

**FAYETTEVILLE CITY COUNCIL  
REGULAR MEETING MINUTES  
COUNCIL CHAMBER  
FEBRUARY 12, 2018  
7:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Tyrone Williams (District 2); Tisha S. Waddell (District 3); Johnny Dawkins (District 5); William J. L. Crisp (District 6); Theodore Mohn (District 8); James W. Arp, Jr. (District 9)

Absent: Council Members D. J. Haire (District 4); Larry O. Wright, Sr. (District 7)

Others Present: Douglas Hewett, City Manager  
Karen McDonald, City Attorney  
Kristoff Bauer, Deputy City Manager  
Jay Reinstein, Assistant City Manager  
Telly Whitfield, Assistant City Manager  
Gina Hawkins, Police Chief  
Cheryl Spivey, Chief Financial Officer  
Tracey Broyles, Budget and Evaluation Director  
Gerald Newton, Development Services Director  
Rob Stone, Public Services Director  
Cindy Blot, Economic and Community Development  
Director  
Jay Toland, Special Assistant to the City Manager  
Kevin Arata, Corporate Communications Director  
Mark Brown, PWC Customer Relations  
Lou Cannon, Partner, RSM US LLP  
Jane Starling, Deputy 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 Joshua Goodman, Cliffdale Christian Center.

**3.0 PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the American Flag was led by Boy Scout Troop 29 and Troop Leader James Chrisom.

**4.0 ANNOUNCEMENTS AND RECOGNITION**

Mayor Colvin wished good health and quick recovery to Council Members Haire and Wright.

Council Member Arp introduced City Happenings Newsletter, and announced residents can subscribe via the City website.

Council Member Jensen introduced Ms. Emily Bresee, the Fayetteville-Cumberland Youth Council (FCYC) Member who is a senior at Grays Creek High School, representing FCYC this evening.

Mayor Colvin presented a Proclamation to Mr. Chip Lucas, Executive Director, Career and Technical Education, proclaiming the month of February 2018 "Career and Technical Education Month".

## 5.0 APPROVAL OF AGENDA

MOTION: Council Member Arp moved to approve the agenda.  
SECOND: Council Member Williams  
VOTE: UNANIMOUS (8-0)

## 6.0 CONSENT AGENDA

MOTION: Council Member Arp moved to approve the consent agenda.  
SECOND: Council Member Dawkins  
VOTE: UNANIMOUS (8-0)

### 6.01 Approval of Meeting Minutes:

March 22, 2017 - Special  
January 2, 2018 - Work Session  
January 8, 2018 - Regular  
January 22, 2018 - Discussion of Agenda Items

### 6.02 Appointment of Deputy Finance Officers for the Purpose of Signing Certain Purchase Orders, Contracts and Agreements

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, APPOINTING DEPUTY FINANCE OFFICERS FOR THE PURPOSE OF SIGNING CERTAIN PURCHASE ORDERS, CONTRACTS AND AGREEMENTS. RESOLUTION NO. R2018-003

### 6.03 \$3,223,745.00 Motorola Equipment Financing with U. S. Bancorp Government Leasing and Finance, Inc.

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN INSTALLMENT FINANCING AGREEMENT, A SECURITY AGREEMENT, AN ESCROW AGREEMENT AND RELATED DOCUMENTS IN CONNECTION WITH THE FINANCING OF RADIO COMMUNICATIONS EQUIPMENT FOR THE CITY OF FAYETTEVILLE, NORTH CAROLINA. RESOLUTION NO. R2018-008

### 6.04 Approval of municipal certificates with NCDOT for speed limit revisions along Raeford Road from Bunce Road to the Hoke County line

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA REQUESTING APPROVAL OF MUNICIPAL CERTIFICATES WITH NCDOT FOR SPEED LIMIT REVISIONS ALONG RAEFORD ROAD FROM BUNCE ROAD TO THE HOKE COUNTY LINE. ORDINANCE NO. NS2018-007

### 6.05 Adoption of Capital Project Ordinance Amendment 2018-40 to Provide Additional Funding for the Design of the Sidewalk Project on the East Side of Rosehill Road from Country Club Drive Northward to Shaw Mill Road

Capital Project Ordinance Amendment 2018-40 will appropriate a \$6,295.00 transfer from the General Fund to the Rosehill Road sidewalk project. Additional design work is needed to mitigate unforeseen drainage revisions necessary for the construction of the sidewalk, resulting in the need for additional funding.

### 6.06 Adoption of Budget Ordinance Amendment 2018-14 and Special Revenue Fund Project Ordinance 2018-14 for a Rural Economic Development Grant for Kinlaws Rentals LLC, from the North Carolina Department of Commerce

The City of Fayetteville has been awarded a \$110,000.00 Rural Economic Development Grant from the North Carolina Department of Commerce for a building reuse loan for Kinlaws Rentals LLC. Kinlaws Rentals LLC will undertake substantial renovations of its property at 1802 Sapona Road, Fayetteville, NC 28312, and in turn, guarantee creation of 11 new full-time jobs. The grant requires that the City provide a 5 percent, or \$5,500.00, cash match for the project. Budget Ordinance Amendment 2018-14 will appropriate \$5,500.00 from General Fund fund balance to provide the required matching funds. Special

Revenue Project Ordinance 2018-14 will appropriate \$110,000.00 of grant proceeds and the City's \$5,500.00 match for the project. At least \$220,000.00 of qualified project expenditures will have to be made by Kinlaws Rental LLC to qualify for the funding.

**6.07 Resolution to Set Public Hearing to Consider Closing a Portion of Merrimac Drive**

**A RESOLUTION AUTHORIZING A PUBLIC HEARING REGARDING THE PROPOSED CLOSING OF A PORTION OF MERRIMAC DRIVE. RESOLUTION NO. R2018-004**

**6.08 Resolution to Designate the Economic and Community Development Director to Execute Documents Relative to the Environmental Review Process for Community Development Block Grants**

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER AS THE CERTIFYING OFFICERS FOR HUD ENVIRONMENTAL REVIEW PROCEDURES TO DESIGNATE THE ECONOMIC AND COMMUNITY DEVELOPMENT DIRECTOR TO EXECUTE DOCUMENTS RELATIVE TO THE ENVIRONMENTAL REVIEW PROCESS AS REQUIRED BY FEDERAL REGULATIONS. RESOLUTION NO. R2018-005**

**6.09 Phase 5 Annexation Areas 16 and 17 Resolution Declaring Costs, Preliminary Assessment Roll, and Public Hearing**

**RESOLUTION DECLARING COST AND ORDERING PREPARATION OF PRELIMINARY ASSESSMENT ROLL AND SETTING TIME AND PLACE FOR PUBLIC HEARING ON PRELIMINARY ASSESSMENT ROLL. RESOLUTION NO. R2018-006**

**6.10 Adopt a Resolution Supporting a Civil Action against Those Legally Responsible for the Wrongful Distribution of Prescription Opiates**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, AUTHORIZING REPRESENTATION FOR THE CITY OF FAYETTEVILLE, NORTH CAROLINA, IN A CIVIL SUIT AGAINST THOSE LEGALLY RESPONSIBLE FOR THE WRONGFUL DISTRIBUTION OF PRESCRIPTION OPIATES AND DAMAGES CAUSED THEREBY. RESOLUTION NO. R2018-007**

**7.0 REPORTS FROM BOARDS AND COMMISSIONS**

**7.01 Report by RSM US LLP of the Audit and Financial Results for the Year Ended June 30, 2017**

Ms. Cheryl Spivey, Chief Financial Officer, introduced Mr. Lou Cannon, a partner with the audit firm, RSM US LLP. Mr. Cannon presented the auditor's report and financial results with the aid of a PowerPoint presentation.

**MOTION: Council Member Crisp moved to accept the report.**

**SECOND: Council Member Dawkins**

**VOTE: UNANIMOUS (8-0)**

**8.0 PUBLIC FORUM**

Mr. Cedric Coleman, 1944 Abbeydale Lane, Volunteer Coach, Cumberland County Parks and Recreation, expressed concerns for the lack of grievance opportunities.

Mr. Tom Clark, 4643 Goldsboro Road, Wade, NC, addressed issues related to the Atlantic Coast Pipeline.

Ms. Elizabeth Stiff, Stellman Drive, Fayetteville, NC, expressed concerns for the PWC billing.

Mr. Clarence Briggs, 421 Maiden Lane, Fayetteville, NC, expressed concerns for the PWC billing and requested an external audit of PWC.

Ms. Joan Daniels, 236 Stone Leaf Drive, Fayetteville, NC, announced there would be a free dental, vision and health clinic on April 13 and 15, 2018, at the Crown Arena.

Ms. Karla Austin, 2128 Yellowbrick Road, Fayetteville, NC, requested a resolution from the City of Fayetteville to oppose the proposed changes of how state law administers elections for judges.

Mr. Eronomy Smith, 1200 Murchison Road, Fayetteville, NC, addressed the state of the City and stated PWC holds regular open meetings that all citizens may attend.

Ms. Patricia Dilworth, 1910 Eichelberger Drive, Fayetteville, NC, expressed concerns for the PWC power bill, lack of crosswalks, and lack of speed bumps.

Ms. Angela Carter, 421 Truth Court, Fayetteville, NC, addressed PWC billing practices.

Mr. Stephen Williams, 6721 Arnish Court, Fayetteville, NC, addressed PWC billing practices.

Ms. Delores Upchurch, 439 Westwood, Fayetteville, NC, addressed PWC billing practices.

Mr. Chillenko Hurst, 230 Lincoln Drive, Fayetteville, NC, addressed PWC rate increases and expressed concerns regarding the upgrade of sewer and water lines.

Mr. Craig Pearson, 6524 Laguna Drive, Fayetteville, NC, addressed PWC billing practices, and stated Duke Energy is looking into ways to return savings to the customers.

Ms. Gail Arakre, 3707 North Gail Circle, Fayetteville, NC, addressed the FAST certification policy.

## **9.0 ADMINISTRATIVE REPORTS**

### **9.01 PWC Resolution #PWC2018.01 Authorizing the Condemnation of Easements and Delegation of RE Acquisition Authority to the GM**

This item was for information purposes only, and was not discussed.

## **10.0 ADJOURNMENT**

There being no further business, the meeting adjourned at 8:17 p.m.

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