlessly should financial trends be more favorable than projected

The summary of this option is included in the agenda packet, and the project funding summary has been revised accordingly.

Discussion ensued.

**MOTION:** Council Member Culliton moved to approve the financial plan for Parks and Recreation bond projects.  
**SECOND:** Council Member Jensen  
**VOTE:** UNANIMOUS (9-0)

## 7.0 OTHER ITEMS OF BUSINESS

### 7.01 Presentation of Appointment Committee Recommendations for Boards and Commissions Appointments

Council Member Crisp presented this item and stated the Appointment Committee met on November 15, 2018, to review applications for appointments to boards and commissions. It is from that meeting the Appointment Committee presents the recommendations for appointments to the City of Fayetteville boards and commissions. The Appointment Committee unanimously approved the following five appointments:

#### Board of Appeals

Ms. Vanessa Iacovenne  
Ms. Charay S. Dupree

November 2018-September 2021  
November 2018-September 2021

#### Stormwater Advisory Board

Mr. Edward Parks  
Mr. Alton Miller

November 2018-September 2019  
November 2018-September 2019

#### Wrecker Review Board

Mr. Michael Jones

November 2018-September 2020

**MOTION:** Council Member Waddell moved to approve the recommendations for the boards and commissions appointments, effective November 26, 2018.  
**SECOND:** Council Member Jensen  
**VOTE:** UNANIMOUS (9-0)

## 8.0 ADMINISTRATIVE REPORTS

# DRAFT

## 8.01 Monthly Statement of Taxes for October 2018

2018 Taxes .....	2,589,335.91
2018 Vehicle, .....	3,302.93
2018 Taxes Revit .....	3,232.34
2018 Vehicle Revit .....	0.00
2018 FVT .....	295.00
2018 FTT .....	295.00
2018 Storm Water .....	1,168,596.80
2018 Fay Solid Waste Fee .....	507,493.91
2018 Annex .....	0.00
2017 Taxes .....	72,399.22
2017 Vehicle .....	54.76
2017 Taxes Revit .....	0.00
2017 Vehicle Revit .....	0.00
2017 FVT .....	20.00
2017 FTT .....	20.00
2017 Storm Water .....	9,743.42
2017 Fay Solid Waste Fee .....	9,732.88
2017 Annex .....	0.00
2016 Taxes .....	24,360.12
2016 Vehicle .....	0.17
2016 Taxes Revit .....	0.00
2016 Vehicle Revit .....	0.00
2016 FVT .....	0.00
2016 FTT .....	0.00
2016 Storm Water .....	699.97
2016 Fay Storm Water .....	0.00
2016 Fay S Waste Fee .....	640.41
2016 Annex .....	0.00
2015 Taxes .....	869.12
2015 Vehicle .....	0.00
2015 Taxes Revit .....	0.00
2015 Vehicle Revit .....	0.00
2015 FVT .....	0.00
2015 FTT .....	0.00
2015 Storm Water .....	68.51
2015 Fay Storm Water .....	137.01
2015 Fay S Waste Fee .....	156.95
2015 Annex .....	0.00
2014 and Prior Taxes .....	866.38
2014 and Prior Vehicle .....	1,076.24
2014 and Prior Taxes Revit .....	0.00
2014 and Prior Vehicle Revit .....	0.00
2014 and Prior FVT .....	146.82
2014 and Prior FTT .....	136.80
2014 and Prior Storm Water .....	24.48
2014 and Prior Fay Storm Water .....	46.47
2014 and Prior Fay S Waste Fee .....	71.29
2014 and Prior Annex .....	0.00
Interest .....	6,857.96
Revit Interest .....	0.00
Fay Storm Water Interest prior .....	24.49
Fay Storm Water Interest 2015 .....	48.96
Fay Storm Water Interest 2016 .....	948.72
Annex Interest .....	0.00
Solid Waste Interest .....	999.35
FTT Interest .....	61.43
Total Tax and Interest .....	\$4,402,763.82

## 8.02 Fort Bragg Army Community Partnership Program - Intergovernmental Service Agreements (IGSA's)

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This item was for information only and was not discussed.

9.0 ADJOURNMENT

There being no further business, the meeting adjourned at 7:43 p.m.

Respectfully submitted,

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PAMELA J. MEGILL  
City Clerk

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MITCH COLVIN  
Mayor