



# City of Fayetteville

433 Hay Street  
Fayetteville, NC  
28301-5537  
(910) 433-1FAY (1329)

## Meeting Agenda - Final City Council Regular Meeting

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Monday, June 22, 2015

7:00 PM

Council Chamber

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REVISED

1.0 CALL TO ORDER

2.0 INVOCATION

3.0 PLEDGE OF ALLEGIANCE

4.0 ANNOUNCEMENTS AND RECOGNITIONS

5.0 APPROVAL OF AGENDA

6.0 CONSENT AGENDA

**6.01**      [15-366](#)      Approval of Meeting Minutes:  
May 20, 2015 - Budget Work Session  
May 26, 2015 - Discussion of Agenda Items  
May 26, 2015 - Regular  
June 4, 2015 - Special  
June 8, 2015 - Discussion of Agenda Items  
June 8, 2015 - Regular  
COUNCIL DISTRICT(S): ALL

**Attachments:**

[052015 Budget WKS.doc](#)

[052615 Discussion of Agenda Items.doc](#)

[052615 Regular.doc](#)

[060415 Special.doc](#)

[060815 Discussion of Agenda Items.doc](#)

[060815 Regular.doc](#)

- 6.02**      [15-309](#)      P15-15F. The initial zoning of property from M(P) County - Manufacturing with a Plan Zoning District to HI - Heavy Industrial Zoning District, or a more restrictive district, located at 1191 Wilmington Highway, and being the property of Tracie De Carlo.

COUNCIL DISTRICT(S):      2

**Attachments:**

[Zoning Map](#)

[Current Landuse Map](#)

[Landuse Plan Map](#)

[Annexation Petition](#)

[Property of Ruth Brewington \(Plat Book 105-Page 46\)](#)

[Site Photo 1](#)

[Site Photo 2](#)

[Site Photo 3](#)

- 6.03**      [15-310](#)      P15-12F. The rezoning of property from SF-10 - Single Family Residential district to CC - Community Commercial Zoning District, or to a more restrictive district, located at 836 S. Reilly Road, and being the property of Pam Wood Investments LLC.

COUNCIL DISTRICT(S):      7

**Attachments:**

[Zoning Map](#)

[Current Landuse Map](#)

[Landuse Plan Map](#)

[Application](#)

[Site Photo 1](#)

[Site Photo 2](#)

[Site Photo 3](#)

- 6.04**      [15-316](#)      P15-14F. The rezoning of property from NC - Neighborhood Commercial district to LC - Limited Commercial Zoning District, or to a more restrictive district, located at 933 & 1005 Hope Mills Road, and being the property of Gary S. Langdon.

COUNCIL DISTRICT(S):      5

**Attachments:**

[Zoning Map](#)  
[Current Landuse Map](#)  
[Landuse Plan Map](#)  
[Site Photo 1](#)  
[Site Photo 2](#)  
[Site Photo 3](#)  
[Site Photo 4](#)  
[Site Photo 5](#)  
[Site Photo 6](#)  
[Site Photo 7](#)

- 6.05**      [15-339](#)      Budget Ordinance Amendment 2015-15 (General Fund)  
COUNCIL DISTRICT(S): All

**Attachments:**

[BOA 2015-15](#)

- 6.06**      [15-375](#)      Runway 10/28 Rehabilitation - North Carolina Department of Transportation Grant and Capital Project Ordinance Amendment 2015-37  
COUNCIL DISTRICT(S): All

**Attachments:**

[State Grant RW10-28 Design](#)  
[CPOA 2015-37 Runway 10-28 Rehabilitation](#)

- 6.07**      [15-351](#)      Airport - Amendment to Ordinance Regulating Smoking on City Property  
COUNCIL DISTRICT(S): All

**Attachments:**

[Smoking ordinance amendment \(airport\)](#)  
[Sec. 2 121. Regulation of smoking on city property\(redline\)](#)  
[Airport Designated Smoking](#)

- 6.08**      [15-363](#)      Adopt Resolution to fund the construction of the Connector Phase of Linear Park Trail to Cape Fear River Trail - Phase 2, Part A  
COUNCIL DISTRICT(S): 2

**Attachments:**

[Resolution-Cape Fear River Trail Connector to Linear Park Trail](#)  
[Linear Trail Cape Fear River Trail Connector](#)

- 6.09**      [15-201](#)      Transit DBE Program Goal Approval  
**Attachments:**      [DBE Program -Market Area 2016-18](#)  
   [A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE](#)
- 6.010**      [15-364](#)      Resolution to Set Public Hearing to Consider Closing a Portion of  
   Chance Street  
   COUNCIL DISTRICT(S): District 2  
**Attachments:**      [ChanceStreet Resolution for Hearing](#)  
   [Chance St Map](#)
- 6.011**      [15-365](#)      Uninhabitable Structures Demolition Recommendations  
   514 Link Street                      District 2  
   615 North Street                    District 2  
   619 North Street                    District 2  
   COUNCIL DISTRICT(S):            2  
**Attachments:**      [Link Street, 514 - Aerial Map](#)  
   [Link Street, 514 - Ordinance](#)  
   [Link Street, 514 - Photos](#)  
   [North Street, 615 - Aerial Map](#)  
   [North Street, 615 - Ordinance](#)  
   [North Street, 615 - Photos](#)  
   [North Street, 619 - Aerial Map](#)  
   [North Street, 619 - Ordinance](#)  
   [North Street, 619 - Photos](#)
- 6.012**      [15-368](#)      Rescind Demolition Ordinance  
   COUNCIL DISTRICT(S): 4  
**Attachments:**      [Essex Place, 1090 - Demolition Ordinance](#)  
   [Essex Place, 1090 - Proposed Resolution Rescinding Demolition Ordinance](#)

- 6.013**      [15-378](#)      North Carolina Clean Water Management Trust Fund Grant for Person Street Innovative Stormwater Greenscape, Capital Project Ordinance Amendment 2015-39, and Capital Project Ordinance 2015-27

COUNCIL DISTRICT(S): District 2

**Attachments:**

[Project brochure](#)

[Project limits](#)

[Grant award letter](#)

[Grant Contract](#)

[Grant Resolution](#)

[CPOA 2015-39 Stormwater Improvement Projects](#)

[CPO 2015-27 Person Street Innovative Stormwater Greenscape](#)

- 6.014**      [15-381](#)      Award Contract for Resurface Various Streets 2016 - Phase I  
COUNCIL DISTRICT(S): All

**Attachments:**

[Resurface 2016 PH 1 Area Maps](#)

[Resurface 2016 PH 1 Street List](#)

- 6.015**      [15-383](#)      Award Contract for the Purchase of Two (2) 37-Passenger Buses

- 6.016**      [15-390](#)      Tax Refunds Greater Than \$100  
COUNCIL DISTRICT(S): 9

**Attachments:**

[Charles Morgan tax refund](#)

## 7.0 REPORTS FROM BOARDS AND COMMISSIONS

- 7.01        [15-345](#)        Annual Report of the Fayetteville Planning Commission  
COUNCIL DISTRICT(S): All

## 8.0 PUBLIC HEARINGS

*For certain issues, the Fayetteville City Council may sit as a quasi-judicial body that has powers resembling those of a court of law or judge. The Council will hold hearings, investigate facts, weigh evidence and draw conclusions which serve as a basis for its decisions. All persons wishing to appear before the Council should be prepared to give sworn testimony on relevant facts.*

- 8.01        [15-314](#)        P15-10F. The issuing of a Special Use Permit to allow for Self-Service Storage (Mini-warehouse) to be located at 6232 Bragg Boulevard, and being the property of Albert F. Metzger.

COUNCIL DISTRICT(S):        3

**Attachments:**

[Zoning Map](#)

[Current Landuse Map](#)

[Landuse Plan Map](#)

[Application](#)

[Site Plan](#)

[Site Photo 1](#)

[Site Photo 2](#)

[Site Photo 3](#)

[Site Photo 4](#)

[Site Photo 5](#)

- 8.02**      [14-390](#)      P14-45F. The rezoning of property from SF-10 - Single Family Residential district to LC - Limited Commercial Zoning District, or to a more restrictive district, located at 1037 71st School Road, and being the property of J. Vernon Peterson. (Valid Protest Petition filed on this case)

COUNCIL DISTRICT(S): 7

**Attachments:**

[P14-45F Zoning Map](#)  
[P14-45F Current Landuse Map](#)  
[P14-45F 2010 Landuse Plan Map](#)  
[Protest Petition](#)  
[Protest Petition Area - Map of Signers](#)  
[P14-45F Application](#)  
[Site Photo 1](#)  
[Site Photo 2](#)  
[Site Photo 3](#)  
[Site Photo 4](#)  
[Site Photo 5](#)

- 8.03**      [15-370](#)      Annexation of the Tracie De Carlo Property

**Attachments:**

[Appendix A-Summary of Services Costs & Revenues-Tracie De Carlo Property.](#)  
[Appendix B-Summary of Financial Impact of Annexation on the Owner-Based on Proposed Annexation Ordinance Tracie De Carlo Property-1191 Wilmington Highway Vicinity Map 1 Tracie De Carlo Property-1191 Wilmington Highway Rev 05081 Vicinity Map 2 With PWC Water and Sewer Lines Tracie De Carlo Property-1191 Legal Description Map-Tracie De Carlo Property-1191 Wilmington Highway.pdf](#)  
[Basic Info Sheet-Tracie De Carlo Property-1191 Wilmington Highway.doc](#)  
[Sufficiency Memo\\_1191WilmingtonHwy.doc](#)  
[100\\_6355.JPG](#)  
[100\\_6356.JPG](#)  
[100\\_6357.JPG](#)  
[100\\_6358.JPG](#)

## 9.0 OTHER ITEMS OF BUSINESS

- 9.01**      [15-386](#)      Establishment of a Purchasing Office  
COUNCIL DISTRICT(S): All

**Attachments:**

[Purchasing Office Establishment](#)

- 9.02      [15-352](#)      Federal Aviation Administration Airport Improvement Program Grant Approval, Capital Project Ordinance Amendment 2015-38, and Budget Ordinance Amendment 2015-16  
COUNCIL DISTRICT(S): All

**Attachments:**      [CPOA 2015-38 Airport Improvement Project 43](#)  
[BOA 2015-16 Airport Fund](#)

- 9.03      [15-377](#)      Recommendation for FY16 Pool Location  
COUNCIL DISTRICT(S): 3

**Attachments:**      [Proposed Pool Location Sites for Council Approval\\_06172015](#)

- 9.04      [15-382](#)      City Sponsorship for the Latino Community Connections Event

**Attachments:**      [Sponsorship Community Events - Agenda 4.09](#)

- 9.05      [15-369](#)      Appointment Committee Recommendations of Appointments to Board and Commissions  
COUNCIL DISTRICT(S): ALL

**Attachments:**      [Recommended Appointments for June 2015](#)

- 9.06      [15-392](#)      Resolution in Support of the Connect NC Initiative

COUNCIL DISTRICT(S): ALL

**Attachments:**      [Connect NC.docx](#)  
[NC Connect - Investing in our future.pdf](#)

## 10.0 ADMINISTRATIVE REPORTS

- 10.01      [15-367](#)      Monthly Statement of Taxes - May 2015  
COUNCIL DISTRICT(S): ALL

**Attachments:**      [Tax Statement - May 2015.pdf](#)

## 11.0 ADJOURNMENT

### **POLICY REGARDING PUBLIC HEARING AGENDA ITEMS**

Anyone desiring to address the Council on an item that is not a public hearing must present a written request to the City Manager by 10:00 a.m. on the Wednesday preceding the Monday meeting date.

### **POLICY REGARDING NON-PUBLIC HEARING AGENDA ITEMS**

Individuals wishing to speak at a public hearing must register in advance with the City Clerk. The Clerk's Office is located in the Executive Offices, Second Floor, City Hall, 433 Hay Street, and is open during normal business hours. Citizens may also register to speak immediately before the public hearing by signing in with the City Clerk in the Council Chamber between 6:30 p.m. and 7:00 p.m.

**CLOSING REMARKS****POLICY REGARDING CITY COUNCIL MEETING PROCEDURES  
SPEAKING ON A PUBLIC AND NON-PUBLIC HEARING ITEM**

Individuals who have not made a written request to speak on a nonpublic hearing item may submit written materials to the City Council on the subject matter by providing twenty (20) copies of the written materials to the Office of the City Manager before 5:00 p.m. on the day of the Council meeting at which the item is scheduled to be discussed.

**COUNCIL MEETING WILL BE AIRED  
MONDAY JUNE 22, 2015 @ 7:00 P.M.  
FAY TV 7****Notice Under the Americans with Disabilities Act (ADA):**

*The City of Fayetteville will not discriminate against qualified individuals with disabilities on the basis of disability in the City's services, programs, or activities. The City will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the City's programs, services, and activities. The City will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all City programs, services, and activities. Any person who requires an auxiliary aid or service for effective communications, or a modification of policies or procedures to participate in any City program, service, or activity, should contact the office of Ron McElrath, ADA Coordinator, at [rmcelrath@ci.fay.nc.us](mailto:rmcelrath@ci.fay.nc.us), 910-433-1696, or the Office of the City Clerk at [cityclerk@ci.fay.nc.us](mailto:cityclerk@ci.fay.nc.us), 910-433-1989, as soon as possible but no later than 72 hours before the scheduled event.*