AGENDA

Meeting Type:	B
Date:	04/26/1993
SUBJECT	

City of Charlotte, City Clerk's Office

City Council Meeting		4-26-93
Mayor Vincent	✓	
Campbell	✓	
Clark Feeter	✓	
Hammond	✓	X XX
Mc Cray	✓	X XXX
Majied	✓	X XXX
Morgan	✓	X XX
Martin	✓	X
Patterson	✓	XX
Reid	✓	XXX
Scarborough	✓	
Wheeler	✓	
6:30		
Mayor		
Rev. Scott Green - Invocation		
Mayor - Clerk's Week Proclamation		
Street Matter		
Jim Mongo		
Tom Sadler		
Mayor		
Hoyle Martin		
Cloffelter		
Vincent		

Malter
Jim Leavelle
Reid
Leavelle
Vinroot
Martin
Ethel McBryde
Robert Keith Johnson
Vinroot
Hammond
Vinroot
Arthur Lillian - Nivens Ed. Est.
Property
Majeed
Vinroot
Rev. James Barnette
Martin
Vinroot
Sarah Ballards
Vinroot
Ballards
Willie Green
Vinroot
Green
Laura Wayman

Majeed
Louise White
Rev. Puron Griffin
Vincent
Patterson

City Staff contact Mrs. Sarah Ballards

Martin
Majeed
Scarborough - Where is it on the priority list?
Morgan
Reid
Vincent
Mabel Hubbard
Martin
Hubbard
Martin
Hubbard
Martin
Hubbard
Martin
Hubbard
Chief Patterson
Anthony Ford

Martha Brown
Vinroot
Patsy White
Vinroot
Wade Ferguson
Adrian Jenkins
Vinroot
Reid
Vinroot
Patterson
Vinroot
Martin
Majeed
McCrory
Scarborough - Recreation on a larger scale;
Reginald Drakeford -- Tape 2. 7:58
8:00

8:00 p.m.

Vinroot

#1 App 5 Minutes

Mar / Patt App.

Tman.

Majed, Vinroot Pull #28, 27- Freeze Corrections +

#2- #25 - Speaker

Mar / White App Rest

Tman.

#25 - Jiten Pandya

Vinroot

White

J. W. Walters

Morgan / App.

Vinroot

Walters

Majed - Registered Nurse

Walters - Yes

Pandya

Walters

Vinroot

Morgan / Hammond App.

Vinroot

Majed

Walters

Pandya

Majeed
Vinroot
Majeed
Walton
Reid
Walton
Vinroot
Pandya
Vinroot
VOTE -
No - Majeed + Reid
Vinroot
#28 Reid
Syfert
Reid
Syfert
Reid
Syfert
Reid
~~Syfert~~ Syfert
Scarborough
Martin
Syfert
Martin
Syfert

Mangum / Wheeler App.
Unan.

Wheeler:
Wheeler / Martin Move

#17 + #18 up to beginning
of regular agenda
Unan.

#17 Martin / Scarborough - Deny
Vinroot
Underhill
Unan.

#18 McCoy / Hammond App.
Unan.

Mojeed / Move #10 to now
Vinroot

#3 - Report on Transit Service Review
White
Harvey Joyner - Berto - Bachman
Council must first decide what
kind of service they want to
provide, then how much
service they want to provide.

Don't be afraid to start a service & if it doesn't work, terminate it.

White

Majeed

Joyner

Majeed

Joyner

Majeed

Reid - Are there any systems that are privatized + subsidized?

Joyner - Raleigh is privatized

Reid - Are there any that are not subsidized?

Joyner - No.

Martin

Joyner

Martin

Joyner -

White

Martin

Joyner

Martin

Joyner

Hammond

Joyner

Hammond

Joyner

Hammond Origins + Destinations

Joyner

Hammond - People's needs

Joyner

Hammond

Campbell

Joyner

Campbell

Joyner

McCrory

Joyner

McCrory

White

McCrory

McCrory/Morgan discuss routes that -

White - do after Presley's presentation

Majeed

Campbell

Majeed

Vinroot

McCrory

Mayor - Send out notice with Storm Water Bills & this has increased

White
Vinroot
Scarborough
Joyner
Scarborough
White
Boyd Cable
Scarborough - Are you asking for all the funds
Cable - Yes. for this consultant?
Scarborough
Cable Agreed $200,00
Wheeler - Where will we find it?
Cable
Wheeler
Cable - Get at what this Council has a problem with; what will the "Vision" cost?
Wheeler - what is source of funds?
White
Wheeler

#4 - Bob Pressley
a. Budget Review
b. R Transit Servi
c. Implement Part Tra
d.

Part of Item 4 is done - NAme - ITem. NO4
#5 is Completed. NAme. ITem. NO5

Explanation of Savings | Page 3, 9:30 p.m.
Vinroot
Barney Lawson - Consider as much privatization as much as possible - Subsidize people not the system.
Mary Clayton - Read letter from UTC (UPTOWN TRANS. COUNCIL) Chairman - Bill McGee
Christine Taylor
Vinroot
Wilder stay here * White
Mangum / Patterson Opp. Process
Reid - Believe voters should figure any funding increase.
Vinroot
Hammond
Vinroot
Scarborough
Vinroot
White - We would Touch L
VOTE - Tenen.

Scarborough - Want a copy of the proxy

Hammond - Send option for Transit District Vision to Trans. Comm.

Option to increase funding, hold off on Trans. Comm. until legislature decides on $5 license tax.

Hammond / Campbell - App. a + b, and c to Trans. Comm; Approve 1+2 but defer 3

Pickup start

* McCrory

Patterson

Morgan

Pressley

Hammond

Pressley

Hammond

Mizell - Fund transit system with elimination of unproductive routes

Hammond

Scarborough

Hammond

Clodfelter - Express routes you brought before?

Pressley

Clodfelter

Pressley

Patterson

White -	
Clodfelter	
Hammond	
Clodfelter	
Campbell -	Give them a chance to increase
Pressley	ridership & didn't work.
Patterson	
Pressley	
Campbell	
Clodfelter	
Campbell	
Patterson - Next	Hill did not
improve.	
Clodfelter	
Campbell	
Reid	
Pressley	
~~Hammond~~ Reid	
Hammond	
Reid	
Hammond	
Reid	
Pressley	
Hammond	
Vinroot	

Martin
Scarborough
Pressley
VOTE - Unan.
Vinroot
#5 Patterson / Mangum Defer
Reid
Patterson
Wheeler - Council will not support any skeleton bill to go to the legislature
VOTE - Unan.

Break 10:02
Resume 10:10

#6 Vinroot
Barney Lawson
Vinroot
Hammond - Recommend a pilot approval of about 200 homes Could be done by using donated or loaned cans, 1 loaned truck
Hammond/Patterson App
Mangum - is 90 days enough?
Wayne Pearson - Yes after 12 collections

Mangum - Leasing
Pearson
Majeed - Size of containers?
Pearson - 90 gallons
Mangum
Pearson
Majeed - Is that the Max?
Pearson
Wheeler - Cost of Pilot Program?
Pearson - Retrofit of a truck $25,000
Wheeler
Pearson - Lease a truck for less
Wheeler
Vinroot
Clodfelter - Why not run a parallel experiment on 2 a week roll-out?

Martin - Still meet needs of elderly + handicapped?
Pearson - Yes. Thing of beauty
Martin - Truck that can do 2 things?
Pearson.
Martin
Pearson 2 in July
Martin

Pearson	
Vinroot	
McCrory -	
Reid - Run 2 experiments parallel	
Martin	
Reid - One other	condition - don't
spend money until we know.	
Try a privatization experiment also.	
Patterson - What would trying	
both mean?	
Pearson - Measurement of 2nd	
collection	
Patterson - also how many don't	
over roll out	2nd time.
Sub Patterson/Wheeler -	Run both experiments
parallel - once a week pilot	+ twice a
Campbell	week pilot
Scarborough	
Pearson	
Scarborough	
Vinroot	
White	
Majeed	
Wheeler	
Martin	

White
Martin
Vinroot
Martin
Gottfeltes
Hammond
Julie Busch
Hammond -
Vinroot
Hammond
Reid
Campbell
Vinroot - whole world is doing this.
We ought to go on with it.
Let's do pilot

2 Times
Subst - 2 pilots
VOTE - No Hammond, McCrory, Martin,
Mangum, Majeed
Hammond
McCrory

Shift Ft Rt +
Rt. Bracket
7.5
Enter left
Enter

Type over
arrow down

Clodfelter / Hammond

~~#6~~ Patterson CBD Reduction

6B

VOTE Unan

#7 Patterson / Wheeler Defer

+ send to Pers. + Finance Comm.

VOTE - Unan.

8 - McCrory / Wheeler Eff

No - Morgan, Patterson, Hammond

9 Wheeler / Clodfelter

Unan.

#10 McCrory / Wheeler Eff

Unan.

#11 Wheeler / Patterson Eff

Unan.

#12

Clodfelter - needs to be excused on Waste Mgmt.

Wheeler / McCrory Exc

C. Clodfelter from Waste Mgmt. unan. contracts

Patterson / App

first 3 contracts

Margum Patterson / Wheeler

Excuse Margum from BFI contracts unan.

Patterson / Hammond - App. Cont. Corp + Chanbere Waste unan.

Patterson / Hammond BFI unan.

Patterson / Wheeler Waste Mgmt. unan.

#13 Patterson / Hammond Cont. + Chan unan.

Patterson / Hammond BFI unan.

Patterson / McCrory Waste unan.

#14 Scarborough / Wheeler app.

Reid

Walter

Reid

Walter

White

Walton

Reid

VOTE - Unan.

#15 Wheeler / Mangum app

Reid - is this COPS?

Bergdorf - Yes

Reid - wants referendum

Majeed - asked for $12 mil

White -

VOTE -

No - Majeed, McCrory, Reid

#16 Hammond / McCrory - app.

No Clodfelter

McCrory / Patterson
adjourn
unan

11:00 p.m.

Hammond / Martin - Cancel 5/24
app. + 8/16 Mtgs.
unan.

Item #6

To · Mayor Vinroot and Charlotte City Council

From Barney Lawson

Subject Solid Waste Collection

Date April 26, 1993

I am speaking as a private citizen, not a representative of the Privatization Task Force

Tonight, you are considering major changes in solid waste collection services The City staff has recommended reducing solid waste service by 50% or more This will be accomplished by eliminating the once-a-week backyard pickup

I respectfully request that you do not approve this request as presented because you have been offered only one opinion on this matter It will be beneficial to explore additional options for more savings and improved quality of service

Several weeks ago you received a report which recommended consideration of privatization for several City services Successful privatization by contracting creates competition among private businesses and public employees This results in significant dollar savings and better quality service

Because solid waste collection represents a major cost and there are numerous qualified private companies who offer this service it is probable that additional benefits can be derived if competitive bidding is used Also, there are other innovative changes which should be considered

In January, I prepared a brief report about solid waste which was presented to the Privatization Task Force This was discussed only briefly It was my hope that any plans by the City staff to change waste collection would be discussed with the Task Force A copy of it is attached to this memo The document includes several facets of solid waste collection The intention of this document is not to specifically recommend actions but to encourage consideration of all elements of managing waste collection

The City staff recommendations include major capital expenditures to implement a reduced level of service These may preclude the feasibility of privatizing in the near future because the technology may not be compatible with potential bidders'

Please delay approving this item and study all options on solid waste collection by considering privatizing either by contracting or franchising

Barney Lawson

A PLAN FOR REDUCING THE COST OF SOLID WASTE COLLECTION

Our task force's analyses of privatizing have been limited to the contracting of city services We now are embarked upon examinations of asset sales or leases There is another form of privatization which falls between contracting and sales of assets This is the use of franchising with private business providing service and collecting its cost from individual customers

During the past two weeks, City Council was informed that it will be necessary to increase property taxes by 9 5 cents just to maintain the present level of services Mecklenburg County also is expecting a significant increase in property taxes When these two increases are added together the taxpayers in the City are going to be shocked

City Council is seeking opportunities to limit this tax increase Sanitation service, as usual, has been mentioned as a service that can be reduced Every year the elimination of backyard pickups is brought up Citizens have expressed both pro and con views on eliminating this service but extreme political pressure is brought to bear by those opposing elimination

Several years ago Council eliminated one of the two backyard pickups which was supposed to reduce costs significantly Some cost improvements resulted but the amount of waste remained the same so there was no reduction in waste handled Only the method of collection changed As a result cost savings were modest and recycling and yard waste separation has forced collection costs upward Solid waste collection is the third most expensive cost in the City budget

Solid Waste Reduction

The State of North Carolina is mandating reduction in the amount of waste going into landfills Our present system has no mechanism for reducing this waste except for the recycling effort because the service is paid by ad valorem taxes Thus, everyone who generates waste pays through taxes for this collection Theoretically, everyone pays the same rate regardless of how much waste he generates With this arrangement, the average citizen could care less about reducing the amount of trash he generates

The County has prepared a plan for controlling waste based upon collection and disposal of all waste by county employees This also will be paid for with ad valorem taxes and does not encourage waste reduction This plan is not designed to reduce waste in Mecklenburg County The decision to use only county employees will result in a monopoly with no incentive to control costs or service quality It also will put all private waste companies out of business in Mecklenburg County thus eliminating private jobs and taxes paid by private businesses

The county plan will not result in reduced volume of waste It certainly will result in increased taxes for the residents of Charlotte An inexperienced County workforce will begin collection in the sparsely populated areas outside the City This will bring higher unit costs into the total picture City residents will have to share in the increased unit costs that certainly will result from this Also, the County will face a major capital investment for equipment which will result in immediate budget increases

During Wayman Pearson's presentation to our task force, Stan Vaughan asked him what he would like to see happen if no political or other restrictions were in place Wayman indicated that the best solution waste is one in which the generators of waste (citizens) were provided with incentives to reduce the amount of waste generated The best incentive will be a method of charging for waste collected He stated that technology is available to weigh the amount of trash collected for each stop

Unit Pricing

Many municipalities are using unit pricing fees for waste collection These fees are charged to waste generators (us) by setting unit costs based upon both the method of collection and the amount collected The methods may involve backyard pickup, curbside bag collection, curbside manual can collection, and curbside automatic can collection

Dramatic reductions in waste generated in households has resulted in almost all cities where unit pricing has been used There are potential problems when introduced but unit pricing can work if it is carefully designed and monitored Enclosed is an excerpt from the December 1992 Privatization Watch which describes some of these experiences

Unit pricing involves charging on a per bag, can, or weight basis Currently most unit price billing is based upon the bag or can arrangement However there is technology available for weighing

Unit pricing fees cannot be charged equitably through ad valorem taxes They must be billed Therefore, whether the City, County, or private business provides this type of service, there must be a billing function If the City or County provides unit pricing service a comprehensive system must be developed Private businesses already have these systems

Privatization

Most of the large waste management companies have invested in technological research which has resulted in many new waste collection methods Their experiences can be utilized to provide Charlotte with a state-of-the-art waste collection system which utilizes the best of all these methods These companies also have capabilities in accumulating and billing charges for residential and commercial waste collection based upon unit pricing

Since we already have recommended that sanitation is a candidate for privatization, I recommend that we notify the Mayor that sanitation should be a high priority candidate for privatization and that we are exploring the feasibility and desirability of developing a franchise and unit pricing program for the collection of solid waste in Charlotte

Franchising

The Task Force should study the possibility of franchising waste collection in Charlotte by dividing the City into three or four zones and inviting private waste companies to bid on collecting waste and charging unit pricing fees This will permit those who want and will pay for backyard service to have it Those who will be satisfied with curbside will pay less

We should bring Wayman Pearson into our discussions and work with him to develop a viable approach to undertaking this course of action As soon as we have reasonable confidence we should communicate our work to the Mayor so City Council can consider this course of action during their budget deliberations It would be bad for Council to make a quick decision to change the present system without considering the benefits of franchising

It should be noted that franchising by itself does not reduce taxes Yes the tax rate will be reduced because the City is no longer performing the work However, citizens will be paying for their collection separately Franchising with unit pricing and competition among qualified businesses can and will bring costs down from their present level This will occur both because most will opt for a lower level of service and because competition will control costs

Another reason why this action is desirable now - In July the City will annex another area which will require waste collection The City is considering buying out the present private collectors in the annexation area and beginning city service This will cost the City approximately $5 million next year if this happens If the present contractors are permitted to continue their service for a period, it will cost only half of that If we come up with a feasible and economical approach utilizing both franchising and unit pricing, Council can delay incurring double charges for the newly annexed territory

The Benefits

When we develop a plan for introducing this concept it will offer the City of Charlotte exciting possibilities

This will take waste collection out of the political arena (Our Council people must be tired of the annual pressure about garbage) The benefits will be many Competition among technologically equipped companies will provide this service at market prices Re-bidding at contract expiration dates will keep prices competitive and will enable the City to introduce new technology as it becomes available The amount of waste will be significantly reduced over time The City can concentrate upon managing the waste stream through contract administration rather than with labor intensive operations Citizens will be able to get the service they desire and will pay only for the waste generated rather than a flat standard fee through taxes or billing

In summary it will

* depoliticalize solid waste collection
* reduce costs for those who opt for the most economical methods of collection
* provide higher levels of service for those who desire them
* reduce the amount of waste generated in the community
* remove the urgency for developing new waste disposal facilities
* provide the latest technology through competitive development and bidding by private businesses
* downsize the City organization by approximately 10%
* permit the City to reduce services now necessary to support solid waste collection
* let the City concentrate upon governing and regulating this function rather than performing it
* increase tax revenues in the community through increased business investment in facilities and equipment

I urge that we bring this matter to the table while we are dealing with our other business

MEMORANDUM

April 23, 1993

TO: Wendell White
City Manager

FROM: Pat McCrory
Councilmember

SUBJECT: Senate Bill 683

I recently received a copy of Senate Bill 683 for the 1993 session of the General Assembly. The short title of this Bill is "Citizens Review Officer Conduct". Apparently the objective of this Bill is to have more state control through a citizens review panel regarding the conduct of not only state law enforcement officials, but also local law enforcement officers. One of the sponsors is Senator Richardson.

I would appreciate some more information on this Bill regarding its impact on our Charlotte and Mecklenburg County Police officers. I believe the intent of this Bill may be good, however, it may be one more example of how the state is trying to exert control over local governments. I feel the last thing we need is another commission to oversee our police officers. At the local level we already have the Civil Service Board, and we also have the Community Relations that assists with this function regarding police officer conduct. I do not believe that we should support a state review commission.

I would appreciate more information for myself and the City Council so we can take a stand either for or against this Senate Bill.

ds

C: Mayor and City Council
Boyd Cauble
Chief D. R. Stone
Keith Shannon

M E M O R A N D U M

April 23, 1993

TO: Councilmember Don Reid

FROM: O. Wendell White
City Manager

SUBJECT: City-Owned Automobiles and Allowances

In response to your April 5, 1993 memo to me asking for specific information about City-owned automobiles, pickups, vans, etc., and subsidized parking, staff has prepared the following response to your questions:

How many automobiles, pickups, vans, etc., does the City own and how many are assigned to one specific employee? As of February 1993, the City owned 684 automobiles, jeeps, and carryalls, and 481 pickups, vans, and small buses. Some of these vehicles are assigned to one employee during the work day (i.e. police cars).

How many employees use City vehicles to commute? As of January, 1993, 151 employees are assigned take-home vehicles. Of these, 68 are in the Police and Fire Departments. Department Heads annually review and justify take-home car usage.

How many employees use City vehicles for other personal use? City employees are not allowed to use City vehicles for personal use.

How much do we charge each employee for personal use of a City vehicle? The 83 non-uniformed City employees that are assigned take-home City vehicles reimburse the City of Charlotte at a rate of $0.07 per mile for commuting miles driven.

How many City employees are paid a periodic allowance to use their personal cars on City business and how much are they paid individually? There are presently seventy (70) full-time drivers who provide their personal vehicle for City business. They are reimbursed at a monthly rate of $184.00 plus $0.07 per mile. Department Heads annually review car usage to justify this periodic allowance. If the employee no longer qualifies for this periodic allowance, the Department Head switches them to the mileage allowance for occasional drivers. The Senior Management Pay Plan also compensates 23 Senior Managers $315 per month for providing a personal car for City business. This is part of their compensation package and is taxed as income.

How many City employees are paid a mileage allowance to use their personal cars on City business and what is the mileage allowance? The number of City employees reimbursed monthly for occasional use of their car averages 56. They are reimbursed at the current IRS rate of $.28 per mile.

How many City employees are provided subsidized parking and how much is the subsidy per employee? The current City, County, and State employee rate for the Government Center parking deck is $15.00 per month. There are presently 532 monthly City employees and 334 monthly County/State employees in the CMGC deck.

How many parking spaces does the City own uptown on which there is a charge for parking and how many garages does the City own? The City presently owns three parking garages:

- The Government Center parking deck on Davidson Street charges City, County, and State employees $15.00 a month for parking and the general public $.50 per half hour up to a daily maximum of $5.00. There is no general public monthly parking. The deck contains 781 monthly and 219 hourly spaces for a total of 1,000 spaces.

- The Government Plaza parking deck is located on McDowell Street directly across from the Law Enforcement Center. Deck parking is available to Law Enforcement Center employees and to the general public at $15.00 per month. Nearby surface parking at that facility is provided to Law Enforcement Center employees at no cost. Employees working in the Government Center may park free in the Government Plaza parking deck. There is no hourly parking. This deck contains 437 spaces. The surface lot contains 260 spaces.

- The City Fair parking deck is located on College Street. There is no employee parking in this deck. The parking rate is $.75 per 1/2 hour with a maximum of $4.00 daily Monday - Friday, and $2.00 on weekends. Parking after 5 p.m. daily is a flat fee of $2.00. This deck contains 540 spaces.

The City does provide employees a 50% discount on transit system passes. In an average month, 300 employees buy these discounted transit system passes.

Most of this information was provided by our General Services Department. If you need clarification or additional information, please call Ed Sizer, General Services Director, at 336-2582, and he will be glad to assist you.

c: Ed Sizer

TO ED SIZEMR 4/23

REID ASSOCIATES, INC.

ADVERTISING • MARKETING CONSULTING • 1515 MOCKINGBIRD LANE • SUITE 304 • CHARLOTTE, NC 28209 • 704-523-8851

101-040593-White
April 5, 1993

Wendell White
City Manager
CMGC
600 East Fourth Street
Charlotte, NC 28202

Dear Wendell:

RE: City owned automobiles, pickups, vans, etc., and subsidized parking.

How many automobiles, pickups, vans, etc. does the City own, each of which is assigned to one specific employee? How many of these employees use these vehicles to commute and/or for other personal use? How much do we charge each employee for personal use of a City owned vehicle? CD

How many City employees are paid a periodic allowance to use their personal cars on City business; how much are they paid individually? How many City employees are paid a mileage allowance to use their personal cars on City business? What is the mileage allowance? CD

How many City employees are provided subsidized parking? How much is the subsidy per employee? How many parking spaces uptown, on which there is a charge for parking, does the City own? How many garages? CD

Kim Brattain, WSOC TV, in her story last Wednesday night, brought up a question we must answer. Is it proper for the City Council to spend $315,000 of the taxpayers' money to develop and run an ad campaign to get more taxpayers to ride the bus while at the same time use taxpayers' money to subsidize the commute of City employees so they won't be inconvenienced by riding the bus?

Does this paradox make any sense to anyone?

Sincerely,

Don Reid

CC Mayor and Members of City Council
Media

TO: Members of the Charlotte City Council

REGARDING: Concerns about impact of Sunday afternoon traffic at Freedom Park on perimeter neighborhoods

April 26, 1993

1. Numbers of people using the park has outgrown the designed use.
2. Overflow vehicular traffic then filters into perimeter neighborhoods and down the full length of East Boulevard.
3. Cars cruise constantly through neighborhood streets, usually at speeds above the speed limit
4. (No Turn 1-8 pm) signs are ignored. These signs were installed after a neighborhood meeting, June 1992, and worked quite well but now do not work at all.
5. Residents have observed and have reported marijuana use, drug sales, indecent exposure, urinating on yards and obvious disrespect for the neighborhoods
6. The Lombardy Circle neighborhood (42 present) met in June, 1992, with representatives from Parks & Recreation, Charlotte Police Dept., Fire Department and Traffic Engineering and with our City Council representative, Lynn Wheeler, to work toward a solution The neighborhood offered to give up some weekday police patrol in exchange for increased patrol and protection on Sunday afternoons
7. Residents do not view the situation as a racial one, I have never heard a racial slur or comment in six years It is viewed as a safety issue in terms of shear numbers of unsupervised people gathered in one place, violations of traffic laws, drug use and possession of weapons.
8. The residents now fear acts of retaliation in response to media reports that the surrounding neighborhoods have complained and have demanded a solution. Park users interviewed said it was a racial issue Residents do not want their names made public because of fear of retaliation.
9. Residents cannot easily exit or enter the neighborhood on Sunday afternoons. On Earth Day, one resident died of cancer after many stressful days. Only because he died in the morning were they able to attend to family needs. That same day, another resident's father was taken to Presbyterian Hospital's emergency room with a heart attack. He was called to come quickly. A normal five minute drive turned into forty anguishing minutes because of the traffic chaos.
10. How would fire trucks and emergency vehicles maneuver through the confusion and how long would it take?
11. Area businesses, open on Sunday, are affected by the degree of difficulty in entering and exiting the businesses. Area residents have tried all three exits out of our neighborhood to visit grocery stores, shops, restaurants and the local video store, only to give up in frustration and return home until after dark
12. All affected streets are littered with beer bottles and cans and trash at the end of each Sunday
13. Residents have no objection to special events park usage because visitors park on the streets and then walk directly to the event. Residents even try to cooperate by parking in driveways to free up street parking for visitors.
14. And how can we work for a solution within the community to get beyond the racial undertones of a much more complicated problem?

CITY COUNCIL MEETING STAFF ASSIGNMENTS

Monday, April 26, 1993

BORGSDORF **EARLE VILLAGE.**

- The Housing Authority requested a resolution and land swap be put on the Council Agenda in June.
- Letters need to be sent from Mayor and Council in support.
- They also want a commitment to relocate apartments to other parts of the City.

ACTION: Work on agenda items; Belinda work on Mayor's letter.

CAUBLE **LEGISLATIVE UPDATE.**

- McCrory asked for information on bills other than City Bills.

ACTION:

ALEXANDER **VETERANS' CONCERNS.**

- Deal with at Budget after getting County response.

ACTION:

BURCH **DRUID HILLS DRAINAGE.**

- Get report to Council; neighborhood contact is Sarah Ballard at 902 Druid Circle; want someone to attend June Neighborhood Meeting (CMUD); Council wants information on where this is on the priority list.

ACTION: Julie contact Ms. Ballard.

BORGSDORF **3437 YARBOROUGH STREET.**

- Came requesting the Council allow them to leave the foundation of an old house for a patio; staff to get Council a report.

ACTION: Report to Council.

BURCH **SWAP OF LAND FOR CHESHIRE CHASE LAND.**

ACTION: Del and Julie to meet with Henry, Bob P. and Walter Fields...get back to citizen and Council.

CROWELL **FREEDOM PARK.**

- Communicate the issues to the County; CRC was suggested as a mediator; find alternative place to cruise.

ACTION: Belinda to write letter for Mayor.

CONSENT.

- All approved.

- Make sure dollars get into all contract amounts.

ACTION:

BURCH/ CAUBLE/ B. PRESSLEY **TRANSIT SERVICE REVIEW.**

- Provide a copy of the consultant's presentation outline to Council.

- Ask questions about the Dallas, Texas bus experience.

- Want to know what do our customers want? What is Government's role in providing that?

- Council approved the Committee of 100 process; take to Transit Liaison Committee to flush out; get Ella Scarborough a copy of Bob's charts.

- Approved current service level funding; approved Manager's starting performance review of system; sent to Transportation Committee the options for implementing transit vision; approved doing the service standard reduction and trading in the capital in order to create more money.

- Any route didn't go through Committee that we're proposing to cut then we will bring this back to the Committee...we need a report to compare list of cuts proposed now and before with ridership then and now.

ACTION: Boyd and Belinda get Liaison Committee appointed; take Committee of 100 to Liaison for fleshing out; Boyd to make assignments from process sheet by next Wednesday for staff.

- Take route reduction report to Transportation Committee.

- Julie take Vision to Committee; Service Standard cut due in September.

- Boyd to draft note to delegation on no fare increase.

BURCH **REGIONAL TRANSIT AUTHORITY.**

- Council approved with a rider saying that Council would not support a skeleton bill either.

ACTION: Letter to Sony from OWW.

STEGER/ BURCH **ROLL OUT.**

- Council approved a 90 day trial of once a week and twice a week; approved the change in service to the CDBG.

- Need to start process by August so we can get summer smell data.

- Establish criteria for evaluating and bring that back to the Committee and the Council.

ACTION: Julie pulling staff group together.

WILDER/ SYFERT — **BENEFITS.**

- Deferred to Public Safety Committee Meeting. Try to schedule that ASAP.

<u>ACTION:</u> Darlene set up meeting this Wednesday; Don get with Wilder to get comparable cost sharing; Don take care of contacting retiree's group

FLYNN — **WORKSHOP.**

- Approved.
  - Benefits: Tom
  - Vision 2010: discussion/guidance
  - Police: Don S.
  - Budget: Vi (handouts)

CAUBLE — **GUN SAFETY.**

- Approved.

<u>ACTION:</u> Boyd to draft note to Delegation.

STEGER — **REFUSE BIN COLLECTION.**

- Approved.

STEGER — **MULTI-FAMILY COLLECTION.**

- Approved.

STEGER — **ANIMAL FEES.**

- Approved.

<u>ACTION:</u> Don tell Patti Lewis about State bill.

J. WALTON **CDBG.**

- Approved.
- Send Don Reid information on number of customers served.

ACTION:

FLYNN **COUNCIL AGENDA.**

- Council cancelled May 24 Business Meeting and August 16 Zoning Meeting.

ACTION:

BORGSDORF **LEC.**

- Approved.

ACTION: Del write letter to Jerry Fox; get Letter of Understanding @ next Council Meeting.

FLYNN **CANCER SURVIVORS PARK.**

- Approved.

ACTION: Tom contact Bloch and Planning.

MEMORANDUM

April 23, 1993

TO: Mayor and City Council

Henry W. Underhill Jr.

FROM: Henry W. Underhill, Jr
City Attorney

SUBJECT Charlotte Homebuilders Association v. City of Charlotte -- User Fees Lawsuit

This memorandum will serve as a brief update on the most recent developments in the above-captioned litigation As I recently advised you, the City obtained a temporary stay of the Court of Appeals' decision pending a ruling on the City's petition for discretionary review Early this week, the City filed its petition for discretionary review with the North Carolina Supreme Court. The Homebuilders Association will have 10 days to file its response to our petition and then we will await a ruling from the Supreme Court as to whether or not it will agree to hear the case.

As further information, I have attached a copy of a memorandum from the League of Municipalities that went out to its membership which provides an excellent review of the status of the case. The memorandum also provides information with regard to the League's efforts in the General Assembly regarding user fee legislation. Please note that the League Board authorized its staff to petition the Supreme Court for leave to file a brief in support of the City's position in the lawsuit

I will keep you informed on changes in the status of the case as they occur In the meantime if any of you have any questions concerning this matter, please do not hesitate to call

HWUjr/ef
Attachment

c: O Wendell White
Vi Alexander
Richard Martin
Pam Syfert

NORTH CAROLINA LEAGUE OF MUNICIPALITIES
Local Government Center/W Lane and N Dawson Streets
PO Box 3069/Raleigh North Carolina 27602 (919) 834-1311
FAX Number — 919-733 9519

MEMORANDUM

April 15, 1993

RECEIVED
APR 23 1993
LEGAL DEPARTMENT

To: Municipal Attorneys, Managers/Clerks

From: Bob Hagemann, Assistant General Counsel

Subject: Homebuilders Association of Charlotte, Inc. v. City of Charlotte, ___ N.C.App. ___ (No. 9126SC986 - Mecklenburg, 3/16/93)

As you probably know by now, on March 16 the North Carolina Court of Appeals handed down a troublesome opinion in the above-referenced case. The court held that cities do not have authority to impose run-of-the-mill regulatory fees for rezoning applications, subdivision review, etc. Since the case is so significant, we have decided to update you on the status of the case and a possible legislative fix.

After purporting to apply both of the seemingly contradictory standards of statutory construction found in G S. 160A-4 and the case law that espouses Dillon's Rule, the Court of Appeals held that the authority to charge regulatory "user fees" for land development regulatory permit and inspection services could not be **implied** from the mere grant of regulatory authority. Instead, the court is demanding an **explicit** grant of authority in order to sustain the levy of such fees.

While the reasoning of the opinion causes concern even outside the area of regulatory fees, it is important to dispel any misconceptions of what the case does **not** do. First, the case does not affect the ability of municipalities to charge fees for water, sewer and other public enterprises since express authority to do so is granted in G.S. 160A-314. Second, explicit authority to charge building permit and inspection fees is also available. See G.S. 160A-414. However, in addition to regulatory fees for which there is no explicit statutory authority, the reasoning of the case does call into question the authority to charge fees for parks and recreation programs. (*i.e.* The Recreation Enabling Law, G.S. 160A-350 *et seq.*, does not contain an explicit grant of authority to charge use fees for these programs.)

Given the importance of this case, along with the fact that the holding is contrary to what virtually every municipal attorney thought was the law, it is no surprise that the City of Charlotte will seek discretionary review by the North Carolina Supreme Court. The City has until April 20 to file its petition and the Homebuilders will then have 10 days after service to file a response. Given this timetable, it is conceivable that the Court could rule on the petition as early as May 7. In addition, the City has already obtained a temporary

stay of the Court of Appeals decision pending a ruling on the petition for discretionary review. Finally, the League's Board of Directors authorized the League to petition the Supreme Court for leave to file an *amicus curiae* brief in the case.

On another front, at the request of the League, Sen. Alexander P. Sands, III (D - Reidsville) has introduced SB 634 "An Act to Clarify the Authority of Local Governments to Collect Regulatory Fees." The bill is a blank bill with no substantive provisions. The League might not push this bill unless the Supreme Court denies Charlotte's petition for discretionary review. This strategy is based on our hope and belief that the Supreme Court will reverse the Court of Appeals and the fact that, although the act is to "clarify" the authority of municipalities to charge fees, any legislation will raise questions of retroactivity, a problem we would not have to face if the Supreme Court reverses. Finally, as with any effort in the General Assembly, it is difficult to predict what would come out of the process, particularly since the North Carolina Home Builders Association is sure to oppose the bill. A particularly unhappy result would occur if the General Assembly were to provide narrow and limited authority to charge fees only to have the Supreme Court rule thereafter that municipalities had sufficient authority to charge fees all along. The result, then, would be that the legislation would limit the preexisting authority.

The final issue is what to do in the meantime. Technically, so long as the Supreme Court's temporary stay is in effect, the holding of the Court of Appeals is not yet the law in North Carolina. Assuming that the Supreme Court decides to hear the case and converts the temporary stay into a *writ of supersedeas*, that will continue to be the case until a decision on the merits is rendered. However, if the Court does affirm, it could be expected that numerous demands for refunds will be made. In anticipation of that, the City of Charlotte has decided to escrow fees collected during the pendency of the case in the Supreme Court and **you may want to consider doing so also.**

We will of course keep you informed of any significant developments. If you have any thoughts, suggestions or questions, please feel free to contact one of the League's attorneys at (919) 834-1311.

REH/chk

To · Mayor Vinroot and Charlotte City Council

From· Barney Lawson

Subject· Solid Waste Collection

Date April 26, 1993

I am speaking as a private citizen, not a representative of the Privatization Task Force

Tonight, you are considering major changes in solid waste collection services The City staff has recommended reducing solid waste service by 50% or more This will be accomplished by eliminating the once-a-week backyard pickup

I respectfully request that you do not approve this request as presented because you have been offered only one opinion on this matter It will be beneficial to explore additional options for more savings and improved quality of service

Several weeks ago you received a report which recommended consideration of privatization for several City services Successful privatization by contracting creates competition among private businesses and public employees This results in significant dollar savings and better quality service

Because solid waste collection represents a major cost and there are numerous qualified private companies who offer this service it is probable that additional benefits can be derived if competitive bidding is used Also, there are other innovative changes which should be considered

In January, I prepared a brief report about solid waste which was presented to the Privatization Task Force This was discussed only briefly It was my hope that any plans by the City staff to change waste collection would be discussed with the Task Force A copy of it is attached to this memo The document includes several facets of solid waste collection The intention of this document is not to specifically recommend actions but to encourage consideration of all elements of managing waste collection

The City staff recommendations include major capital expenditures to implement a reduced level of service These may preclude the feasibility of privatizing in the near future because the technology may not be compatible with potential bidders'

Please delay approving this item and study all options on solid waste collection by considering privatizing either by contracting or franchising

Barney Lawson

A PLAN FOR REDUCING THE COST OF SOLID WASTE COLLECTION

Our task force's analyses of privatizing have been limited to the contracting of city services We now are embarked upon examinations of asset sales or leases There is another form of privatization which falls between contracting and sales of assets This is the use of franchising with private business providing service and collecting its cost from individual customers.

During the past two weeks, City Council was informed that it will be necessary to increase property taxes by 9.5 cents just to maintain the present level of services Mecklenburg County also is expecting a significant increase in property taxes When these two increases are added together the taxpayers in the City are going to be shocked.

City Council is seeking opportunities to limit this tax increase Sanitation service, as usual, has been mentioned as a service that can be reduced. Every year the elimination of backyard pickups is brought up Citizens have expressed both pro and con views on eliminating this service but extreme political pressure is brought to bear by those opposing elimination

Several years ago Council eliminated one of the two backyard pickups which was supposed to reduce costs significantly Some cost improvements resulted but the amount of waste remained the same so there was no reduction in waste handled Only the method of collection changed As a result cost savings were modest and recycling and yard waste separation has forced collection costs upward Solid waste collection is the third most expensive cost in the City budget

Solid Waste Reduction

The State of North Carolina is mandating reduction in the amount of waste going into landfills Our present system has no mechanism for reducing this waste except for the recycling effort because the service is paid by ad valorem taxes Thus, everyone who generates waste pays through taxes for this collection Theoretically, everyone pays the same rate regardless of how much waste he generates With this arrangement, the average citizen could care less about reducing the amount of trash he generates

The County has prepared a plan for controlling waste based upon collection and disposal of all waste by county employees This also will be paid for with ad valorem taxes and does not encourage waste reduction This plan is not designed to reduce waste in Mecklenburg County The decision to use only county employees will result in a monopoly with no incentive to control costs or service quality It also will put all private waste companies out of business in Mecklenburg County thus eliminating private jobs and taxes paid by private businesses

The county plan will not result in reduced volume of waste It certainly will result in increased taxes for the residents of Charlotte An inexperienced County workforce will begin collection in the sparsely populated areas outside the City This will bring higher unit costs into the total picture City residents will have to share in the increased unit costs that certainly will result from this Also, the County will face a major capital investment for equipment which will result in immediate budget increases

During Wayman Pearson's presentation to our task force, Stan Vaughan asked him what he would like to see happen if no political or other restrictions were in place Wayman indicated that the best solution waste is one in which the generators of waste (citizens) were provided with incentives to reduce the amount of waste generated The best incentive will be a method of charging for waste collected He stated that technology is available to weigh the amount of trash collected for each stop

Unit Pricing

Many municipalities are using unit pricing fees for waste collection These fees are charged to waste generators (us) by setting unit costs based upon both the method of collection and the amount collected The methods may involve backyard pickup, curbside bag collection, curbside manual can collection, and curbside automatic can collection

Dramatic reductions in waste generated in households has resulted in almost all cities where unit pricing has been used There are potential problems when introduced but unit pricing can work if it is carefully designed and monitored Enclosed is an excerpt from the December 1992 Privatization Watch which describes some of these experiences

Unit pricing involves charging on a per bag, can, or weight basis Currently most unit price billing is based upon the bag or can arrangement However there is technology available for weighing

Unit pricing fees cannot be charged equitably through ad valorem taxes They must be billed Therefore, whether the City, County, or private business provides this type of service, there must be a billing function If the City or County provides unit pricing service a comprehensive system must be developed Private businesses already have these systems

Privatization

Most of the large waste management companies have invested in technological research which has resulted in many new waste collection methods Their experiences can be utilized to provide Charlotte with a state-of-the-art waste collection system which utilizes the best of all these methods. These companies also have capabilities in accumulating and billing charges for residential and commercial waste collection based upon unit pricing

Since we already have recommended that sanitation is a candidate for privatization, I recommend that we notify the Mayor that sanitation should be a high priority candidate for privatization and that we are exploring the feasibility and desirability of developing a franchise and unit pricing program for the collection of solid waste in Charlotte

Franchising

The Task Force should study the possibility of franchising waste collection in Charlotte by dividing the City into three or four zones and inviting private waste companies to bid on collecting waste and charging unit pricing fees This will permit those who want and will pay for backyard service to have it Those who will be satisfied with curbside will pay less

We should bring Wayman Pearson into our discussions and work with him to develop a viable approach to undertaking this course of action As soon as we have reasonable confidence we should communicate our work to the Mayor so City Council can consider this course of action during their budget deliberations It would be bad for Council to make a quick decision to change the present system without considering the benefits of franchising

It should be noted that franchising by itself does not reduce taxes Yes the tax rate will be reduced because the City is no longer performing the work However, citizens will be paying for their collection separately Franchising with unit pricing and competition among qualified businesses can and will bring costs down from their present level This will occur both because most will opt for a lower level of service and because competition will control costs

Another reason why this action is desirable now - In July the City will annex another area which will require waste collection The City is considering buying out the present private collectors in the annexation area and beginning city service This will cost the City approximately $5 million next year if this happens If the present contractors are permitted to continue their service for a period, it will cost only half of that If we come up with a feasible and economical approach utilizing both franchising and unit pricing, Council can delay incurring double charges for the newly annexed territory

The Benefits

When we develop a plan for introducing this concept it will offer the City of Charlotte exciting possibilities

This will take waste collection out of the political arena (Our Council people must be tired of the annual pressure about garbage) The benefits will be many Competition among technologically equipped companies will provide this service at market prices Re-bidding at contract expiration dates will keep prices competitive and will enable the City to introduce new technology as it becomes available The amount of waste will be significantly reduced over time The City can concentrate upon managing the waste stream through contract administration rather than with labor intensive operations Citizens will be able to get the service they desire and will pay only for the waste generated rather than a flat standard fee through taxes or billing

In summary it will

* depoliticalize solid waste collection
* reduce costs for those who opt for the most economical methods of collection
* provide higher levels of service for those who desire them
* reduce the amount of waste generated in the community
* remove the urgency for developing new waste disposal facilities
* provide the latest technology through competitive development and bidding by private businesses
* downsize the City organization by approximately 10%
* permit the City to reduce services now necessary to support solid waste collection
* let the City concentrate upon governing and regulating this function rather than performing it
* increase tax revenues in the community through increased business investment in facilities and equipment

I urge that we bring this matter to the table while we are dealing with our other business

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- [ ] Other_____

SUPPORT OF PETITION NO. 92-73

Petition No. 92-73 by James E. Body

I would like to show my support of Mr. Body's zoning Petition No. 92-73 which requests zoning from R-3 to R-6 (CD) for a 6.89 acre site located on the north side of Fairview Road west of Wintercrest Road.

[illegible] 5610 Fairview Road

Thomas B. Zurz 5610 Fairview Rd.

[illegible] 5610 Fairview Rd

[illegible] 5610 FAIRVIEW RD.

[illegible] 5614 Fairview Rd.

[illegible] 5614 Fairview Rd

[illegible] 5626 FAIRVIEW Rd

[illegible] 5622 FAIRVIEW RD

Katherine Dillon 5547 Fairview Rd

[illegible] 5547 Fairview Rd

[illegible] 5700 Fairview Rd.

WITHDRAWAL OF SIGNATURE

Petition No. 92-73 by James E. Body

I would like to withdraw my signature from the petition I signed against Mr. Body's zoning petition No. 92-73 because he now requests zoning from R-3 to R-6 (CD) for a 6.89 acre site located on the north side of Fairview Road west of Wintercrest Road.

[illegible]

I would like my name removed from the protest petition filed 12-16-92 by Carol Bahringer for petition # 92-7

I do not object to rezoning from R-5 to R-6 (CD)

	Wilma Ewing	3046 EASTHAM	Parcel #177-053 20
	William Martin	3046 "	" -20
4/26/93	Kenneth K Linder	3014 EASTHAM	Parcel #177-053 - 24
	Sandra L Linder	"	" 24

I WOULD LIKE MY NAME REMOVED FROM THE PROTEST PETITION FILED 12-10-92 BY CAROL BARRINGER FOR PETITION # 92-13

I DO NOT OBJECT TO REZONING FROM R-5 TO R-6

Wilma Eury	3040 EASTHAM	PARC # 177-053 - 20
Miriam Martin	3040 "	" -22

BOARD of DIRECTORS
William A McGee Chairman
Douglas W Booth
Martin R Cramton Jr
Bill Foust
Charles P Green
George P W Harmon
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R Malloy McKeithen
Robert N Pressley Jr
Joseph A Tronco
Walter A Varvel

UPTOWN TRANSPORTATION COUNCIL

CHARLOTTE UPTOWN DEVELOPMENT CORPORATION
SUITE 1255 ONE TWELVE TRYON PLAZA CHARLOTTE NC 28284
704/376-1164 • Facsimile 704/342 1233

Mary N Clayton
MANAGER

Item #4

April 23, 1993

The Honorable Richard Vinroot, Mayor
City of Charlotte
600 East Fourth Street
Charlotte, NC 28202

Start here

Dear Richard and Members of City Council:

Although I and other key members of the CUDC's Uptown Transportation Council could not be here personally tonight to discuss our specific support for transit in this city, we as a Board believe that the transit system and function are of paramount importance. Transit is a vital part of the uptown's development, but more importantly, it is a vital part of our community's current and future development. In many ways, development and maintenance of an effective transit system are tied to all other top priorities for this city.

The Uptown Transportation Council has worked alongside the city for more than nine months supporting the idea of a city-county transit organization, organizing key meetings for such, helping develop funding and service partnerships for concepts like the Rock Hill CommuteRide, providing ideas for funding additional transit operations and funding studies such as the Transit Terminal Feasibility effort. Employers have stepped forward to increase their transit pass sales, subsidies and promotions and have made significant contributions to special projects like the Wilkinson Uptown Connection and Rock Hill bus. It is clear that public/private partnerships for transportation can be meaningful when there is strong leadership, clearly defined need and policy for meeting the need and funding to produce positive results.

The Uptown Transportation Council has made at least a four year commitment to supporting specific transit initiatives and incentives developed with the city and would like to continue such; it would seem that there is the potential for expanding such support to include employers and concentrations of employment outside the uptown area. To maintain current transit initiatives and begin new ones, we encourage an aggressive look at all other alternative funding strategies such as the one discussed by myself and several of our members last fall. Instead of the proposed fare increase which we feel imposes further financial burdens on many who can least afford it, we would propose a more comprehensive and less painful transit fee for all city residents similar to the storm water drainage fee. We recognize that broad based community support would have to built for such an on-going effort, but we are willing to support such Council actions as long as there is a commitment to improving the transit system that exists today and expanding the system for our future.

Realistically, we all know that we cannot build nor afford (fiscally or environmentally) enough roads to handle all the growth and change that Charlotte and the surrounding area are likely to experience in the coming years. Bus transit can be a successful precursor for rail, but we must somehow come to grips with today's need for an interdependent system---roads, bus, rail, etc.

The uptown business community is aware of the many budgetary problems faced by City Council, but transit must somehow be looked at as the life-giving arterial system that sustains residential, commercial and industrial development, allowing our city to grow effectively. We ask that you vote "yes" on maintaining current levels of service and funding, "yes" for expansion as prescribed in your staff's transit vision and "yes" for a transit policy and funding that will meet the needs of a growing world class city.

Let us know what we can do to help you move ahead on this most crucial issue.

Sincerely,

William A. McGee, Chairman

CONSENT AGENDA ITEMS TO BE PULLED

Please list below the Consent Agenda items you wished pulled, and hand this sheet to the City Clerk prior to the Council meeting.

28

Don W. Boyd

Pull Consent:

27 - SHAMROCK NEW $
28 - DON
25 SPEAKER

20. **CMGC Parking Deck Management Contract**

Action: Approve the renewal of a contract with Preferred Parking Service, Inc. for the management of the CMGC Parking Deck in the amount of $150,822. This represents the second year of a three-year privatization contract.

MWBE Status:	Amount	% of Project	Proj Goals
MBE 100%	$150,822	100%	N/A
WBE	0	0	

21. **IBM Contract for a model F35 computer for Police Department**

Action: **Approve contract with IBM to purchase a model F35 computer for Police at a cost of $2,176.64 per month for 36 months.**

22. **Runway 5/23 Overlay**

Action: **Award contract totalling $115,000 for engineering services for overlay of Runway 5/23 to W. K. Dickson and Company.**

23. Airfield Signage

Action: **Award a contract totalling $110,189 for engineering design services for the new Airfield Signage Project to Independent Mechanical Designers and Consultants, Inc., which is a qualified Disadvantaged Business Enterprise.**

24. Airport Improvement Projects Ordinance and Resolution

Action: **Adopt an ordinance appropriating $2,590,149 from Airport Discretionary Fund Balance (7408) to provide the City's share of project funding for FY93 Airport Improvement Projects, and approve a resolution of official intent to reimburse expenditures for Capital Costs of these FY93 projects with the proceeds of debt.**

25. **In Rem Remedy - 4100 Robinwood Drive**

Action: **Adopt an Ordinance authorizing the use of In Rem Remedy to repair the dwelling located at 4100 Robinwood Drive (Cedar Grove) owned by Jiten and Asha Pandya.**

Attachment 10

Item No.

CONSENT II

26. **Various Bids**

A. Expansion of Local Area Network

Recommendation: Director, Communications and Information Department recommends that the following low bids totalling $219,635 87 be awarded WellFleet, Boca Raton, FLA. in the amount of $107,136 00; and, Dilan, Hickory, NC, in the amount of $112,499 87, with option to purchase additional equipment as needed and as approved in the budget for a period of one year. Total Award: $219,635.87.

Explanation of Request:

- These contracts are part of the $624,130 approved by Council on March 1, 1993 as part of the City's rightsizing process.
- This equipment will assist with final implementation of the position, cost, and layers of management reductions approved on March 1, 1993
- The equipment will be used to link operation centers around the City to the CMGC to improve communications and to provide the ability to use other business applications required in the day-to-day activities of the City.

27. **Shamrock Drive Widening Project**

Action: Approve a change order to the contract with Crowder Construction Company for the Shamrock Drive Widening project in the amount of $120,122.18 to cover additional excavation expenses. This will increase Crowder Construction Company's contract from $2,750,485.68 to $2,870,607.86.

Explanation of: Request:

- During construction of the project, the contractor encountered a large amount of unsuitable earth that had to be removed from the project thus creating an overrun of 19,064 cubic yards of earth that had to be purchased and brought in from off the project site

- The Engineering Department and Crowder were unable to agree on the appropriate unit price for the additional earth On August 21, 1992, the City and Crowder agreed to arbitration to settle the dispute

- On February 9, 1993, both parties presented their cases to the American Arbitration Association. On March 31, 1993, the arbitrator, chosen by both parties, ruled in favor of Crowder Construction Company and awarded Crowder the sum of $117,559 plus interest on the sum at the rate of 1% per month from February 9, 1993.

Source of Funding: Funds are available in the Shamrock Drive Widening Project account (Center 326 00; Fund 2010)

Background:

- City Council awarded the construction

contract to Crowder Construction Company, Inc. on November 13, 1990.

- The work involved approximately 2.05 miles of street improvements on Shamrock Drive from Cardiff Avenue to east of Sharon Amity. Construction included grading, curb and gutter, sidewalk, culvert replacement, paving, traffic control and related items in accordance with plans and specifications.
- Authorized Contract Sum $2,750,485.68
- Project was complete on April 24, 1992.

28. Yellow Cab Company Extension of Contract

Action: **Authorize the City Manager to execute a one-year extension of the contract with Yellow Cab Company of Charlotte, Inc., for operating demand-responsive service for the disabled on nights, weekends, and holidays.**

Explanation of Request:

- To continue to contract with the **private sector** for operating services to the disabled during lower-demand periods.

- To continue our contract with Yellow Cab of Charlotte because·

  1) Yellow Cab has done an excellent job over the past two years.

  2) We are reviewing the idea of soliciting proposals for private operation of not only night and weekend services but also weekday demand-responsive services currently operated by the Special Transportation Service (STS) division of the Charlotte Department of Transportation (CDOT) Extending this contract saves time in the event that a request for proposal is issued for the entire service.

  3) We received only three proposals in 1991 (all from local companies) in response to our nationwide solicitation for companies to operate night/weekend/holiday service. Several national companies declined to submit proposals because we were contracting less than 30 percent of STS operations.

Background:

- Since 1988, the City has contracted night, weekend, and holiday service provided to

disabled citizens.

- The Americans with Disabilities Act of 1990 requires cities to provide door-to-door service for the transportation disadvantaged which complements fixed-route, accessible bus service operated by Charlotte Transit.

- In May 1991, we contracted with Yellow Cab of Charlotte to operate night, weekend, and holiday services rather than use City vehicles and personnel because it was more economical for Yellow Cab to operate during these lower-demand periods.

29. PROPERTY TRANSACTIONS

Action: **Recommend approval of the following condemnations, resolutions and property agreements.**

Condemnations:

A. **Project:** Monroe/Wendover/Eastway, Parcel No. 15 & 36
Owner: Gus G. Bacogeorge & wf., Calliope F. Bacogeorge & any other parties of interest
Property Address: 4025 Monroe Road and 4318 Eastway Drive
Property to be acquired: 11,271 sq.ft. (0.258 ac.)
Improvements: None
Price: $164,700.00
Remarks: The two adjacent lots are on the corner of Monroe Road and Eastway Drive The corner property is vacant; the neighboring property has a residential duplex converted into offices. After lengthy negotiations, the owners' final counteroffer is $323,000 or $158,300 over the City's highest fair market value appraisal. The owner has not applied any appraisal justification for such a severe increase. He contends that the road widenings and raised medians will negatively affect his property values. The City's independent appraisal reports considered all of the issues expressed by the owner and found no justification for a change in value. Condemnation is therefore requested.

Total Area: 25,240 sq ft. (0 579 ac.)
Area to be Acquired: 6,855 sq.ft. (0.157 ac.)
Temporary Construction Easement: 3,394 sq.ft (0 077 ac.)
Permanent Utility Easement: 32 sq ft. (0.001 ac.)
Permanent Drainage Easement 990 sq.ft. (0.022 ac)

Item No.

Area Remaining. 17,363 sq.ft (0.398 ac.)
Zoned: B-2/06 Use: Business/Office
Tax Value: $196,050
Tax Code: 159-051-03 & 04

B. Project: Monroe/Wendover/Eastway, Parcel No. 51
Owner: Gus G. Bacogeorge & wf., Calliope F. Bacogeorge; and any other parties of interest
Property Address: 4311 Eastway Drive
Property to be acquired: 2,417 sq.ft. (0.055 ac.)
Improvements: Trees/shrubs
Price: $6,500 00
Remarks: Settlement of this parcel was contingent upon a negotiated settlement of the owner's adjoining parcel which is currently being used as "Gus' Sir Beef" Restaurant. This adjoining parcel cannot be settled due to claims from other interest holders.

Zoned: R-9/06 Use: Residential/Office
Tax Value: $65,440.0
Tax Code: 159-062-43

C. Project: Monroe/Wendover/Eastway, Parcel No. 24
Owner: Gus C. Bacogeorge & wf., Calliope F. Bacogeorge and any other parties of interest
Property Address: 4101 Monroe Road
Property to be acquired: 8,514 sq.ft. (0 195 ac.)
Improvements: Sign & parking spaces
Price: $178,900.00
Remarks: This parcel houses Gus' Sir Beef restaurant. Settlement cannot be reached due to a dispute between the owner and tenant over the value of the leasehold interest of this parcel.

Total Area: 25,417 sq.ft. (0 583 ac)
To Be Acquired: 3,476 sq ft. (0.080 ac.)
Temporary Construction Easement· 4,595 sq.ft. (0 105 ac)

Permanent Utility Easement #1. 32 sq ft. (0.001 ac.)
Permanent Utility Easement #2· 14 sq.ft (0.0003 ac.)
Permanent Drainage Easement: 397 sq.ft. (0 009 ac.)
Area Remaining. 16,903 sq.ft. (0.388 ac.)

Zoned. B-2 Use: Business
Tax Value: $298,710
Tax Code: 159-062-01

Property Agreements: D. Project: F.A.R. Part 150 Land Acquisition
Owner(s): Patricia L. Russell
Property Address: 6421 Shoreline Drive
Property to be acquired: .344 acres
Improvements: 3 bedroom, 2 bath, ranch, brick
Tax Value: $61,360
Purchase Price: $71,000
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser Each appraiser takes into consideration specific quality and size of the house. The Tax Department has lowered the evaluations in Moores Park due to "economic obsolescence" (proximity to the Airport). Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

E. Project: F A R. Part 150 Land Acquisition
Owner(s): Joseph T. Miller and wife
Property Address: 3403 Barry Drive
Property to be acquired: .435 acres
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: $52,470
Purchase Price: $57,000
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. The Tax Department has lowered the evaluations in Moores Park due to "economic obsolescence" (proximity to the Airport). Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement

F. Project: F.A.R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Robert L. Wiggins and wife
Property Address: 107 East Maple Lane
Property to be acquired: N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $24,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

G. Project: F A.R Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Augusta M. Luke
Property Address: 113 East Maple Lane
Property to be acquired: N/A
Improvements: 3 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $57,000

Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

H. Project: F.A.R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Aulor A. Padgett and wife
Property Address: 103 East Maple Lane
Property to be acquired: N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $16,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

1. Project: F.A.R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Hall E. Stone and wife
Property Address: 3429 West Maple Lane
Property to be acquired: N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $31,000

Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

J. Project: F.A.R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Bessie K. Crowder
Property Address: 3412 East Maple Lane
Property to be acquired. N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $21,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

K. F.A.R. Part 150 Land Acquisition
Owner(s): Davis H. Kirby
Property Address: 3117 Barry Drive
Property to be acquired: .418 acres
Improvements: vacant land
Tax Value: $12,600.00
Purchase Price: $8,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser Each appraiser takes into consideration specific quality and size of the house. The Tax Department has lowered the evaluations in Moores Park due to "economic obsolescence" (proximity to the Airport). Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

L. Project. Airport Master Plan Acquisition
Owner(s): Cargo UK, Inc. d/b/a BBC Ltd. Partnership
Property Address:4725-A & B West Boulevard
Property to be acquired: .574 acres
Improvements. Office/Warehouse
Tax Value: $223,770.00
Purchase Price: $259,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the property. The tax value is determined on a more generic basis and will be higher or lower for property with certain attributes. This property was acquired under Airport Master Plan Land Acquisition

M. Project: F.A.R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Joseph E. Hayes and wife
Property Address: 3034 West Maple Lane
Property to be acquired: N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $27,500.00

Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraisal takes into consideration specific quality and quantity of the house Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

N. Project: F.A R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Mrs. Lula Delk
Property Address: 3419 East Maple Lane
Property to be acquired: N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $15,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraisal takes into consideration specific quality and quantity of the house. Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

O. Project: F.A.R. Part 150 Land Acquisition
Owner(s): Troy R. Hight and wife
Property Address: 6317 Teresa Avenue
Property to be acquired: .402 acres
Improvements: 3 bedroom, 2 bath, brick ranch
Tax Value: $76,350.00
Purchase Price: $77,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. The Tax Department has lowered the evaluations in Moores Park due to "economic obsolescence" (proximity to the Airport). Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

Item No.

19. **VARIOUS BIDS**

A. **Chantilly Neighborhood Reinvestment** Engineering

Recommendation: City Engineer recommends that the low bid by Blythe Development Company of Charlotte, NC, in the amount of $438,350.10 be accepted.

MWBE Status:	Amount	% of Project	Proj Goals
MBE	$26,350	6%	6%
WBE	$17,600	4%	4%

CONSENT

The consent portion of the agenda is divided into two sections: Consent I and Consent II.

Consent I consists of routine items that have been approved in the budget, are within the budget estimate, and have met M/WBE criteria.

Consent II consists of items that have also been approved in the budget, but which may require additional explanation

Recommend adoption of the bid list as shown. The following contract awards are all low bid and within budget estimate unless otherwise noted. Each project or purchase was authorized in the annual budget.

CONSENT I

MAYOR'S SCHEDULE
April 26, 1993

6:30 p.m. CITIZENS' HEARING

1. Invocation by Rev. Scott Green, First Assembly of God.

2. Proclamation to the City Clerk, proclaiming May 2 - May 8, 1993 as Municipal Clerks' Week.

3. Jack Clark, 2133 Greenway Avenue - 527-8706 - Present to Council a copy of Official Charter for "The Military Order of the Purple Heart Charlotte Chapter".

4. Stuart Malter, 2133 Greenway Avenue - 527-8706 - Veterans Concerns.

5. Jim Mongo, 2133 Greenway Avenue - 376-2883- Veterans Concerns.

6. Tom Sadler, 2133 Greenway Avenue - 376-2883 - Veterans Concerns.

7. Michael H. Sainthill, 4725 Americana Drive - 563-7738 - Cab drivers.

8. Jim Leavelle, NationsBank - 386-5691 - Community Investment

9. Douglas Doward, 5851 #2 Reddman Road - 536-0425 - Pay first, then pump at gas stations.

10. ~~Gerald Collins~~, 1000 Lakehill Road - 392-9217 - Property taxes, lake. Will not speak tonight, but next meeting

11. Ms. Archie Allen, 910-F Willis Street - 342-6695 - Community Leadership Program at CPCC

12. Ethel McIntyre, 2513-D North Pine Street - 342-6695 - Community Leadership Program at CPCC.

13. Felisha Young, 1001 Willis Street, #H - 342-6695 - Community Leadership Program at CPCC.

14. Sabrina Lee, 2601-B Belefonte Drive - 342-6695 - Community Leadership Program at CPCC.

15. Robert Keith Johnson, 500 North Davidson Street - Community Leadership Program at CPCC.

16. Carrie P. Edwards, 500 North Davidson Street - 342-6695 - Community Leadership Program at CPCC.

17. Arthur Killian, 12700 Statesville Road - 875-9374 - Trade of property - Mallard Creek for David Cox.

18. James Barnette, 1335 Dean Street - 333-6471 - Hand Guns

19. Sarah Ballards, 902 Druid Circle - 376-6042 - Druid Hills Neighborhood Watch - Storm water and other drainage problems.

20. Willie Green, 2500 Jefferson Davis Street - 375-4187 - Druid Hills Neighborhood Watch - Stormwater and other drainage problems.

21. Laura Wayman, 1332 Moretz Avenue - 332-7410 - Druid Hills Neighborhood Watch - Stormwater and other drainage problems.

16 ~~22~~. Rev. Puron Griffin, 740 McArthur Avenue - 333-2680 - Druid Hills Neighborhood Watch - Stormwater and other drainage problems.

15 ~~23~~. Louise White, 908 Rodey Avenue - 334-0014 - Druid Hills Neighborhood Watch - Stormwater and other drainage problems.

18 ~~24~~. Chief Patterson, 2517 Rozzelles Ferry Road - 376-3349 - Save stone foundation at 3437 Yarborough Street.

17 ~~25~~. Mabel Hubard, 2715 Rozzelles Ferry Road - 376-3349 - Save stone foundation at 3437 Yarborough Street.

19 ~~26~~. Anthony Ford, 313 Oregon Street - 393-8099 - Earle Village

20 ~~27~~. Martha Brown, 500 Spratt Street - 334-7288- Representing the Homeless Services Network

21 28. Patsy White, 3416 West Blvd., Apt. A - 523-8016 - Freedom Park Issue

~~29~~ 22 Wade Ferguson, 1513 School St., 334-4406 Freedom Park

~~30~~ 23 Adrian Jenkins, 1621 Lombardy Circle, - Cruising Problem on East Blvd.

7:00 p.m. CITY COUNCIL MEETING

1. The following requests to speak to agenda items have been received:

(a) Agenda Item No. 4 - FY94 & FY95 Transit Budget Options

(1) Barney Lawson, 5815 Masters Court - 542-1858.

(2) Mary Clayton, Uptown Transportation Council - 376-1164.

(3) David Lucus, 513 Kent Brook Drive - 598-2526.

(4) Roy Alexander, 301 North Tryon Street - 372-6261

Christine Taylor - Earth Day Coalition

(c) Agenda Item No. 6 - Public Service Committee Recommendation on Solid Waste Collection.

(1) Barney Lawson, 5815 Masters Court - 542-1858

(d) Agenda Itema No. 25 - In Rem, 4100 Robinwood Drive

(1) Jifen Pandya, P.O. Box 33475 - 545-7065

CONSENT I AGENDA ITEM

Council Agenda: 26 APRIL, 1993

Project: CHANTILLY SMALL AREA PLAN **User Dept:** ENG

FUNDING: General Capital Improvement Fund (Neighborhood Reinvestment - Pay-As-You-Go) - $5,734,863.

Balance of Funds: $542,750.57

Description: This project will provide new concrete sidewalk, driveways, curb and gutter and curb ramps on Hanover, Bascom, Westover, Saint Julien and Wyanoke Streets in the Chantilly Community.

Justification: In FY90 City Council approved the Neighborhood Reinvestment Program which was merged with the Small Area Plan in FY92. This program provides for new or reconstructed infrastructure in areas where sub-standard or no infrastructure exist.

Advertised: 2/21/93, **Bids Rcvd:** 3/25/93 **Bids Expire:** 5/24/93

Summary of Bids:

Blythe Development Co.	$438,350.10
Showalter Const Co	444,720 00
Ferebee Corporation	445,727.25
A & E Construction	524,795.10
Crowder Construction	572,086.33
Blythe Industries	629,862.24

MWBE Status:	**Amount**	**% of Project**	**Proj Goals**
MBE	$26,350.00	6%	6%
WBE	$17,600.00	4%	4%

Compliance: Yes

CONSENT I AGENDA ITEM

Council Agenda: 4/26/93

Project: WAN & LAN Equipment **User Dept:** C I S

FUNDING: **Ctr:** 35440 **Fund:** 2018 **Obj. Code:** **Balance of Funds:** $726,822 00

Description: WAN & LAN Equipment

Justification: The Remote Communications Equipment section of the WAN/LAN Equipment contract is part of the conversion of Local Area Network (LAN) office automation platform conversion approved at the March 1, 1993 meeting. The cost of equipment is included in the $624,130.00 approved during that meeting.

The equipment will be used to link remote sites to the CMGC to improve office automation capabilities and provide the ability to use other business applications required in the day-to-day activities of the City. Furthermore, this equipment will help meet the Rightsizing objectives by eliminating positions through technological improvements, and will help reduce layers of management, aid team work, and require fewer employees

The funds requested for approval include $40,657.00 for communications equipment to be purchased by other departments to connect remote sites other than those affected by the office automation conversion to the CMGC. Server Upgrade Equipment and LAN Backup System sections include the parts needed to upgrade the LAN server located at the CMGC to handle the increased usage brought on by the office automation conversion.

Advertised: 4/6/93 **Bids Rcvd:** 4/19/93 **Bids Expire:** 7/19/93

Summary of Bids:

Section 1 Remote Communications

Well Fleet	Boca Raton, FLA	$107,136 00
Dilan	Hickory, NC	110,018.20
Colinsco	Raleigh, NC	119,114.00

Section 2 Server Upgrade

Dilan	Hickory, NC	$ 58,323.50

Section 3 LAN Backup System

Dilan	Hickory, NC	$ 4,779 00
Southeast Peripherals	Orlando, FL	4,995 20

Section 4 Communication Equipment

Dilan	Hickory, NC	$ 49,397.37
Anixter	Charlotte, NC	52,690.84
Carolina ComTec	Charlotte, NC	58,034.76

MWBE Status: N/A	Amount	% of Project	Proj Goals
MBE			5%
WBE			3%

Compliance: Yes - No known MWBE's for this project.
Program Director Concur: Yes

Est. Cost: $165,460.00 **% Difference** 32% **$ Difference:** $54,175.87*
*$40,657.00 will be covered by other using departments

Consequences If Item Deferred: Will not be able to finish conversion of remote sites to wide area network. Continual use of the AS400 will cost the City money as it is leased equipment.

Recommend Award to Low Bidder: WellFleet, Boca Raton, FLA. in the amount of $107,136.00; and, Dilan, Hickory, NC, in the amount of $112,499.87, with option to purchase additional equipment (more or less) as needed and as approved in the budget for a period of one year. Total Award: $219,635.87. Of this total, $40,657.00 will be used by other departments which is not equipment needed for the conversion process.

Submitted By: Gregory K. Spearman, CPPO **Approved:** Del Borgsdorf, Asst. City Manager

Contact & Phone If Questions: Libby Clapp or Mary Christenbury at 336-2914 or Marian Lyon at 336-5669.

CHARLOTTE

Meetings in April '93

APRIL 1 - 2

1, Thursday

7 30 a m — **FIREFIGHTERS RETIREMENT BOARD** - Board Room, 428 E Fourth St

10 00 a m — **PARADE PERMIT COMMITTEE** - CMGC, 6th Floor Conference Room

4 00 p m — **CITY COUNCIL PLANNING COMMITTEE** - CMGC, Room 271

THE WEEK OF APRIL 5 - 9

5, Monday

12 00 Noon — **PLANNING COMMISSION/Work Session** CGMC, 8th Floor Conference Room

2 00 p m — **PLANNING COMMISSION/Planning Committee** - CMGC, 8th Floor Conference Room

3 30 p m — **CITY COUNCIL PERSONNEL AND FINANCE COMMITTEE** - CMGC, Room 271

5 00 p m — **CITY COUNCIL WORKSHOP** - CMGC, Conference Center

6, Tuesday

7 30 a m — **STORM WATER COMMITTEE** - CMGC, Rooms 270-271

8, Thursday

8 30 a m — **CIVIL SERVICE BOARD/HEARING (Closed)** - CMGC, Room 118

2 00 p m — **ADVISORY ENERGY COMMISSION** - Hal Marshall Building, 700 N Tryon St , Auditorium 1

4 00 p m — **CITY COUNCIL PUBLIC SERVICES COMMITTEE** - CMGC, Room 270

9, Friday

GOOD FRIDAY/EASTER HOLIDAY - All City Offices Closed

THE WEEK OF APRIL 12 - 16

12, Monday

3 30 p m — **CITY COUNCIL COMMUNITY DEVELOPMENT AND HOUSING COMMITTEE** - CMGC, Rooms 270-271

7 00 p m — **HISTORIC LANDMARKS COMMISSION** - Commission Office, Thies Building, 500 N Tryon St

5 00 p m — **COUNCIL/MANAGER DINNER** CMGC, Conference Center

6 30 p m — **CITIZENS HEARING** - CMGC, Meeting Chamber (Televised Live on Cable Channel 32)

7 00 p m — **CITY COUNCIL MEETING** - CMGC, Meeting Chamber (Televised Live on Cable Channel 32)

13, Tuesday

3 00 p m — **HOUSING APPEALS BOARD** - CMGC, 5th Floor Conference Room

4 00 p m — **AIRPORT ADVISORY COMMITTEE** - Charlotte/Douglas International Airport, Conference Room A

7 00 p m — **YOUTH INVOLVEMENT COUNCIL** - CMGC, Conference Center

(CONTINUED ON BACK)

Public Service And Information Department

600 East Fourth Street

Charlotte NC 28202 2861

704/336-2395

THE WEEK OF APRIL 12 - 16 (Continued)

14, Wednesday

8 00 a m	**CLEAN CITY COMMITTEE** - CMGC, Room 270
8 30 a m	**CIVIL SERVICE BOARD** - CMGC, 7th Floor Conference Room
9 30 a m	**CIVIL SERVICE BOARD/HEARING (Closed)** - CMGC, Meeting Chamber Conference Room
3 00 p m	**HISTORIC DISTRICT COMMISSION** - CMGC, 8th Floor Conference Room
4 00 p m	**CITY COUNCIL PERSONNEL AND FINANCE COMMITTEE** - CMGC, Room 270

15, Thursday

8 30 a m	**CHARLOTTE-MECKLENBURG ART COMMISSION/Executive Committee** - CMGC, 8th Floor Conference Room
7 00 p m	**CHARLOTTE TREE ADVISORY COMMISSION** - CMGC, Room 270

16, Friday

7 45 a m	**PLANNING COMMISSION/Planning Liaison Committee** - CMGC, 8th Floor Conference Room

THE WEEK OF APRIL 18 - 23

18, Sunday

6 00 p m	**LEGISLATIVE DELEGATION, SCHOOL BOARD, CITY COUNCIL, COUNTY COMMISSION** - CMGC, Meeting Chamber (Public Hearing to Discuss District School Board Elections)

19, Monday

3 30 p m	**CITY COUNCIL PUBLIC SERVICES COMMITTEE** - CMGC, Room 270
4 00 p m	**PLANNING COMMISSION/Executive Committee** - CMGC, 8th Floor Conference Room
5 00 p m	**COUNCIL/MANAGER DINNER** - CMGC, Meeting Chamber Conference Room
6 00 p m	**CITY COUNCIL MEETING/Zoning Hearings** - CMGC, Meeting Chamber

20, Tuesday

12 00 Noon	**CITY COUNCIL/COUNTY COMMISSION/SCHOOL BOARD LUNCHEON** - CMGC, Conference Center
6 00 p m	**HOUSING AUTHORITY** - Earle Village, 610 E Seventh St

21, Wednesday

8 30 a m	**CIVIL SERVICE BOARD/HEARING (Closed)** - CMGC, Meeting Chamber Conference Room
4 00 p m	**CITY COUNCIL TRANSPORTATION COMMITTEE** - CMGC, Room 270
5 00 p m	**CITIZENS CABLE OVERSIGHT COMMITTEE** - CMGC, 7th Floor Conference Room
7 00 p m	**METROPOLITAN PLANNING ORGANIZATION** CMGC, Conference Center

22, Thursday

12 00 Noon	**CMUD ADVISORY COMMITTEE** - Catawba River Pump Station (end of Pump Station Road off of Mt Holly-Huntersville Road)
4 00 p m	**CITY COUNCIL PLANNING COMMITTEE** - CMGC, Room 270

(CONTINUED NEXT PAGE)

THE WEEK OF APRIL 26 - 30

26, Monday

3 30 p m	CITY COUNCIL REGIONALISM COMMITTEE - CMGC, Room 271
4 30 p m	PLANNING COMMISSION/Zoning Committee - CMGC, 8th Floor Conference Room
4 30 p m	CHARLOTTE TRANSIT ADVISORY COMMITTEE - CMGC, Room 119
5 00 p m	COUNCIL/MANAGER DINNER - CMGC, Conference Center
6 30 p m	CITIZENS HEARING - CMGC, Meeting Chamber (Televised Live on Cable Channel 32)
7 00 p m	CITY COUNCIL MEETING - CMGC, Meeting Chamber (Televised Live on Cable Channel 32)

27, Tuesday

1 00 p m	ZONING BOARD OF ADJUSTMENT - Hal Marshall Center, 700 N Tryon St
7 00 p m	YOUTH INVOLVEMENT COUNCIL - CMGC, Conference Center

28, Wednesday

7 45 a m	PRIVATE INDUSTRY COUNCIL - CMGC, Conference Center
8 30 a m	CIVIL SERVICE BOARD/HEARING (Closed) - CMGC, 7th Floor Conference Room
9 00 a m	AUDITORIUM-COLISEUM-CONVENTION CENTER AUTHORITY - New Convention Center Office, 2940 One First Union Center

29, Thursday

4 00 p m	CITY COUNCIL PUBLIC SERVICES COMMITTEE - CMGC, Room 270
5 00 p m	CHARLOTTE-MECKLENBURG ART COMMISSION - CMGC, 8th Floor Conference Room

30, Friday

8 30 a m	YOUTH INVOLVEMENT COUNCIL/Youth In Government Day - CMGC, Meeting Chamber

These organizations do not have meetings scheduled in April

Community Relations Committee
Insurance & Risk Management Advisory Board
Mayor's International Cabinet
Volleyball Task Force

CHARLOTTE

Mayor Richard Vinroot *Mayor Pro Tem Ann Hammond*

Stan Campbell
Daniel G Clodfelter
Patrick McCrory
Nasif Rashad Majeed
Thomas A Mangum
Hoyle H Martin
Cyndee Patterson
Don D Reid
Ella Butler Scarborough
Lynn M Wheeler

CITY COUNCIL MEETING
Monday, April 26, 1993

Council Agenda

5:00 p.m. Conference Center

- Update on Housing Authority Grant Application for Earle Village
- Update on Law Enforcement Center
- Public Services Committee Solid Waste Collection Recommendations and Pilot Program Options

6:30 p.m. Meeting Chamber

- Invocation
- Citizens Hearing

7:00 p.m. Formal Business Meeting

CITY COUNCIL AGENDA
Monday, April 26, 1993
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Moved up to hearings agenda

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Item No.

1. **Approve Minutes of:**
February 22 Legislative Delegation Breakfast
February 22 Briefing
February 22 Citizens Hearing
February 22 Regular Meeting
February 23 South District Plan Hearing
March 1 Workshop

Martin/Patterson
@ 8:
unan.

VOTE ON CONSENT ITEMS

2. **Agenda items 19 through 29 may be considered in one motion except for those items removed from the consent agenda as a result of a Councilmember making such a request of the City Clerk prior to the meeting.**

STAFF RESOURCE:

3. Reports of the City Manager

- Report on Transit Service Review

Harry Jagner

POLICY

4. FY94 and FY95 Transit Budget Options

Late item to be included in the Council-Manager Memo on Friday, April 23.

Mgr

5. **Transportation Committee Recommendation on Transit Authority**

Action: **Defer action on approval of legislation which creates a Regional Public Transportation Authority.**

Explanation of: To postpone taking any action on the Carolinas

Patterson/Mangum
Defer and not
support any skeleton bill
which, a regional Carolinas City.

Mgr.

ATTACHMENT:
FUNDING OPTIONS

EXPLANATION OF OPTIONS

1) Service Standards Reductions

Reduce service on routes with productivity levels below service standard levels. This is a reduction in expense.

Eliminate service on four routes, originally proposed for elimination in 1991; reduce service on seven other routes.

2) Trade-in Capital Funds

Work with NCDOT and USDOT to do <u>one-time</u> revenue swap of capital funds for operating funds.

Increases funds available for operating assistance with minor impact on capital funding. System has no significant capital needs until '96, even with expansion.

3) Fare Adjustment

Implement earlier Council action by increasing cash fares by 25 percent and adjusting other fares.

Will produce a net revenue of approximately $109,000, if done at same time as service standard adjustments, and a ridership loss of about 3 percent.

Item 5 has
been Transcribed
ML

Vision Options:

C. Partially fund one or more of the Transit Vision Options. (See attachment for detailed description of options.)

OPTION	COST FY94	COST FY95
1) Commuter Routes	$250,000	$250,000
2) Demand Response Service	$100,000	$100,000
3) Neighborhood Service	$150,000	$150,000
4) Circumferential Route	$750,000	$750,000

Increase Funding:

D. Consider options to Increase System Funding. (See attachment for description of funding options)

OPTION	FY94	FY95
1) Svc Standard Reduction	$509,000	$509,000
2) Trade-in capital funds	$666,000	
3) Fare adjustm't	$106,000	$106,000

ATTACHMENT:
VISION OPTIONS

EXPLANATION - Option/Description/Impact

1) Commuter Routes

Add service to two selected commuter/express routes to begin building patronage toward light rail

Will increase costs and add 20,000 to 30,000 boardings per year

2) Demand Response Service

Add small bus/van service focused on suburban location, such as Eastland Mall or SouthPark

Will provide service to area, to and from central location and test concept of suburban service

3) Neighborhood Service

Add small bus/van service in one or more neighborhoods, such as Johnson Y, Amay James

Will provide "local" direct service within neighborhoods, support of neighborhood programs and test concept feasibility

4) Circumferential Route

Add service from one area of City to another without going through Uptown

Will provide service to residents of the selected area and test concept feasibility

Current Service Level:

A. Recommend that the Transit Fund be funded at the current service level for FY94 with the operating deficit of $1.5 million funded by the Transit Fund fund balance. The FY95 budget, however, is not balanced.

If Council approves this strategy for the FY94 budget, then there will be $500,000 remaining in the fund balance.

Options for use of these funds are included in items B and C. Options to increase available revenues are included in item D.

Performance Audit:

Hammond/Campbell
approve A + B
find C to Transportation
Committee and
approve D-1 + 2 and
defer 3
unan.

B. Fund a performance audit review of the transit system. Approval of $200,000 for a performance audit with the following major activities:

1) assessment of the routing system
2) assessment of equipment use and specification
3) maintenance and operating procedures
4) other issues from Barton-Aschman Associates review and City Council request

Council-Manager Memo
April 23, 1993

#4

Transit Budget Agenda Items

Attached are:

Margaret Patterson FY. Strategic Planning Process

- A chart of the proposed strategic process for building community consensus on future transportation/transit needs.

  Boyd Cauble will present this information on Monday.

- Agenda Item 4. FY94 and FY95 Transit Budget Options.
  Please note that the transit financial information has been revised since the April workshop. The Transit Fund will balance without reduced services.

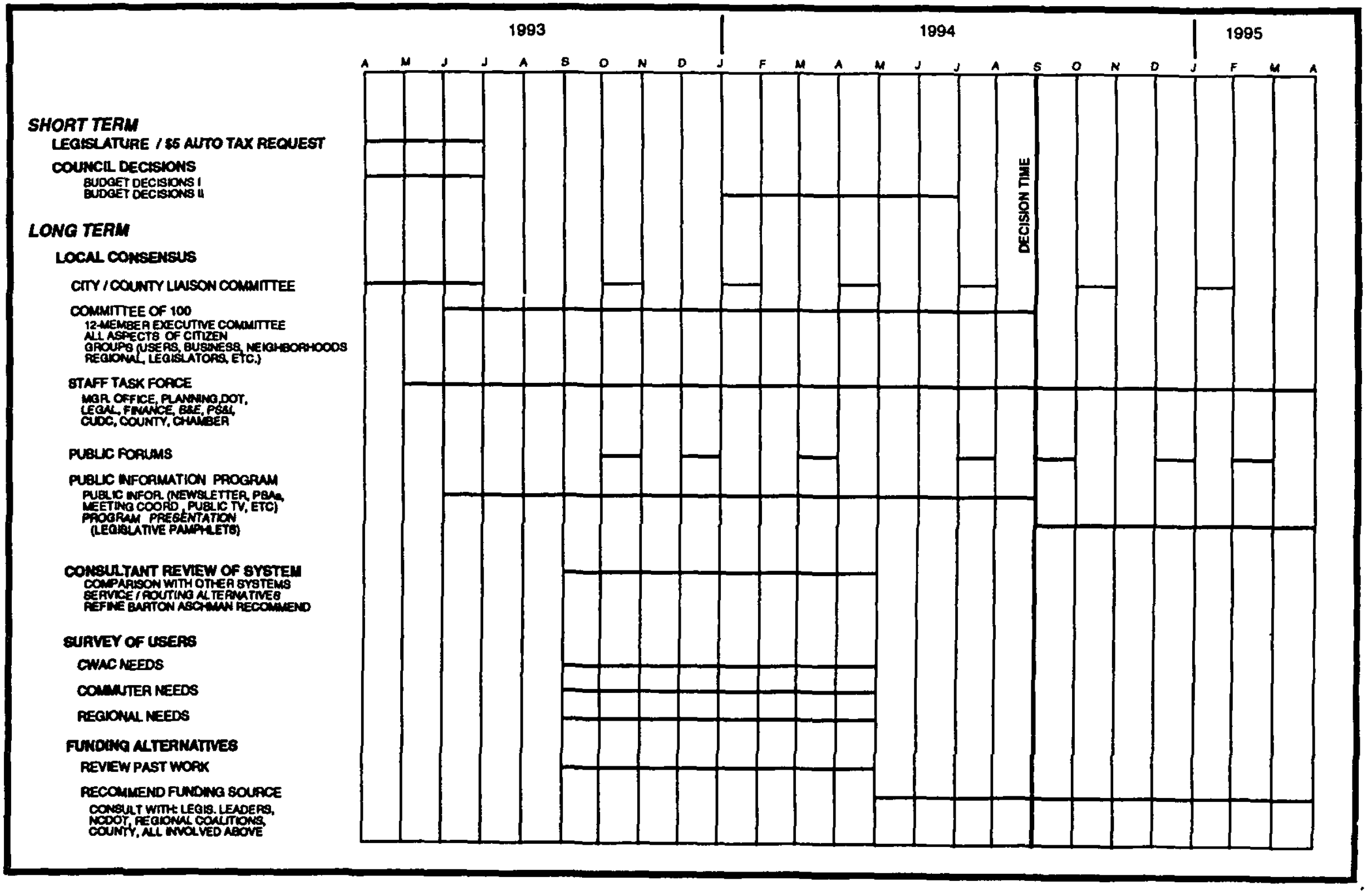
- The legislative update includes a report that the Legislative Delegation strongly recommends:

  the City Council not increase fares if the $5 vehicle license fee is approved.

  Please note this in your review of the transit options.

See Pages 3 & 4 for other motions

TRANSPORTATION / TRANSIT STRATEGIC PROCESS



APRIL 1993

4. Transit Operating Budget

Action: Consider and take straw vote on the following items as guidelines for the preparation of the Manager's Recommended FY94-95 Transit Operating Budget to be presented in May, 1993.

A. Fund the transit system at the current service level with a preliminary budget estimate of $20.6 million in FY94 and $21.6 million in FY95.

B. Consider a performance audit review of transit operations.

C. Consider options for implementing the Transit Vision.

D. Consider options for increasing the system funding.

Staff Resource: Bob Pressley

Explanation of Request: On April 5, Council reviewed the following expenditure information on the transit budgets. Revenue information is now included as well.

Status as of April 5, 1993

	FY93	FY94	FY95
Operating Budget	$22.1	$20.8	$21.4
Revenues	$18.5	$19.1	$19.3
Surplus/Deficit	($3.6)	($1.7)	($2.1)

Revised Fund Balance Projection:

Revision Since April 5:

The staff has completed a 10-month budget review which indicates that the fund balance at the end of FY93 will increase from the earlier estimate of $750,000 to $2,028,000.

The increase is from savings in:

- Parts: Introduction of 50 new buses into the fleet replacing 20-year old buses
- Health insurance: Negotiation of new contract for employee health insurance at significant savings (March '93)
- Other savings in 60 various line items

Staff also has revised the operating budget

Status as of April 22, 1993

10-month projection	FY93	FY94	FY95
Operating Budget	$19.4	$20.6	$21 6
Revenues	$18.5	$19.1	$19 3
Surplus/Deficit	($0.9)	($1.5)	($2.3)
Year-End Fund Balance	$2.0	$ 0.5	

Request: Transportation Compact's (CTC) proposed legislation for creating a Regional Public Transportation Authority in the Charlotte area until the City's Transportation/Transit Strategy is implemented over the next 18 months.

Background:

- On January 4, 1993, CTC's Executive Director, Sonny Timmerman, presented information at a Council workshop on the proposed establishment of a Regional Public Transportation Authority
- On March 31, 1993, Mr. Timmerman reviewed the possible contents of authority legislation with Council's Transportation Committee.

6. Public Service Committee Recommendation on Solid Waste Collection

Action: **Approval of the Public Services Committee recommendations: (1) To implement a once-a-week rollout refuse collection system and consider options for a pilot program to test rollout collection. (2) Provide the same level of refuse collection service to businesses in the Central Business District as the City provides to businesses elsewhere.**

Hammond | Patterson app

Explanation of Request: (1)

- On April 8, 1993, the Public Services Committee discussed several refuse collection options At that meeting, the Committee voted 3-2 to recommend a once-a-week rollout option.

Subst Patterson | Wheeler app. running 90-day once a week and 90-day twice a week 1-2l-out pilot programs passed 6-5 No- Hammond, McCrory, Martin, Manguson + Majeed

- On April 19, 1993, the Committee discussed a pilot program lasting 90 days to test the options of once-a-week rollout and twice-a-week rollout. The Committee voted 2-2 for each of the options
- The major issue regarding twice-a-week

Patterson | Hammond app. CBD Reduction Amer. Mgr

rollout is that in the short term costs would be higher due to the purchase of containers and vehicle retrofits. Long term costs would be lower.

- The major concern regarding once-a-week rollout is the reduced frequency. Also, the possibility of odors is a concern.

(2) The Council Committee recommended reducing the level of refuse collection service in the Central Business District (CBD). This would require CBD businesses to pay the City for refuse collection service above the base level or contract with private haulers for refuse collection service.

Attachments 1

7. Personnel and Finance Committee Recommendation on Employee Health Insurance

Action: **Approval of recommendation from the Personnel and Finance Committee to adopt recommendations to change the group health insurance program. Adoption of these recommendations will allow staff to proceed with implementation effective no later than September 1, 1993. Formal agreements with the insurance carrier necessary to implement the recommendations will be provided to City Council for approval in May 1993.**

Patterson motion to Defer & send to Personnel & Fin. Comm. Venan.

Staff Resource: Pam Syfert

Explanation of Request: The Personnel and Finance Committee has approved the following staff recommendations.

May.

1. Establishment of a managed care (Point-Of-

Service) plan to cover employees, eligible retirees and their dependents. The plan is to be managed by the Provident Life and Accident Insurance Company. Highlights of this plan are as follows:

- Individuals covered under the plan would select a primary care physician (PCP) who would manage and direct their health care The PCP would be in a "network" of contracted doctors and hospitals with whom discounted fees have been negotiated. The PCP would refer patients to specialists and hospitals in the "network". Health care costs would be contained through the discounted fees, as well as the utilization of services managed by the PCP. Additional features of service through the "network" are:

  - Individuals pay $15 for office visits to a PCP or specialist in the network

  - There is a greater emphasis on preventive care, by covering routine exams and screenings

  - There is no deductible except for hospital confinement ($150 deductible)

  - There is 85% reimbursement for hospital charges

  - The total out of pocket expenses is $1500 per year

- Individuals could, at the time of health care delivery (i.e., at the "point of service"), elect to receive services from doctors and/or hospitals outside of the network of contracted providers, with the following provisions

- There would be a $400 deductible
- Reimbursement would be at the rate of 70%
- The total out-of-pocket expenses would be $3000 per year

2. Establishment of four "tiers" of coverage:
   Employee/Retiree only
   Employee/Retiree and Child(ren)
   Employee/Retiree and Spouse
   Employee/Retiree and Family

   The current plan has coverage for employees/retirees and only one tier for dependent coverage, regardless of the number and/or type of dependents.

3. Maintenance of the existing cost sharing arrangement for health insurance premiums, wherein the City pays 100% of the premium for active employees and retirees with at least twenty years of service, and 50% of the premiums for all tiers of dependent coverage. Staff's recommendation is to evaluate the cost savings of the Point-Of-Service Plan after one year, and to re-consider cost shifting at that time.

Task Force: The Personnel and Finance Committee had requested that the Benefits Chair of the Mayor's Task Force on Compensation respond to the staff recommendation. However, because of business commitments he has not provided a response.

Source of Funding: It is anticipated that with no changes there would be an additional annual cost of $3.6 million to the group health insurance program. With the recommended changes, the additional cost would be $400,000. Funds for these recommendations will be included in the self insurance fund for FY94.

Delayed implementation would reduce the total cost savings approximately $250,000 per month

Attachments 2
Review of Current Plan and Recommended Plan
Review of Other Health Insurance Issues
Complete Summary of Benefits Issues

8. **Public Services Committee Recommendation on Fees for Animals Turned In at Animal Shelter**

Action: **Approve the Public Safety Committee's recommendation to establish fees for surrendered animals which are turned in at the Animal Shelter.**

Staff Resource: Don Steger

Explanation of Request: The Public Safety Committee recommends that fees be established for receiving surrendered (owner-released) animals at the Animal Shelter as indicated below·

McCarry Wheeler app.
No - Morgan, Patterson + Hammond

Surrendered Animal Fees	
Each Animal	$15.00
Three or more animals	$35.00

Effective date is July 1, 1993 A public information campaign will be developed to announce this change

Hereafter these fees will be set and approved by the City Manager.

Background:

- Currently, surrendered animals are both picked up by officers in the field and received at the Animal Shelter. In the future, surrendered animals will only be received at the Animal Shelter Service Counter.

Mgr.

- Animal Control Officers are not set up to collect fees in the field Using Animal Control Officers as revenue collections agents would make it difficult to comply with city Revenue Collections procedures.

- Animal Control Officer resources are better utilized in code enforcement and public safety activities

- The Animal Shelter's service counter routinely collects revenues, and complies with city Revenue collection procedures.

- There were 6674 animals surrendered by their owners to the Animal Shelter in FY92.

- Fees for this service could generate between $75,000 and $100,000 in additional revenues each year.

- Several Animal Control Agencies in other communities charge fees for this service. Fee amounts range from $10.00 to $30.00 per animal.

- The agencies surveyed have not experienced any significant negative impacts to their programs as a result of these fees. However, the potential exists for owners to abandon unwanted pets on the side of the road, instead of having to pay a fee and bringing them to the shelter.

- Animal Control will monitor trends in the number of animals being turned in and the number of strays being reported. A significant decrease in the number of animals being turned in or a significant increase in the number of reported strays may indicate that the fees are negatively impacting the program and may need to be reconsidered.

- In a discussion with Patty Lewis of the Charlotte Humane Society, she indicated that she is not in favor of these fees. She thinks that the fees will discourage people from turning in unwanted pets and will lead to more abandoned animals.

Attachment 3
Survey of Other Animal Control Agencies and Fee Collection Process

9. City-County Liaison Committee Joint Resolution on Government Center Parking

Res. # 5 BK 31, Pg. 36-37

Action: **Approve a joint City-County Resolution on Government Center Parking.**

Explanation of Request: The City-County Liaison Committee recommends that City Council adopt this joint resolution to guide the City and County Managers in developing a parking plan for the Government Center Area. This parking plan is needed to address the operational needs of the Police Department and the displacement of both City and County employee parking due to the construction of the County Jail.

Wheeler | Clodfelter
app'd

The Resolution states that the first priority is replacing the operational parking needs of the Police Department utilizing existing parking The Resolution also calls for the impacts of the parking space reductions to be shared equally by City and County employees.

The County Commission approved this resolution on April 19, 1993.

Background. The City Council and County Commission referred the issue of parking in the Government Center area to the Planning Liaison Committee. After reviewing staff presentations and discussing this issue, the

Mgr.

Planning Liaison Committee recommends this *resolution to provide staff guidance in developing a* solution to this issue.

Attachment 4

Res. # 6 BK 31, pg. 38-39
Res # 7 BK 31, pg 40-41

10. Gun Safety Resolution

Action: **Consider resolutions on gun safety**

Explanation of. Request: Councilmember Majeed has requested that City Council adopt the attached resolutions and send these resolutions to the Mecklenburg Legislative Delegation.

McCrory/Winder app. unan.

Background: These resolutions have been adopted by the Raleigh City Council and the Wake County Commission. This is part of a statewide movement to introduce gun safety legislation. The City Council has already sent the delegation a legislative request to make it illegal for anyone under the age of 18 to possess a firearm.

Mgr.

Attachment 5

Walker/Patterson app. unan.

11. May 3 Workshop Agenda

The following items are proposed for discussion at the Monday, May 3, 1993 Council Workshop:

- Budget Briefing #4
- Follow-up to Police Issues Raised at City Council's Retreat
- Vision 2010

Mgr

BUSINESS

12. Refuse Bin Collection Contract

Action: Approval Of Renegotiated Refuse Bin Collection Contracts For Services Provided At Multifamily Complexes By:

- Browning-Ferris Industries
- Container Corporation of Carolina
- Chambers Waste Systems of N.C. Inc., and
- Waste Management Of Carolina Inc.

Staff Resource: Wayman Pearson

Explanation of Request: On December 14, 1992, Council directed the Solid Waste Services Department to renegotiate the refuse bin collection contracts with the firms listed above. The goals of the renegotiation process were to.

- establish standardized collection rates for the service, and
- determine a better method of measuring the refuse tonnage collected from multifamily complexes.

Highlights of the New Contract:

- Five Year Contracts
- Collection rate of $ 5.25 per eight (8) cubic yard container.
- Physical verification of tonnage in order to establish standards.
- Reimbursement of net disposal costs, i.e. verified refuse tonnage less the recyclables tonnage

Wheeler | McCrory Excuse Clodfelter from #12 & #13 Waste Mgmt on unan.

Patterson | Wheeler from Excuse Manager BFI on bot 12 + 13. unan

Patterson | Hammond app. Container Corp. + Chambers Waste unan.

Patterson | Hammond app. BFI unan

Patterson | Wheeler app. Waste Mgmt. unan.

Solid Waste Ind.

- The annual collection cost of the renegotiated bin contracts is $1,253,889. This is based on the number of bulk containers currently being serviced.
- The renegotiated collection rate will result in an estimated annual savings of $225,279
- The private haulers will continue to be reimbursed for actual disposal costs based on the verified tonnage.

Background: Since 1979, the City of Charlotte has contracted with several private haulers to collect refuse from bulk containers located at multifamily complexes.

13. Multi-Family Recyclables Collection Contract

Action: **Approval Of Recyclables Collection Contracts For Service Provided At Multifamily Complexes By:**

- **Browning-Ferris Industries**
- **Container Corporation of Carolina**
- **Chambers Waste Systems of N.C. Inc., and**
- **Waste Management of Carolina Inc.**

Patterson / Hammond app Container & Chambers unan.
Patterson / Hammond BFI app unan.

Staff Resource: Wayman Pearson

Explanation of Request: The Interlocal Agreement between the City of Charlotte and Mecklenburg County requires the City to participate in the County's Solid Waste Management Plan The plan requires all municipal solid waste collectors to provide recycling collection services to their customers, at least once a month, as part of their residential collection services. Therefore, the City of Charlotte is required to offer recycling service to all its customers, including those being serviced by

Patterson / McCrory Waste Mgmt, app unan.

Solid Waste

contracted private haulers.

The highlights of the recyclables collection contracts are:

- A weekly recyclables collection service.
- The private haulers will provide containers in centralized locations within the complexes for collection of recyclable materials
- Residents will be provided with 14-gallon bins, upon request from managers of the multifamily complexes. The bins will be purchased by the City and distributed by the private haulers.
- Five Year Contracts.
- Collection rate of $ 1.00 per month per occupied unit within a multifamily complex.

If Council approves this contract, the private haulers will begin to phase-in recycling services. By late fall or early winter, all multi-family complexes will have recycling services

The annual cost of the Recyclables Collection Contracts, based on the current number of service units, will be $ 687,132. This amount will be included in the proposed FY94 budget

Background: On December 14, 1992, City council directed staff to renegotiate with the current haulers, rather than rebid the recycling and bin collection services for multi-family complexes.

14. Community Development Grant Application

Action: **Approve filing a grant application with HUD for Community Development Block Grant funds in**

FY94 and approve the FY94 Final Statement indicating the projected use of funds.

Staff Resource: Jay Walton

Explanation of Request:

City Council is being requested to approve the filing of the grant application with HUD for Community Development Block Grant funds for FY94. The use of the funds will be consistent with the general objectives approved by City Council, as indicated in the attached FY94 Final Statement under Community Development Objectives.

A total of $5,876,455 from the following sources will be used to accomplish the program objectives.

- FY94 CDBG funds	$4,460,000
- Program Income	1,416,455
Total	$5,876,455

The proposed uses for these funds are summarized as follows:

Activities	Amount
Selective Rehabilitation	$1,808,753
Acquisition	412,964
Relocation	668,236
Replacement Housing	484,670
Homeownership Downpayment Assistance	50,000
Public Services	644,974
Program Delivery	1,191,286
Administration	615,572
Total	$5,876,455

Attachment 6

Res #8
BK 31, pg. 42-46

15. Law Enforcement Center Financing

Action: **Adopt a resolution in accordance with the adopted CIP authorizing staff to proceed with the actions necessary to secure an Installment Purchase Contract to finance the City's portion of the new City Law Enforcement Center (LEC).**

Staff Resource: Del Borgsdorf

Explanation of Request: The approximate cost of the contract including issuance expense will not exceed $14 million

The CIP authorized $12 million for the expansion of the current LEC, the additional authorization is requested for the following reasons:

- The architect will complete additional estimates prior to the actual debt being incurred, since the authorization constitutes the maximum, this will provide another opportunity to review the final project cost
- Since the County is again considering Police consolidation, some financial flexibility at this point is practical.
- Current budget estimates exceed authorized funding by approximately $1 1 million.
- The County has been requested to increase their funding in a like amount for the same reasons.

The resolution authorizes the necessary steps and documents, including directing staff to call a public hearing on a date to be determined by the City Manager.

To secure an installment purchase contract these actions must be taken·

- Publish required legal notices

Wheeler/Mangum aye.
No-Mayed, McCrory, Reid

Finance

- File application with the Local Government Commission
- Investigate and negotiate the selection and terms of the financing
- Solicit bids or proposals in connection with the financing

Construction of the voter approved Mecklenburg County Intake and Detention Facility (MID) requires the acquisition of the existing LEC by the County. In order for this to happen a new LEC must be constructed.

Work on the MID project has already begun in the form of asbestos removal preliminary to demolition of the Law Building and the Attorney's Building by the County.

Demolition of a portion of the existing LEC Plaza is scheduled for May, 1993.

Background: Council has previously committed to the following.

- Conveyance of the current LEC property to the County
- Construction of a new LEC at the site bounded by East Trade, Alexander, East Fifth and Davidson Streets.
- Acceptance of Property from Mecklenburg County for the site of new LEC.
- Award of architect and construction manager contracts.

Source of Funding: Installment Purchase

16. Cancer Survivors Park in Marshall Park

Action: **Recommend that Council authorize staff to pursue locating the Cancer Survivors Park in Marshall Park.**

Staff Resource: Tom Flynn

Explanation of Request. City Staff has been working to locate a Cancer Survivors Park on Alexander Street between Trade and Fourth Streets as directed by City Council on January 1. Richard Bloch, who will donate $1 million for this park, felt that the Alexander Street design was "squeezed between the curbings of an old street". Mr. Bloch asked that we redesign the park to expand beyond Alexander Street and onto the lawns of the Old City Hall and County Courthouse

Hammond | McCrory
aff.
No - Clodfelter

Staff recommends pursuing the Marshall Park site for the following reasons:

1. The lawns of the Old City Hall and County Courthouse are designated as historic landmarks. Therefore, any design would require the approval of the Historic Landmark Commission In discussions with representatives of the Commission, it became clear that we would have a very difficult task designing a Cancer Survivors Park that met the Commission's and Mr. Bloch's approval

2. The lawns of the Old City Hall and County Courthouse do not need upgrading. The $1 million provided by Mr Bloch for a Cancer Survivors Park would be better spent to make Marshall Park more attractive to the public.

   Marshall Park is the Planning Committee's second preference and Mr. Bloch's first preference.

Mgr.

Background:

In 1992 Richard Bloch approached the City with a grant of $1 million to build and maintain a Cancer Survivors Park. Council's Planning Committee reviewed the site options developed by staff and recommended to Council that we pursue this grant. The Committee's preferred sites in order are:

1. Alexander Street
2. Marshall Park
3. First Street connecting Tryon and College

City Council approved the Planning Committee's recommendations on January 11, 1993.

Attachment 7

Wheeler/Martin Move 17 & 18 to beginning of regular agenda
Unan

17. Decision on Zoning Petition #92-73

Martin/Scarborough Deny - Unan

Action:

Decision on Zoning Petition #92-73 by James E. Body for a change in zoning from R-3 to R-6 (CD) for a 6.89-acre site located on the north side of Fairview Road west of Wintercrest Road, Denied

Explanation of Request:

Protest petition ruled sufficient

A protest petition has been filed and is sufficient to invoke the 20% rule requiring affirmative votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property.

City Clerk

This petition was continued for 60 days at the December 21, 1992 meeting, deferred for 30 days at the February 15 and March 15 meeting, and deferred until April 26 at the April 19 meeting.

The Zoning Committee recommends that this petition be approved.

Attachment 8

Ord. #3560-2
#3560-57
BK43 pg.

18. Decision on Zoning Petition #93-8

Action: **Decision on Zoning Petition #93-8 by Richard Stilwell for a change in zoning from R-3 to I-1 for an approximate one acre site located on the south side of Byrum Drive east of Timberly Place.**

Explanation of Request: A protest petition has been filed and is sufficient to invoke the 20% rule requiring affirmative votes of 3/4 of the Mayor and Councilmembers, not excused from voting, in order to rezone the property.

The Zoning Committee recommends that this petition be approved.

Attachment 9

McCrory | Hammond
app.
1 nay.

City Clerk

Item No. Page 27 Corrections &

Pull #28, 25-Speaker - Mayor/Wheeler App. Rest Unan.

CONSENT

The consent portion of the agenda is divided into two sections: Consent I and Consent II.

Consent I consists of routine items that have been approved in the budget, are within the budget estimate, and have met M/WBE criteria.

Consent II consists of items that have also been approved in the budget, but which may require additional explanation

Recommend adoption of the bid list as shown. The following contract awards are all low bid and within budget estimate unless otherwise noted Each project or purchase was authorized in the annual budget.

CONSENT I

19. VARIOUS BIDS

A. Chantilly Neighborhood Reinvestment Engineering

Recommendation: City Engineer recommends that the low bid by Blythe Development Company of Charlotte, NC, in the amount of $438,350.10 be accepted

MWBE Status:	Amount	% of Project	Proj Goals
MBE	$26,350	6%	6%
WBE	$17,600	4%	4%

Eng

20. CMGC Parking Deck Management Contract

Action: **Approve the renewal of a contract with Preferred Parking Service, Inc. for the management of the CMGC Parking Deck in the amount of $150,822. This represents the second year of a three-year privatization contract.**

MWBE Status:	Amount	% of Project	Proj Goals
MBE 100%	$150,822	100%	N/A
WBE	0	0	

Gen. Serv.

21. IBM Contract for a model F35 computer for Police Department

Action: Approve contract with IBM to purchase a model F35 computer for Police at a cost of $2,176.64 per month for 36 months.

(CIS)

22. Runway 5/23 Overlay

Action: Award contract totalling $115,000 for engineering services for overlay of Runway 5/23 to W. K. Dickson and Company.

(Avia)

23. Airfield Signage

Action: Award a contract totalling $110,189 for engineering design services for the new Airfield Signage Project to Independent Mechanical Designers and Consultants, Inc., which is a qualified Disadvantaged Business Enterprise.

(Avia)

Ord # 1 #3558-X BK 43, pg. 55
Res # 1 BK 31, pg 23 29

24. Airport Improvement Projects Ordinance and Resolution

Action: Adopt an ordinance appropriating $2,590,149 from Airport Discretionary Fund Balance (7408) to provide the City's share of project funding for FY93 Airport Improvement Projects, and approve a resolution of official intent to reimburse expenditures for Capital Costs of these FY93 projects with the proceeds of debt.

(Avia)

25. In Rem Remedy - 4100 Robinwood Drive

Ord # 2 #3559-X BK 43, pg. 56

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to repair the dwelling located at 4100 Robinwood Drive (Cedar Grove) owned by Jiten and Asha Pandya.

Attachment 10

Morgan / Hammond
app.
to Reed & Majeed
(CD)

CONSENT II

26. Various Bids

A. Expansion of Local Area Network

Recommendation: Director, Communications and Information Department recommends that the following low bids totalling $219,635.87 be awarded. WellFleet, Boca Raton, FLA. in the amount of $107,136.00; and, Dilan, Hickory, NC, in the amount of $112,499.87, with option to purchase additional equipment as needed and as approved in the budget for a period of one year. Total Award: $219,635 87.

Explanation of Request:

- These contracts are part of the $624,130 approved by Council on March 1, 1993 as part of the City's rightsizing process.
- This equipment will assist with final implementation of the position, cost, and layers of management reductions approved on March 1, 1993.
- The equipment will be used to link operation centers around the City to the CMGC to improve communications and to provide the ability to use other business applications required in the day-to-day activities of the City.

PURCHASING

27. Shamrock Drive Widening Project

Action: **Approve a change order to the contract with Crowder Construction Company for the Shamrock Drive Widening project in the amount of $120,733 13 ~~$120,122.18~~ to cover additional excavation expenses. This will increase Crowder Construction Company's contract from ~~$2,750,485.68~~ $2,750,486 28 to ~~$2,870,607.86~~: $2,871,219 41**

Eng

Item No.

Explanation of: Request:

- During construction of the project, the contractor encountered a large amount of unsuitable earth that had to be removed from the project thus creating an overrun of 19,064 cubic yards of earth that had to be purchased and brought in from off the project site.

- The Engineering Department and Crowder were unable to agree on the appropriate unit price for the additional earth On August 21, 1992, the City and Crowder agreed to arbitration to settle the dispute.

- On February 9, 1993, both parties presented their cases to the American Arbitration Association. On March 31, 1993, the arbitrator, chosen by both parties, ruled in favor of Crowder Construction Company and awarded Crowder the sum of $117,559 plus interest on the sum at the rate of 1% per month from February 9, 1993.

Source of Funding: Funds are available in the Shamrock Drive Widening Project account (Center 326.00; Fund 2010).

Background·

- City Council awarded the construction contract to Crowder Construction Company, Inc. on November 13, 1990.

- The work involved approximately 2.05 miles of street improvements on Shamrock Drive from Cardiff Avenue to east of Sharon Amity. Construction included grading, curb and gutter, sidewalk, culvert replacement, paving, traffic control and related items in accordance with plans and specifications.

- Authorized Contract Sum $2,750,485 68

- Project was complete on April 24, 1992.

28. Yellow Cab Company Extension of Contract

Action: **Authorize the City Manager to execute a one-year extension of the contract with Yellow Cab Company of Charlotte, Inc., for operating demand-responsive service for the disabled on nights, weekends, and holidays.**

Morgan/Wheeler app. unan.

Explanation of Request:

- To continue to contract with the **private sector** for operating services to the disabled during lower-demand periods

- To continue our contract with Yellow Cab of Charlotte because·

$330,000 same as last year

1) Yellow Cab has done an excellent job over the past two years.

2) We are reviewing the idea of soliciting proposals for private operation of not only night and weekend services but also weekday demand-responsive services currently operated by the Special Transportation Service (STS) division of the Charlotte Department of Transportation (CDOT) Extending this contract saves time in the event that a request for proposal is issued for the entire service.

3) We received only three proposals in 1991 (all from local companies) in response to our nationwide solicitation for companies to operate night/weekend/holiday service. Several national companies declined to submit proposals because we were contracting less than 30 percent of STS operations.

CDOT

Background:

- Since 1988, the City has contracted night, weekend, and holiday service provided to disabled citizens.

- The Americans with Disabilities Act of 1990 requires cities to provide door-to-door service for the transportation disadvantaged which complements fixed-route, accessible bus service operated by Charlotte Transit.

- In May 1991, we contracted with Yellow Cab of Charlotte to operate night, weekend, and holiday services rather than use City vehicles and personnel because it was more economical for Yellow Cab to operate during these lower-demand periods.

29. PROPERTY TRANSACTIONS

Rec # 2
BK. 31, pg. 30-31

Action: **Recommend approval of the following condemnations, resolutions and property agreements.**

Condemnations:

A **Project:** Monroe/Wendover/Eastway, Parcel No. 15 & 36
Owner: Gus G. Bacogeorge & wf., Calliope F. Bacogeorge & any other parties of interest
Property Address: 4025 Monroe Road and 4318 Eastway Drive
Property to be acquired 11,271 sq ft. (0 258 ac.)
Improvements: None
Price $164,700 00
Remarks: The two adjacent lots are on the corner of Monroe Road and Eastway Drive. The corner property is vacant; the neighboring property has a residential duplex converted into offices. After lengthy negotiations, the owners' final counteroffer is $323,000 or $158,300 over the City's highest fair market value appraisal. The owner has not applied any appraisal justification for such a severe increase. He contends that the road widenings and raised medians will negatively affect his property values The City's independent appraisal reports considered all of the issues expressed by the owner and found no justification for a change in value. Condemnation is therefore requested.

R.E.

Total Area: 25,240 sq.ft (0 579 ac)
Area to be Acquired. 6,855 sq.ft. (0 157 ac)
Temporary Construction Easement. 3,394 sq ft. (0 077 ac)
Permanent Utility Easement: 32 sq.ft (0 001 ac)
Permanent Drainage Easement: 990 sq.ft. (0 022 ac.)

Item No.

Area Remaining: 17,363 sq.ft. (0.398 ac)
Zoned: B-2/06 Use: Business/Office
Tax Value: $196,050
Tax Code: 159-051-03 & 04

Rec #3 BK 31, Pg 32-33

B. Project: Monroe/Wendover/Eastway, Parcel No. 51
Owner: Gus G. Bacogeorge & wf., Calliope F. Bacogeorge, and any other parties of interest
Property Address: 4311 Eastway Drive
Property to be acquired: 2,417 sq.ft. (0.055 ac.)
Improvements. Trees/shrubs
Price: $6,500.00
Remarks: Settlement of this parcel was contingent upon a negotiated settlement of the owner's adjoining parcel which is currently being used as "Gus' Sir Beef" Restaurant. This adjoining parcel cannot be settled due to claims from other interest holders.

R.E.

Zoned: R-9/06 Use: Residential/Office
Tax Value: $65,440 00
Tax Code 159-062-43

Rec # 4 BK 31, Pg 34-35

C. Project: Monroe/Wendover/Eastway, Parcel No. 24
Owner: Gus C. Bacogeorge & wf., Calliope F. Bacogeorge and any other parties of interest
Property Address: 4101 Monroe Road
Property to be acquired: 8,514 sq.ft. (0 195 ac.)
Improvements: Sign & parking spaces
Price: $178,900.00
Remarks. This parcel houses Gus' Sir Beef restaurant Settlement cannot be reached due to a dispute between the owner and tenant over the value of the leasehold interest of this parcel.

Total Area. 25,417 sq.ft. (0 583 ac.)
To Be Acquired: 3,476 sq ft. (0 080 ac)
Temporary Construction Easement: 4,595 sq.ft. (0 105 ac.)

Permanent Utility Easement #1. 32 sq.ft (0 001 ac.)
Permanent Utility Easement #2: 14 sq ft. (0.0003 ac.)
Permanent Drainage Easement· 397 sq.ft. (0.009 ac.)
Area Remaining. 16,903 sq ft. (0 388 ac)

Zoned: B-2 Use: Business
Tax Value: $298,710
Tax Code: 159-062-01

RE.

Property Agreements: D.

Project: F.A.R. Part 150 Land Acquisition
Owner(s): Patricia L. Russell
Property Address: 6421 Shoreline Drive
Property to be acquired: .344 acres
Improvements: 3 bedroom, 2 bath, ranch, brick
Tax Value: $61,360
Purchase Price: $71,000
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. The Tax Department has lowered the evaluations in Moores Park due to "economic obsolescence" (proximity to the Airport) Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970 Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

29 E. Project: F.A.R. Part 150 Land Acquisition
Owner(s): Joseph T. Miller and wife
Property Address: 3403 Barry Drive
Property to be acquired: .435 acres
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: $52,470
Purchase Price: $57,000
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. The Tax Department has lowered the evaluations in Moores Park due to "economic obsolescence" (proximity to the Airport). Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

Aviation

F. Project: F.A.R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Robert L Wiggins and wife
Property Address: 107 East Maple Lane
Property to be acquired: N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $24,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement

aviation

G. Project: F.A.R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Augusta M. Luke
Property Address: 113 East Maple Lane
Property to be acquired: N/A
Improvements: 3 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $57,000

Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement

Aviation

H. Project: F.A.R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Aulor A. Padgett and wife
Property Address: 103 East Maple Lane
Property to be acquired: N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value. N/A
Purchase Price: $16,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

Aviation

I. Project F A R Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Hall E. Stone and wife
Property Address: 3429 West Maple Lane
Property to be acquired: N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $31,000

Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

Austin

J. Project: F.A.R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Bessie K. Crowder
Property Address: 3412 East Maple Lane
Property to be acquired: N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $21,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

Aviation

K. F.A.R. Part 150 Land Acquisition
Owner(s). Davis H. Kirby
Property Address: 3117 Barry Drive
Property to be acquired: .418 acres
Improvements: vacant land
Tax Value: $12,600.00
Purchase Price: $8,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. The Tax Department has lowered the evaluations in Moores Park due to "economic obsolescence" (proximity to the Airport). Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement

aviation

L. Project: Airport Master Plan Acquisition
Owner(s): Cargo UK, Inc. d/b/a BBC Ltd. Partnership
Property Address·4725-A & B West Boulevard
Property to be acquired: .574 acres
Improvements: Office/Warehouse
Tax Value: $223,770.00
Purchase Price: $259,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser Each appraiser takes into consideration specific quality and size of the property. The tax value is determined on a more generic basis and will be higher or lower for property with certain attributes This property was acquired under Airport Master Plan Land Acquisition.

M. Project: F.A.R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Joseph E. Hayes and wife
Property Address: 3034 West Maple Lane
Property to be acquired: N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $27,500.00

Remarks. Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraisal takes into consideration specific quality and quantity of the house. Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

Aviation

N. Project: F.A.R. Part 150 Land Acquisition
CHURCH OF GOD PROPERTY
Owner(s): Mrs Lula Delk
Property Address: 3419 East Maple Lane
Property to be acquired: N/A
Improvements: 2 bedroom, 1 bath, ranch, brick
Tax Value: N/A
Purchase Price: $15,000.00
Remarks· Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraisal takes into consideration specific quality and quantity of the house Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

Aviation

O. Project: F.A.R. Part 150 Land Acquisition
Owner(s): Troy R. Hight and wife
Property Address: 6317 Teresa Avenue
Property to be acquired: .402 acres
Improvements: 3 bedroom, 2 bath, brick ranch
Tax Value: $76,350.00
Purchase Price: $77,000.00
Remarks: Purchase price was determined by an independent appraiser and a review by a second appraiser. Each appraiser takes into consideration specific quality and size of the house. The Tax Department has lowered the evaluations in Moores Park due to "economic obsolescence" (proximity to the Airport). Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act 1970. Owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement.

Aviation

SOLID WASTE OPTIONS

RESIDENTIAL

1. ONCE-A-WEEK ROLLOUT

- Once-A-Week Collection of refuse from the curb
- Weekly Collections of Recyclables and Yard Waste
- City provides residents with 90-gallon rollout carts
- Collection operation is automated and semi-automated

The Public Services Committee voted 3-2 for this option on April 8, 1993.

If the Committee desired, a pilot program to test the acceptability of this option could be developed. Staff could bring back a plan for a test program, involving approximately 2,000 households, within 60 days.

If the Committee desired, this option can be phased in over a six month period starting in January 1994.

2. TWICE-A-WEEK CURBSIDE

- Twice-A-Week Collection of refuse from the curb
- Weekly Collections of Recyclables and Yard Waste
- Residents provide their own refuse containers
- Collection operation is manual

If the Committee desired, this option can be implemented in January 1994.

3. MAINTAIN THE CURRENT SERVICE

- Once-A-Week Collection of Refuse (Garbage) from the backyard
- Once-A-Week Collection of Refuse (Mixed Trash) from the curb
- Weekly Collections of Recyclables and Yard Waste
- Collection operation is manual

CENTRAL BUSINESS DISTRICT

On April 8, 1993, the Committee reached consensus to provide the same level of service to businesses in the Central Business District as the City provides to businesses elsewhere. This would result in businesses paying for service beyond the established service level, or choosing to have collection by a private hauler.

Solid Waste Services Department
April 16, 1993

CURRENT SERVICE 10-YEAR PROJECTIONS

YEAR	BUDGET EST.
	$
FY94	16,633,720
FY95	17,569,183
FY96	17,817,247
FY97	18,127,270
FY98	18,293,715
FY99	18,500,934
FY00	18,807,819
FY01	19,062,507
FY02	19,398,815
FY03	19,653,502
TOTAL	183,864,712

NOTES

1 Projections are based on FY93 costs No annual CPI adjustments included
2 Disposal costs are not included

current

ONCE-A-WEEK ROLLOUT

YEAR	BUDGET EST.	STARTUP EST.	TOTAL	SAVINGS VS. CURRENT SVC.
	$	$	$	$
FY94	12,460,528	2,734,721	15,195,249	1,438,471
FY95	12,589,580	2,024,411	14,613,991	2,955,192
FY96	12,702,612	2,064,900	14,767,512	3,049,735
FY97	12,913,560	2,106,201	15,019,761	3,107,509
FY98	12,966,299	2,148,327	15,114,626	3,179,089
FY99	13,012,433	206,571	13,219,004	5,281,930
FY00	13,418,971	210,711	13,629,682	5,178,137
FY01	13,506,706	214,917	13,721,623	5,340,884
FY02	13,677,272	219,216	13,896,488	5,502,327
FY03	13,858,041	223,595	14,081,636	5,571,866
TOTAL	131,106,002	12,153,570	143,259,572	40,605,140

NOTES

1 Projections are based on FY93 costs No annual CPI adjustments included
2 Disposal costs are not included
3 Startup includes costs of vehicle retrofits and rollout carts

rollout

TWICE-A-WEEK CURBSIDE (MANUAL)

YEAR	BUDGET EST.	SAVINGS VS. CURRENT SVC.
	$	$
FY94	16,100,620	533,100
FY95	16,362,105	1,207,078
FY96	16,592,930	1,224,317
FY97	16,828,986	1,298,284
FY98	16,943,319	1,350,396
FY99	17,181,499	1,319,435
FY00	17,511,092	1,296,727
FY01	17,733,029	1,329,478
FY02	18,002,284	1,396,531
FY03	18,263,309	1,390,193
TOTAL	171,519,173	12,345,539

NOTES

1 Projections are based on FY93 costs No annual CPI adjustments included
2 Disposal costs are not included

mancurb

COMPARISON OF CURBSIDE ROLLOUT VS CURRENT SERVICES

YEAR	CURRENT	OPTION 1				OPTION 2			
	4 SVC TYPES $	TWICE/WK 3 SVC TYPES NO BACKYARD $ OPERATIONAL	START-UP	SUB-TOTAL	SAVINGS FROM CURRENT $	ONCE/WK 3 SVC TYPES NO BACKYARD $ OPERATIONAL	START UP	SUB-TOTAL	SAVINGS FROM CURRENT $
FY94	16 633 720	15,613 699	3 484 721	19 098 420	(2 464 700)	12,460 528	2 734 721	15 195 249	1 438 471
FY95	17 569 183	15,910 666	2 024 411	17 935 077	(365,894)	12 589 580	2 024 411	14,613 991	2 955,192
FY96	17 817 247	16 007 479	2 064 900	18 072 379	(255,132)	12,702 612	2,064 900	14 767 512	3 049 735
FY97	18 127 270	16,323 924	2 106 201	18 430 125	(302 855)	12 913 560	2 106 201	15 019 761	3 107 509
FY98	18 293 715	16 459,600	2 148 327	18 607 927	(314,212)	12 966 299	2 148 327	15 114 626	3 179 089
FY99	18 500 934	16 672,608	206 571	16 879 179	1 621 755	13 012 433	206 571	13 219 004	5 281 930
FY00	18,807 819	16 943,668	210 711	17 154 379	1 653 440	13 418 971	210 711	13 629 682	5 178 137
FY01	19 062 507	17 256,429	214 917	17 471 346	1 591 161	13 506 706	214 917	13 721 623	5 340 884
FY02	19 398 815	17 473,123	219 216	17 692 339	1 706 476	13 677 272	219 216	13 896 488	5 502 327
FY03	19 653 502	17 670,111	223 595	17 893,706	1 759 796	13 858 041	223 595	14 081 636	5 571 866
TOTAL	183 864,712	166 331,307	12 903 570	179 234,877	4 629 835	131 106 002	12 153 570	143,259 572	40 605 140

NOTE Projections are based on FY93 costs No annual CPI adjustments included
Disposal costs are not included
Startup includes costs of vehicle retrofits and rollout carts

rollcomp

REVIEW OF

CURRENT PLAN

AND

RECOMMENDED PLAN

CURRENT PLAN

- **Self Insured**

- **Unrestricted Freedom of Choice of Physicians by Employees**

- **80% Reimbursement; $200 Deductible**

- **Preferred Hospitals (discounted rates negotiated by carrier)**

MANAGED CARE

- Combines Quality Care and Cost Containment Through:

  - "Network" of contracted doctors and hospitals
  - Negotiated Discounts
  - Employees get better benefits through the "network"
  - Emphasis on preventive care (e.g., routine physicals)

RECOMMENDED SYSTEM

- "Point of Service" Plan
- Employees Select Doctor (Primary Care Physician) in "Network"
- Primary Care Physicians:
  - Family Practice
  - General Practice
  - Internal Medicine
  - Pediatrics
- 85% Reimbursement in "Network"; No Deductible Except for Hospital Confinement ($150 Deductible); $1500 out-of-pocket
- 70% Reimbursement Out-Of-"Network"; $400 Deductible; $3,000 out-of-pocket
- $15 of Office Visit to Primary Care Physician or Specialists within Network; Covers Preventive Care, Well Child Care, Routine Immunization and Injections, Vision and Health Screening, Pre and Post Natal Exams, Allergy Testing and Treatment, etc.

MAYOR'S TASK FORCE RECOMMENDATION

- **Preferred Provider Plan**
- **Employees Provided List of Doctors and Hospitals in "Network"**
- **High Option"**
  - **$200 deductible**
  - **80% reimbursement in Network**
  - **60% out of Network**
- **"Low Option"**
  - **$400 deductible**
  - **80% reimbursement in Newtork**
  - **60% out of Network**

COST CONSIDERATIONS

- $3,600,000 (29.5%) additional annual cost - with no changes

- $385,173 (3.2%) additional annual cost - with recommended changes

- "Point of Service" vs. Preferred Provider City's Cost -
  - $745,000 less in 1st year
  - $3,429,820 less in 3 years

POTENTIAL IMPACTS

- Positive
  - More employees would have a physician relationship
  - Simple claims processing
  - Lower out-of-pocket expenses if receive services through network
- Negative
  - Some may feel "forced" to change doctors
  - Some may feel they are receiving reduced level of personal attention/care

REVIEW OF

OTHER HEALTH

INSURANCE ISSUES

OTHER ISSUES

- "Tiers" of Coverage - Employees and Retirees
- Separate Rating Structure - Retirees
- Defined Contribution Funding - Retirees
- Cost Shifting - Employees and Retirees

"TIERS" OF COVERAGE

- **Current Plan**
  - Employee/Retiree coverage
  - Dependent coverage (includes all family members, regardless of number)
- **Mayor's Task Force Recommendation**
  - Add multiple dependent cost breakouts (e.g. employee plus one, employee plus two)
- **Staff's Preliminary Recommendation**
  - Establish 4 tiers

COST SHARING STRATEGIES – ACTIVE EMPLOYEES

EMPLOYEE COSTS FOR COVERAGES

CATEGORY	CURRENT PLAN		PROPOSED PLANS DOLLARS		DOLLAR CHANGE		PERCENT CHANGE
MEDICAL	MONTH	WEEK	MONTH	WEEK	MONTH	WEEK	
EE ONLY	$ 0.00	$ 0.00	$ 0.00	$ 0 00	---	---	---
EE + CHILD(REN)	$106.71	$24.63	$ 97 72	$22.55	($ 8.99)	($2.08)	(8 4%)
EE + SPOUSE	$106.71	$24.63	$107.34	$24.77	$ .63	$ .14	.6%
EE + FAMILY	$106.71	$24.63	$119 27	$27.52	$12 56	$2.89	11.8%
DENTAL							
EE ONLY	$ 0.00	$ 0.00	$ 0.00	$ 0.00	---	---	---
EE + CHILD(REN)	$ 12.53	$ 2.89	$ 13.80	$ 3.18	$ 1.27	$ .29	10 1%
EE + SPOUSE	$ 12.53	$ 2.89	$ 12 57	$ 2.90	$ .04	$ .01	.3%
EE + FAMILY	$ 12.53	$ 2.89	$ 15.33	$ 3.54	$ 2 80	$ 65	22.3%
COMBINED							
EE ONLY	$ 0.00	$ 0.00	$ 0.00	$ 0 00	---	---	---
EE + CHILD(REN)	$119.24	$27.52	$111.72	$25.73	($ 7 52)	($1.79)	(6.3%)
EE + SPOUSE	$119.24	$27.52	$119 91	$27.67	$ .67	$ 15	.6%
EE + FAMILY	$119.24	$27.52	$134 60	$31 06	$15.36	$3 54	12.9%

SEPARATE RATING STRUCTURE - RETIREES

- **Current Plan**
  - Retirees are combined with employees to determine rates (premiums)
- **Mayor's Task Force Recommendation**
  - Establish separate premium structure based on actual claims and phase in over 3 to 5 years
- **Staff's Preliminary Recommendation**
  - Consider impact of Managed Care for 1st year
  - Consider impact of National Health Care policy

PROJECTED RETIREE EXPERIENCE
FY93

PROJECTED COSTS	$4,406,000
LESS	
STATED PREMIUMS	
RETIREES	620,000 (14%)
CITY	2,049,000 (47%)
SUBTOTAL	2,669,000 (61%)
DIFFERENCE	$1,737,000 (39%)

COMPARISON OF COMBINED VS. SEPARATE RATES
MONTHLY RATES

CATEGORY	CURRENT	COMBINED	SEPARATE	SEPARATE VS. COMBINED
ACTIVE				
EE ONLY	$134.64	$138 98	$127.37	($11.61)
EE + CHILD(REN)	$348.06	$334.43	$306.34	($28.09)
EE + SPOUSE	$348.06	$353.66	$323.95	($29.71)
EE + FAMILY	$348.06	$377.52	$345.81	($31.71)
RETIREE				
EE ONLY	$134.64	$138.98	$199.99	+ 61.01
EE + CHILD(REN)	$348.06	$334.43	$481 25	+ $146.82
EE + SPOUSE	$348.06	$353.66	$508 92	+ $155 26
EE + FAMILY	$348.06	$377.52	$543.25	+ $165.73

NOTE: ALL FIGURES ASSUME RETIREE UNDER 65

DEFINED CONTRIBUTION FUNDING - RETIREES

- **Current Plan**
  - Cost Sharing since 1991 based on years of service

Service	Retiree Coverage	Dependent Coverage
10-14	0%	0%
15-19	100%	0%
20+	100%	50%
Disability	100%	50%

- **Mayor's Task Force Recommendation**
  - For employees retiring after July 1, 1993 (and with at least 15 years of service) have City's contribution to medical plan be as follows:
    - $50/year of service if under 65
    - $25/year of service if over 65

- **Staff's Preliminary Recommendation**
  - Needs additional study

COST SHIFTING - EMPLOYEES AND RETIREES

- **Current Plan**
  - City pays 100% of premium for employee coverage
  - City pays 50% of premium for dependent coverage

- **Mayor's Task Force Recommendation**
  - Require employees and retirees to pay 10% of single employee coverage
  - Phase in to employees and retirees paying 50% of total (employee plus family) coverage

- **Staff's Preliminary Recommendation**
  - No additional cost shifting in 1st year
  - Consider phased-in cost shifting after 1st year

PREMIUM EXAMPLES

RETIREE W/SPOUSE – 30 YEARS OF SERVICE

	TOTAL	RETIREE	CITY
CURRENT PLAN	$348 06	$106 71	$241 35
MANAGED CARE (No Cost Shifting)			
RATE NOT COMBINED	$508 92	$154 46	$354 46
RATE COMBINED	$353 92	$107 34	$246 32
MANAGED CARE (Cost Shifted as Recommended by Mayor's Task Force)			
RATE NOT COMBINED	$508 92	*$174 46 **$254 46	$334 46 $254 46
RATE COMBINED	$353 66	*$121 26 **$176 83	$232 40 $176 83
DEFINED CONTRIBUTION ($50 Per Year of Service)			
RATE NOT COMBINED	$508 92	$383 92	$125 00
RATE COMBINED	$353 66	$228 66	$125 00

*INITIAL
**PHASE IN

COMPLETE SUMMARY

OF

BENEFITS ISSUES

SUMMARY
BENEFITS ISSUES

CURRENT PLAN	MAYOR'S TASK FORCE RECOMMENDATIONS	HUMAN RESOURCES RECOMMENDATIONS
•MEDICAL PLAN DESIGN		
Comprehensive Major Medical •80% Reimbursement; $200 deductible; $1500 out-of-pocket •Preferred Hospitals •Mail order drug program for maintenance drugs. ($12 copay/90 day supply)	Managed Care - "Preferred Provider" Plan, with two choices: •"High Option" -$200 Deductible -80% reimbursement in Network -60% out of Network •"Low Option" -$400 deductible -80% reimbursement in Network -60% out of Network	Managed Care - "Point-of Service" Plan •Primary Care Physician •$15 for office visit •85% reimbursement in in network; $150 hospital confinement deductible •70% reimbursement out of Network; $400 deductible $3000 out-of-pocket •Continue mail order drug program and add drug card program ($5 generic, $10 name brand, 30 day supply)

CURRENT PLAN	MAYOR'S TASK FORCE RECOMMENDATIONS	HUMAN RESOURCES RECOMMENDATIONS
•"TIERS" OF COVERAGE (MEDICAL AND DENTAL)		
Two tiers: •Single coverage •Dependent coverage	Add multiple dependent cost breakouts	Four tiers: •Employee/Retiree •Employee/Child(ren) •Employee/Spouse •Employee/Family
•MEDICAL COST SHIFTING		
Employees and Retirees with 20 years of service: •City pays 100% for employee coverage •City pay 50% for dependent coverage	Employees and Retirees: •Pay 10% of high option single coverage •Phase into paying 50% of family coverage	Employees and Retirees •1st year - no additional cost shifting, evaluate impact of Point of Service Plan •After 1st year - consider phased in cost shifting
•ADDITIONAL MEDICAL COST SHIFTING TO RETIREES		
Retirees are combined with employees to determine premiums	Establish separate premium structure based on actual retiree claims; phase in over 3 to 5 years	Consider impact of Point of Service Plan before establishing separate premium structure
Cost sharing based on years of service (retirees with 20 years of service treated like employees)	Effective July 1, 1993, have City's contribution to medical plan as follows: •$50/year of service if under 65 •$25/year of service if over 65	Needs additional study

CURRENT PLAN	MAYOR'S TASK FORCE RECOMMENDATIONS	HUMAN RESOURCES RECOMMENDATIONS
•WELLNESS FEATURES Covers certain procedures such as mammograms and pap smears (subject to $200 deductible)	Add wellness features, including a $100 annual allowance toward the cost of an employee physical (estimated additional annual cost is $329,000)	Have wellness features covered through the Point of Service Plan, including routine exams and physicals, immunizations, well-baby care, etc.
•DENTAL PLAN Covers preventive services at 100%; covers "basic services" at 80% and "major services" at 50% with $50 deductible	Add a Dental Maintenance Organization (DMO) option for employee election	No changes recommended; DMO with adequate network does not exist in this area
•DENTAL COST SHIFTING City pays 100% of employee coverage and employee pays 100% for dependent coverage	Require employees to pay at least 10% (but not less than $2 per month) for single coverage and 100% for family coverage	•1st year - no additional cost shifting •After 1st year - consider phased in cost shifting

CURRENT PLAN	MAYOR'S TASK FORCE RECOMMENDATIONS	HUMAN RESOURCES RECOMMENDATIONS
•BASIC LIFE INSURANCE		
City provides 2 times annual salary to a maximum of $100,000	Continue current coverage	Continue current coverage
•ACCIDENTAL DEATH AND DISMEMBERMENT (AD&D)		
City provides 2 times annual salary	Delete City provided AD&D; replace with 5 level employee paid AD&D plan	Needs additional study
•DEPENDENT LIFE INSURANCE		
Provides several options, including $10,000 for spouse and $5,000 for child(ren) (employee paid)	Add $5,000 and $10,000 options for covered dependents	No additional changes; new options were added in July 1992

CURRENT PLAN	MAYOR'S TASK FORCE RECOMMENDATIONS	HUMAN RESOURCES RECOMMENDATIONS
•SICK LEAVE		
Accrue one day per month	Continue current practice	Continue current practice
•SHORT TERM DISABILITY		
(Accident & Sickness) 50% of salary up to 26 weeks; 7 day waiting period	Continue current practice	Continue current practice
LONG TERM DISABILITY		
No plan for less than 5 years of service	Add a separate Long Term Disability Plan to cover those with less than 5 years of service who are not yet eligible for LTD under the State's Retirement Plan.	Adopt recommendation of Mayor's Task Force

CURRENT PLAN	MAYOR'S TASK FORCE RECOMMENDATIONS	HUMAN RESOURCES RECOMMENDATIONS
•TIME OFF BENEFITS		
Vacation schedule based on years of service; other leaves (holidays, jury duty, military, school support)	Continue current vacation, holiday, and leave practices	Continue current vacation, holiday, and leave practices
•RETIREMENT BENEFITS		
▲North Carolina Retirement System ▲Firefighters Retirement System (Contributory defined benefit pension plans)	Continue current plans (State run)	Continue current plans
▲401(k) Plan Law Enforcement - City contributes 5% All other employees - voluntary	Continue current plans	Continue current plans
▲Deferred Compensation - Voluntary		Continue current plans

Surrendered Animal Fees - Background

A: Fee Structure

A telephone survey was conducted comparing fees charged by other Animal Control Agencies for receiving surrendered animals. Some agencies ask for donations and others charge fees which range from $10.00 to $30.00. Examples include:

• Dade County Animal Services	$15.00 per animal
• Toledo Humane Society	$20.00 per animal $30.00 (3 or more)
• Columbus Animal Control	$15.00 per licensed animal $30.00 per unlicensed animal

- Staff was concerned that charging fees for surrendered animals could result in more animals being abandoned. There is no evidence, however, that this concern is valid. The agencies surveyed report that they have not experienced an increase in abandoned animals or any other deleterious impacts on their programs as a result of these fees (It should be noted that the fine for abandoning an animal is $500 in Charlotte/Mecklenburg).

B. Fee collection - process

- Only a few of the agencies surveyed received surrendered animals in the field and none collected fees for this service in the field.

- The staff at the Animal Shelter Service Counter are trained and organized to collect revenues for licenses, adoptions, reclaims, boarding, etc. Collecting fees for this service can be achieved without additional staff resources.

- The workload of Animal Control Officers is at a saturation point. Efficiency and effectiveness gains can be obtained by focusing their activities on code enforcement and public safety activities.

A JOINT RESOLUTION STATING THE INTENT OF MECKLENBURG COUNTY AND THE CITY OF CHARLOTTE TO DEVELOP A JOINT IMPLEMENTATION PLAN AND SCHEDULE FOR COMPREHENSIVELY ADDRESSING PARKING NEEDS IN THE GOVERNMENT CENTER AREA

WHEREAS, the first priority is to meet the operational parking needs of the Police Department by utilizing existing parking.

WHEREAS, the impacts of parking space reductions, due to construction, should be spread equally among City and County employees and operations.

BE IT RESOLVED by the Mecklenburg County Board of County Commissioners and the City Council of Charlotte, North Carolina:

The Board of County Commissioners and City Council shall direct the County and City Managers to develop an implementation plan and schedule for addressing the operational parking needs of the Police Department and the equity issue with regards to the displacement of City and County employee parking due to construction.

Mecklenburg County Board of County Commissioners

Adopted this _____ day of _____, 1993

APPROVED AS TO FORM:

_____
County Attorney

City Council of the City of Charlotte, North Carolina

Adopted this _____ day of _____, 1993

APPROVED AS TO FORM:

_____
City Attorney

RESOLUTION

ENCOURAGING SAFE USE OF FIREARMS

WHEREAS, in North Carolina gun wounds are the second leading cause of fatalities for children ages 1 to 18; and

WHEREAS, access to firearms by children has led to a dramatic increase in the presence of firearms on our school campuses; and

WHEREAS, crimes involving the use of firearms is on the increase; and

WHEREAS, in the City of Charlotte there were 2,379 assaults and 1,683 robberies with firearms in 1992

WHEREAS, all citizens are at risk of harm from unsafe and irresponsible use of firearms.

NOW, THEREFORE, BE IT RESOLVED by the Charlotte City Councilmembers:

That the Council endorses all efforts on the part of the General Assembly of North Carolina to promote firearm safety and to limit access to firearms by minors. Further, the citizens of Charlotte are encouraged to store their guns in a safe and secure manner.

Councilmember _____ moved the adoption of the foregoing resolution. The motion was seconded by Councilmember _____ and, upon vote, the motion _____ this _____ day of _____, 19___

RESOLUTION

REQUESTING THE MECKLENBURG DELEGATION TO INTRODUCE LEGISLATION REGARDING GUN SAFETY

WHEREAS, there is rising concern within our State regarding the unsafe storage of firearms; and

WHEREAS, access to firearms by children has led to a dramatic increase in the presence of firearms on our school campuses; and

WHEREAS, studies have shown that the overwhelming majority of firearms brought to school are obtained at home; and

WHEREAS, all of our children are at risk from weapons brought to the school setting; and

WHEREAS, it is the responsibility of each firearm owner to secure that firearm from unauthorized use; and

WHEREAS, it is the responsibility of every parent owning a firearm to ensure that his or her child does not have access to that firearm.

NOW, THEREFORE, BE IT RESOLVED by the Charlotte City Council that the Mecklenburg legislative delegation is hereby requested to introduce either local or statewide legislation requiring that all persons having firearms in their possession or under their control shall, at all times, keep them in a safe and secure manner, and that when such firearms are not being used they shall be stored in a manner reasonably calculated to guard against theft or other unauthorized possession.

Councilmember _____ moved the adoption of the foregoing resolution. The motion was seconded by Councilmember _____ and, upon vote, the motion _____ this _____ day of _____, 19___.

BACKGROUND

-Charlotte is an entitlement city, which means that it is "entitled" to receive a grant each year from the CDBG program. This is the 19th year for participation in the CDBG program. Since 1975 Charlotte has received $96.011 million. The FY94 grant will bring the total to $100.47 million.

-The proposed use of FY94 CDBG funds was included in the Comprehensive Housing Affordability Strategy (CHAS) plan which City Council approved on October 23, 1991 and HUD approved on January 2, 1992. The CHAS Annual Plan for the period October 1, 1992 to September 30, 1993 was approved by HUD on February 8, 1993.

-The emphasis of the grant application is on preservation of the existing housing stock through housing rehabilitation and acquisition. The rehabilitation program provides low interest or deferred payment loans to lower income families.

The acquisition program will purchase existing substandard housing in order to rehabilitate the property to provide affordable housing for lower income families, either directly or indirectly or in concert with nonprofit organizations.

Relocatees who are unable to qualify for home purchase under the Charlotte-Mecklenburg Housing Partnership program will be assisted in obtaining affordable housing through relocation benefits and the replacement housing program.

Public services (or human services) include remedial education programs for lower income school-age youth in targeted neighborhoods.

-Two public hearings were held to receive citizens' views on the proposed use of FY94 CDBG funds. One hearing was held at the March 22, 1993 City Council meeting and the other was held by the Community Development Department on March 30, 1993.

Notices of the time and place of the public hearings were advertised in the Charlotte Observer on March 14 and 21, 1993 and the Charlotte Post on March 11 and 18, 1993.

Although one citizen spoke at the March 22 public hearing, it was later determined that the person was expressing his concerns about another agenda item. No citizens appeared at the March 30 public hearing.

Final Statement

FY94 CDBG Application

July 1, 1993 - June 30, 1994

B-93-MC-37-0003

City of Charlotte, North Carolina

STATEMENT OF COMMUNITY DEVELOPMENT

OBJECTIVES AND PROJECTED USE OF FUNDS

FY94

Community Development Objectives

The primary objective of the Community Development Program is the development of viable urban communities including decent housing, a suitable living environment and expanding economic opportunities, principally (80%) for persons of low and moderate income. Consistent with this primary national objective, the City Council has adopted the following general objective for the City of Charlotte and the Community Development Program:

"To preserve the City's housing stock and develop new housing resources and employment opportunities for Charlotte's low and moderate income citizens. Program strategies include:

- Preservation of the existing housing stock through code enforcement and housing rehabilitation.

- Expansion of the housing stock and affordable housing opportunities through:

  - new construction of low to moderate income housing,

  - acquisition and rehabilitation of boarded-up dwellings, and

  - low interest loans to assist low and moderate income families to purchase housing.

- Promotion of economic development and business expansion to strengthen neighborhoods through the creation of jobs and economic opportunities for low to moderate income persons.

In order to accomplish the stated objectives, we plan to expend $5,876,455 comprised of FY94 Community Development Block Grant funds ($4,460,000) and Program Income ($1,416,455).

Sources of Funds
FY94

A total of $5,876,455 from the sources shown below will be used to implement the listed activities to accomplish program objectives:

Community Development Block Grant Resources

- FY94 Block Grant Funds	$4,460,000
- Program Income	1,416,455
TOTAL RESOURCES	$5,876,455

FY94 Budget

Program Activities/Objectives	Area Served	Amount	Regulatory Cites Elig./Nat. Obj. (24 CFR 570)
Selective Residential Rehabilitation Assistance Provide 99 loans at an average of $18,270 per loan	Rehabilitation Eligibility Area (City-Wide)	$1,808,753	202(a)(1) & 202(b)/ 208(a)(1) & 208(a)(3)
Acquisition Purchase of property to provide 6 housing units for low/mod residents	City-Wide	412,964	201(a) & (b)/ 208(a)(3)
Relocation Financial assistance which includes rental assistance and moving benefits. On-going counselling is provided to the individuals and families displaced by code enforcement and other governmental action. These activities will result in 96 households being permanently relocated.	City-Wide	668,236	201(i)(1)&(2)/ 208(a)(3)
Homeownership Downpayment Assistance Housing downpayment, closing costs and monthly housing payments for low/moderate potential homeowners who are purchasing through one of the City's assisted housing development programs. Approximately 33 families will be served at an average cost of $1,500.	City-Wide	50,000	201(n), 201(i), 204(a), 208(a)(2)
Replacement Housing Provide replacement housing for 7 relocatees under the City's Local Option Relocation Policy	City-Wide	484,670	201(b) & (i), 606(b) & (d)/ 208(a)(3)

Program Activities/Objectives	Area Served	Amount	Regulatory Cites Elig./Nat. Obj. (24 CFR 570)
o Public Services	"City Within a City"	644,974	201(e)/ 208(a)(2)
1) Tutorial assistance provided for youth from 4-12 years of age. The purpose of the program is to assist them in remaining in school and becoming self-sufficient as adults. (total 712 clients)			
- Gethsemane Enrichment Program (488 clients) 531 Campus Street	486,149.00		
- Bethlehem Center (224 clients) 2705 Baltimore Avenue	158,825.00		
Total Program Budget		$4,069,597	

Operating Budget

Program Delivery			
Neighborhood Development	City-Wide	$ 341,953	201(a),(b) 203(b)
Rehabilitation	City-Wide	437,111	202(a)
Relocation	City-Wide	412,222	206, 201(i)
Total Program Delivery		$1,191,286	
Program Administration			
Administration	City-Wide	$ 615,572	206(a),(b),(c)
Total Program Administration		$ 615,572	
GRAND TOTAL		$5,876,455	

See attached Description of Community Development Programs.

DESCRIPTION OF COMMUNITY DEVELOPMENT PROGRAMS

PROGRAM ACTIVITIES

Selective Residential Rehabilitation Program

This program offers rehabilitation financial assistance primarily to owners of residential structures throughout the City earning 80% or less of median income and not bankable; rehabilitation loans may also be made to investor owners to benefit low and moderate income tenants. Federal assistance is repayable through loans or deferred payment loans based on the ability to pay.

Acquisition of Property

The objective of this program is to acquire by friendly negotiation or eminent domain, as a result of the code enforcement process, vacant single-family properties where:

- the owner has not complied with the code enforcement order to repair or demolish the structure(s) within a reasonable time, or
- the owner has determined to divest of the property; and

the property can be acquired and rehabilitated for a cost within the Community Development Department's replacement cost average for providing housing for lower income persons.

The purpose is to recyle lower income housing by providing the purchase, rehabilitation and resale of vacant substandard or abandoned housing for lower income families. As feasible housing becomes available on the market, it is purchased, rehabilitated and made available and affordable for low/moderate income City-wide residents either directly or through local non-profit organizations.

Relocation

Relocation assistance is provided for individuals and families who are living in substandard housing that cannot be repaired or those who are displaced by code enforcement and other governmental action, with the goal of permanently removing families from the relocation workload through:

Moving Assistance: Any resident who qualifies to come on the relocation workload as being displaced due to governmental action is entitled to receive an expense and dislocation allowance to cover the cost of moving and any related expenses.

Rental Assistance: Financial assistance will be provided for approximately 42 months to cover increased housing costs for displacees who are tenants. In order to receive the assistance, the replacement unit must meet the City Housing Code. The rental assistance may not exceed $5,250.

Lease Option Rental Assistance: Lease Option Rental Assistance is the local policy adopted by the City Council to allow an additional rental assistance payment of $7,000 for 42 months to enable displacees to afford standard replacement housing. This is in addition to the $5,250 allowed by HUD.

Home Purchase Loan: Tenants on the relocation workload may be assisted in becoming homeowners. After a preliminary assessment of the feasibility of qualifying, clients are referred to the Charlotte-Mecklenburg Housing Partnership (CMHP) where they receive priority for a low interest loan. If their income is insufficient to meet the CMHP guidelines, they are referred for a Home Purchase Loan through the Selective Rehabilitation Program.

Replacement Housing: (See description below)

Non-financial relocation assistance to lower income persons on the relocation workload includes counselling, housing referral and referral to job opportunities and/or social services.

Homeownership Downpayment Assistance

This City-wide activity provides downpayment and closing costs to potential low/moderate income homeowners at an average of $1,500 per homeowner. The families assisted will come through the City's assisted housing developments such as those developed through the Housing Partnership.

Replacement Housing

The Replacement Housing Program will provide replacement housing, at an average cost of $69,239 per unit, for relocatees under the City's Local Option Relocation Policy. When feasible, the replacement unit will be constructed on or moved onto the homeowner's lot to replace the unit being demolished.

Public Services

Under contracts with non-profit organizations, remedial education is provided for youth residing in blighted neighborhoods to develop educational, career learning and communication skills. The purpose is to prepare the students for school, gainful employment and self-sufficiency as an adult.

- Gethsemane Enrichment Program serves 488 low/moderate income youth from the Five Points, Third Ward, Grier Heights, Belmont, West Boulevard and Seversville neighborhoods.

- Bethlehem Center serves 224 low/moderate income youth from the Southside and West Boulevard neighborhoods.

Job Creation

Provide "gap financing" through public/private partnership with private developers, businesses, neighborhood-based organizations, banks, etc. by making low interest and/or deferred payment loans for new or expanding businesses in order to develop jobs for lower income families. This job creation component is a part of the City's strategy for assisting families to become self-sufficient.

Funding for the activity and the program delivery costs for these activities is provided from two revolving loan funds, the Development & Revitalization Fund (DARF) and the Economic Development Revolving Loan Fund (EDRLF), and the Innovative Housing Fund.

PROGRAM DELIVERY

Rehabilitation
Process housing rehabilitation cases through the financial and construction selective rehabilitation process.

Relocation
Relocation assistance including housing referral, counseling, referral to job opportunities and/or needed social services, and financial assistance for people who are living in substandard housing that cannot be repaired or who are displaced by code enforcement and other governmental actions.

Neighborhood Development
Create jobs and housing opportunities by providing housing development and economic development related services to neighborhoods and businesses in Charlotte. Administer the Economic Development Revolving Loan Fund, the Development and Revitalization Fund and the City's Innovative Housing Program.

PROGRAM ADMINISTRATION

Administration

Direct Community Development Department activities including coordination, budgeting, personnel, grants application, reporting and plan development.

PUBLIC SERVICE, ADMINISTRATION AND PROGRAM DELIVERY LINE ITEMS IN THE CDBG BUDGET

The City of Charlotte is required to submit its CDBG activities and funding sources in a budget format established by HUD. As part of those regulations, public services, administration, and program delivery line items are required in the Final Statement of Community Development Objectives and Projected Use of Funds. Each line item is distinct for the activity and funding described and there is no overlap between them.

A description of each item and number of employees supported by each is outlined as follows:

- **Public Services** **$644,974**

  HUD defines this eligible activity as being directed toward improving the community's public services and facilities including, but not limited to, those concerned with employment, crime prevention, child care, health, drug abuse, education, fair housing, counseling, energy conservation, welfare or recreational needs.

  The amount of CDBG funds used for public services cannot exceed 15% of the CDBG each year.

  The planned activity proposed for Charlotte's public services is as follows:

Program Activities/Objectives	Area Served	Amount
Public Services	"City Within A City"	$644,974
1) Tutorial assistance provided for youth from 4-12 years of age. The purpose of the program is to assist them in remaining in school and becoming self-sufficient as adults. (Total 712 clients)		
- Gethsemane Enrichment Program (488 Clients) 531 Campus Street		$486,149
- Bethlehem Center (224 Clients) 2705 Baltimore Avenue		158,825

Since this activity is carried out by non-profit organizations, no City employees are paid by this activity.

- **Program Delivery** **$1,191,286**

  This eligible activity provides the personnel cost of nineteen City employees involved with the day-to-day implementation of the following programs:

		Employees
Neighborhood Development	$ 341,953	5
Rehabilitation	437,111	7
Relocation	412,222	7
Total Program Delivery	$1,191,286	19

HUD regulations require that the cost of directly implementing and operating the program activities be classified as delivery costs.

- **Program Administration** **$615,572**

  This eligible activity provides the personnel cost of nine City employees involved with general management, oversight, and coordination of the Community Development Department. Those items includes the following types of assignments:

  - Providing local officials and citizens with information about the program;
  - Preparing program budgets and schedules, and amendments;
  - Developing systems for assuring compliance with program requirements;
  - Developing interagency agreements and agreements with subrecipients and contractors to carry out program activities;
  - Monitoring program activities for progress and compliance with program requirements;
  - Preparing reports and other documents related to the program for submission to HUD;
  - Coordinating the resolution of audit and monitoring findings;
  - Evaluating program results against stated objectives; and
  - Managing or supervising persons whose primary responsibilities with regard to the program delivery activities.

  HUD limits the amount of funding for administration to an amount equal to 20% of the entitlement grant for the program year, plus the program income received during that program year. The current administration cost for the City is 10% or 1/2 of the allowed 20% limit.

5. Recommend approval of the Planning Committee's recommendation to request funding from the R. A. Bloch Foundation for a Cancer Survivors' Park.

Staff Resource: *Pam Syfert*

Cancer Survivors' Park

The Planning Committee met Monday, January 4 to review three possible sites for a Cancer Survivors' Park to be funded for construction and maintenance by the R. A. Bloch Foundation.

The Committee reviewed a video tape on such a park in Kansas City and reviewed schematic drawings for constructing such a park on City-owned property.

The Committee recommends proceeding with a proposal and recommends the following order of preference for a park location.

1. Alexander Street connecting Trade and Fourth Streets

2. Renovating Marshall Park

3. First Street Connecting Tryon and College Streets

After Council approves proceeding with the proposal, staff would need to do additional work on cost estimates and begin including other parties in the park planning process such as the County and Cancer Society.

Additional information on the sites and the Committee's comments will be sent on the Friday, January 8 Council-Manager memo.

Attachment No. 3

PLANNING COMMITTEE
January 4, 1993
EXECUTIVE SUMMARY

The Charlotte City Council Planning Committee met on January 4, 1993, at 4:00 p.m. in room 271 of the Charlotte-Mecklenburg Government Center with Chairman Dan Clodfelter presiding. Committee members Nasif Majeed and Ella Scarborough were present; Lynn Wheeler and Tom Mangum were absent.

Staff members present: Martin Cramton and Dan Thilo-Planning; Harry Blythe-General Services; Pam Syfert and Darlene Shrum-City Manager's Office.

Also in attendance: Jean Marie Brown, The Charlotte Observer.

Proposal for a Cancer Survivors Park

The committee met to review a grant proposal from the R. A. Bloch Cancer Foundation of up to $1 million for the construction and permanent maintenance of a park dedicated to cancer survivors. A video tape was shown on the Kansas City Cancer Survivors Park and highlighted features which would be incorporated in a park for Charlotte.

Schematic plans for three potential locations were reviewed:

- Renovating Marshall Park - Would enable enhancements to be made to the park; however, reducing lake size, which would be necessary, could be expensive; park could potentially lose present identity.

- Alexander Street Connecting Trade and Fourth Streets - Problem with access to medical services at back of City Hall would need to be addressed.

- First Street Connecting Tryon and College Streets - Consensus was that this site is likely to be developed without City involvement.

In answer to a question raised on why the City was involved with the park proposal since Parks and Recreation is now under Mecklenburg County, the County had been contacted previously and a possible site was identified. This site was rejected by Mr. Bloch because of its proximity to Carolinas Medical Center.

Action Taken: Motion approved unanimously to pursue a grant for a Cancer Survivors Park from the R. A. Bloch Foundation. Locations were ranked by the committee in order of preference:

1. Alexander Street
2. Marshall Park
3. First Street

Meeting adjourned at 4:50 p.m.

DATE: March 22, 1993

PETITION NO.: 92-73

PETITIONER(S): James E. Body

REQUEST: Change from R-3 to R-6(CD)

LOCATION: A 6.89 acre site located on the north side of Fairview Road west of Wintercrest Road.

ACTION: The Zoning Committee recommends that this petition be approved.

VOTE: Yeas: Baker, Jones, Tabor, and Whelchel.

Nays: Fenning and James.

Absent: McClure.

REASONS

This petition proposes rezoning from the R-3 category to R-6(CD) to allow a 29 lot subdivision with a minimum lot size of 4,500 square feet. Previously, the Zoning Committee deferred action on this petition to allow time for the petitioner to deal with several outstanding issues. The most recent revised plan has decreased the number of lots from 30 to 29 and incorporated a note regarding a left turn lane on Fairview Road as per CDOT's request. A CDOT representative noted the revised plan adequately resolved their concern. The majority of the Zoning Committee viewed the petition as appropriate for approval as modified.

MINORITY OPINION

The minority opinion viewed the potential inconsistencies between the proposed development and existing deed restrictions as rendering the petition inappropriate for approval. The minority opinion also noted that this site is the subject of a potential upcoming land transaction and the petition should be deferred pending those proceedings.

STAFF OPINION

The Planning staff agrees with the majority recommendation of the Zoning Committee.

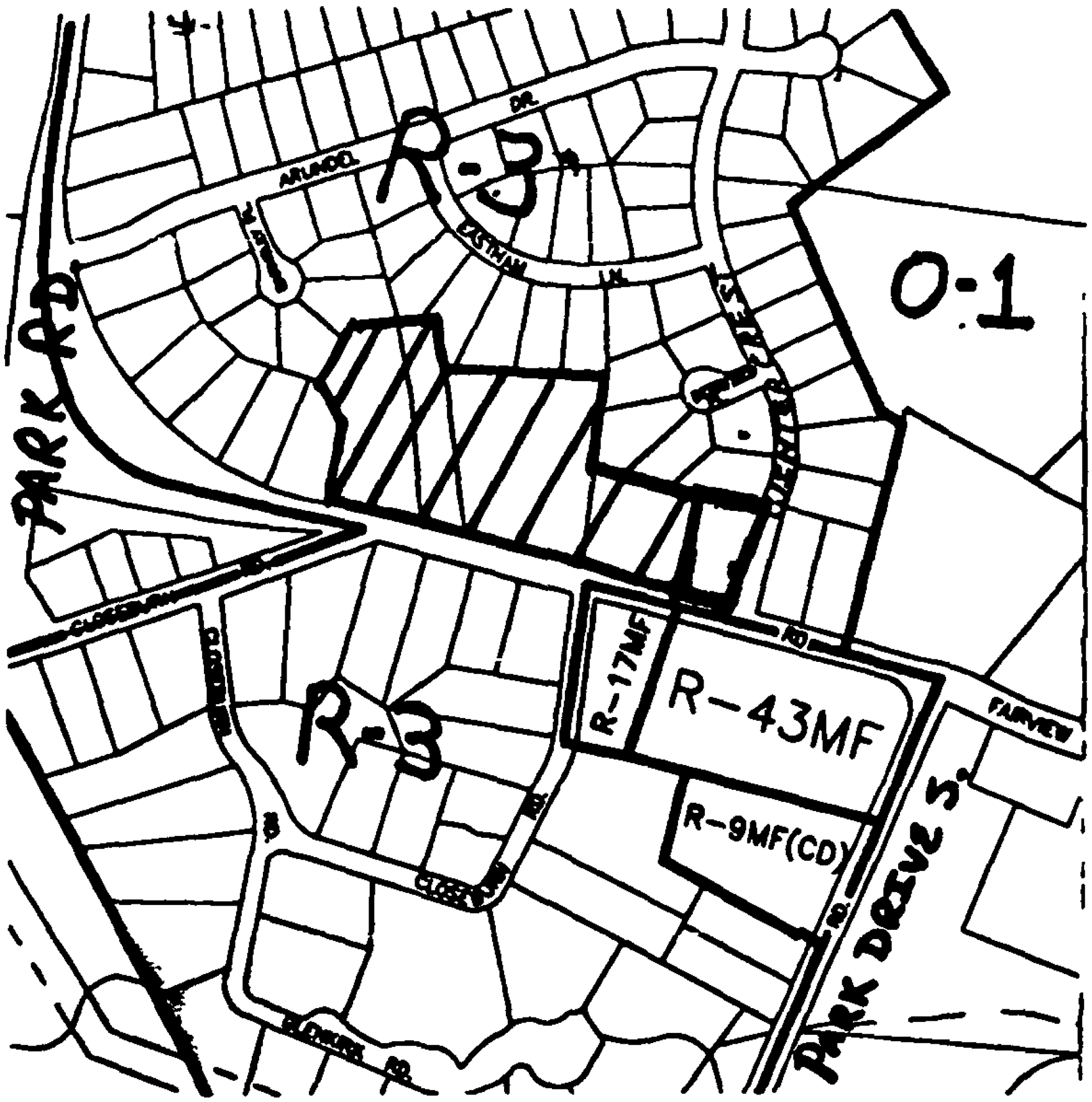
PETITIONER: James E. Body

PETITION NO.: 92-73 HEARING DATE: February 15, 1993

ZONING CLASSIFICATION, EXISTING: R-3

ZONING CLASSIFICATION, REQUESTED: R-6(CD)

LOCATION: A 6.89 acre site located along the northerly side of Fairview Road opposite of Closeburn Road.



ZONING MAP NO(s).: 135 SCALE 1" = 400'

PROPERTY PROPOSED FOR CHANGE

DATE: March 22, 1993

PETITION NO.: 93-8

PETITIONER(S): Richard Stilwell

REQUEST: Change from R-3 to I-1.

LOCATION: Approximately 1 acre located on the south side of Byrum Drive east of Timberly Place.

ACTION: The Zoning Committee recommends that this petition be approved.

VOTE: Yeas: Baker, Fenning, James, Jones, Tabor, and Whelchel.

Nays: None.

Absent: McClure.

REASONS

This petition proposes rezoning from a single family residential category to the light industrial district. The Southwest District Plan and the Airport Plan both recognize the airport, the airport's expansion needs, and the potential for nearby properties to develop for light industrial, business park, and office uses. The proposed I-1 category is consistent with the light industrial and business park concept. The Zoning Committee discussed the issue which arose at the public hearing regarding the potential need for a privacy wall between the petitioned site and the adjoining site to the east on Byrum Drive. The Zoning Committee noted that this petition is a conventional rather than conditional request and therefore cannot have design (or other) restrictions attached. It was also noted that conventional rezonings are appropriate in this area. The Committee also discussed the potential for outdoor storage on the property. The I-1 zoning does not permit outdoor storage as a principal use and would require screening of accessory outdoor storage. For these reasons, the Zoning Committee viewed the petition as appropriate for approval as requested.

STAFF OPINION

The Planning staff agrees with the recommendation of the Zoning Committee.

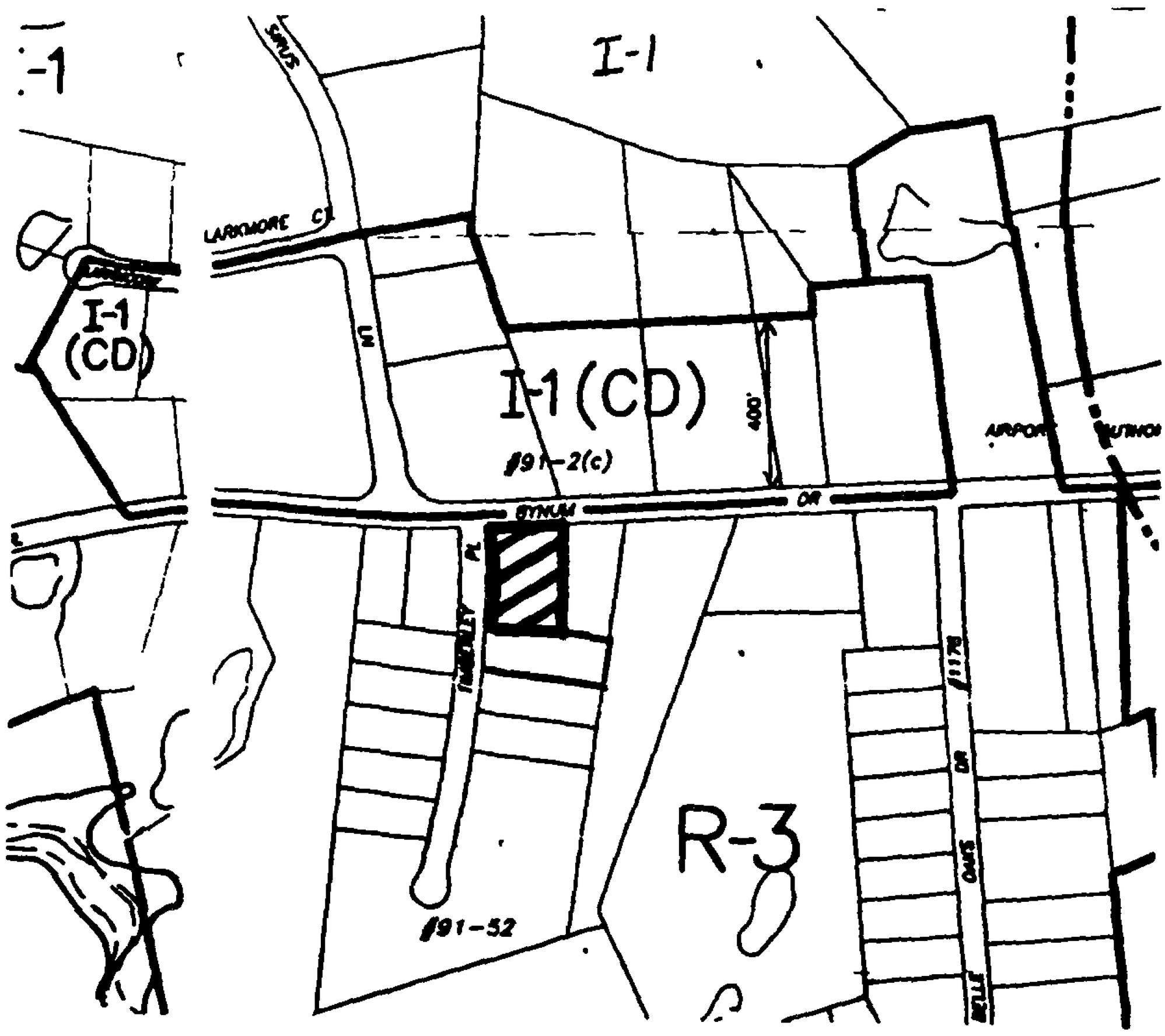
PETITIONER: Richard E. Stilwell

PETITION NO.: 93-8 HEARING DATE: March 15, 1993

ZONING CLASSIFICATION, EXISTING: R-3

ZONING CLASSIFICATION, REQUESTED: I-1

LOCATION: Approximately 1 acre located on the south side of Byrum Drive east of Timberley Place.



ZONING MAP NO(s).: 108, 109 SCALE 1" = 400'

PROPERTY PROPOSED FOR CHANGE

REQUEST FOR COUNCIL ACTION

Action Requested: Request City Council at its April 26, 1993 meeting adopt an Ordinance authorizing the use of In Rem Remedy to repair the dwelling located at 4100 Robinwood Drive (Cedar Grove).

Explanation of Request: City Council is being requested to adopt an Ordinance authorizing the use of In Rem Remedy to repair the dwelling at 4100 Robinwood Drive owned by Jiten Pandya and wife, Asha.

The dwelling was originally inspected on February 5, 1992 as a result of a complaint from neighborhood residents and was found to be in violation of the Housing Code. The owner was ordered to repair the structure since the estimated cost to repair the structure was less than 65% of the estimated value. The owner did not comply with the Order to repair the structure by May 10, 1992; therefore, City Council is being asked to adopt an ordinance to use the In Rem Remedy to repair the structure.

An Acquisition/Disposition Analysis has been performed by CD staff (see Exhibit A). It has been determined it is feasible to preserve this structure. In this case, repair is being recommended because the estimated In Rem Repair cost of $10,870 is 24.4% of the $44,480 tax value of the structure.

Source of Funding: The estimated cost to repair this structure is $10,870. Funds for the repairs to 4100 Robinwood Drive are available in the General Fund-In Rem Account. A lien will be placed against the property for the cost incurred.

Clearances: Community Development Department

Background: See Attachment

Responsible Department: Community Development Department

Bibliography: Housing Code of the City of Charlotte as amended; case file on 4100 Robinwood Drive.

BACKGROUND

-Property Address: 4100 Robinwood Drive

-Owner: Jiten Pandya and wife, Asha

-Census Tract: #16.02

-Council District: #4

-Neighborhood: Cedar Grove

-Date of Inspection: 2/5/92

-Owner Notified of Hearing: 2/12/92

-Hearing Held: 3/11/92

-Owner Ordered to Repair Dwelling: 5/10/92

-Owner appealed Order to the Housing Appeals Board on 5/15/92. Appeal was scheduled to be held on 6/9/92; however, owner did not attend the Housing Appeals Board meeting. Therefore, Order to repair the dwelling was sustained.

-Owner requested a second appeal to the Housing Appeals Board; however, his request was denied.

-Title report received in July 1992 revealed a party in interest to the property. The party in interest has been notified of the code enforcement action.

-Structure Occupied: No

-Repairs include removing and replacing defective roof sheathing; installing a new roof; removing outbuildings and debris from the property; replacing all defective or missing gutters and downspouts; replacing defective or missing facia; installing attic insulation; replacing exterior doors; painting exterior; replacing all defective sills and joists; replacing improper wiring at water heater and electrical service; replacing defective sub-floor in bathroom and installing floor tile in bathroom; removing and replacing defective wall and ceiling covering; and painting interior.

-Feasibility to Save or Demolish Structure:
An Acquisition/Disposition Analysis has been performed by CD staff (see Exhibit A). It has been determined it is feasible to preserve this structure. In this case, repair is being recommended because the estimated In Rem Repair cost of $10,870 is 24.4% of the $44,480 tax value of the structure.

Revised 1/22/93

EXHIBIT A

DATE 3-10-93

NEIGHBORHOOD DEVELOPMENT DIVISION
ACQUISITION/DISPOSITION ANALYSIS PROGRAM (ADAP)
EVALUATION GUIDE

ADDRESS 4100 Robinwood Dr Census # 16.02

I. CODE ENFORCEMENT COST REVIEW (to be completed by HRS-II)

Code Order: In Rem Repair X
Demolition ____

Effective Year
Structure Built 1953
Style TR80
Bedrooms 3
Sq. Ft. (House) 1441
Civil Penalty X
Amount 3130
Date 3-10-93

A. Current Tax Value of Structure $ 44,480
B. Land Value $ 19,000
SUB-TOTAL TAX VALUE $ 63,480
C. Estimated Cost to In Rem Repair to Code Standards $ 10,870
TOTAL $ 64,250

D. % of C divided by A 24.4 %
< 65% of Value Yes ____ No ____

E. Once HRS II completes above, forward to NDS.

F. Comments/Mitigative Concerns

Name M. Jenkins
Date Completed 3-10-93

G. Preservation Manager or Development Manager Comments

_____

_____

_____

_____

_____

Date Completed _____

II. Estimate of Cost to Acquire & Rehabilitate Property

A. Information received from HRS II Date 3-17-93

1. Negotiated Acquisition or Tax Value $ 63,480
2a. Rehabilitation (Substantial) $ 38,907
(based on average cost of CD rehabilitation x sq.ft. in house)
1441 sq.ft. x $ 27 per sq.ft.
2b. Actual Cost/Cost Estimate $ N/A
3. Delinquent Taxes (if any) $ 0
4. Outstanding Loans/Liens (if any) $ 50,000

Sub-Total $ 152,387
Outstanding Loans/Liens - 50,000
TOTAL $ 102,387

Is Total > $50,000 Yes ✓ No ____

B. Amount of Civil Penalties $ 3130

III. Rehabilitation Feasibility vs. Replacement Housing

A. Is it feasible to rehabilitate? Yes ____ No ✓
If yes, complete the following section.

B. Cost to Replace Vs. Cost to Preserve (to be completed by HDS)

Replacement Value: sq. ft. of structure x replacement cost per sq.ft. (based on average cost of CD new construction)

1441 sq. ft. x $ 41.45 $ 59,729.45
Plus Land Value $ 19,000

TOTAL $ 78,729.45

C. Is it feasible to rehabilitate vs. replacement house cost?
Yes ____ No ✓

Name L. Will
Date Completed 4-7-93

IV. Course of Action

A. Proposed recommendation(s) (to be completed by NDS)

	Yes	No
1. Acquire	____	____
only forward to Rehabilitation Chief for work write-up and cost estimate after concurrence with CD Director of internal use purchase.		
If we are interested in acquiring the land, the two processes (code and acquisition) simultaneously continue.		
2. In Rem Repair	✓	____
3. Demolish	____	____

If #1 is checked yes, NDS notifies the HRS II and the code enforcement process stops.

If either #2 or #3 is checked yes, the code enforcement process is continued by updating cost estimate and preparing City Council agenda item.

Name D. Wil[illegible]
Date Completed 4-7-93

B. Proposed Use (to be completed by NDS)

	Yes	No
1. Retain for Use <u>Internally</u>	____	____
Explain Proposed <u>Internal</u> Use of House		
2. Sell to Interested Purchaser <u>Externally</u>	____	____
Explain Proposed <u>External</u> Sale of House		

c. Comments

1) Debt on property makes acquisition to costly
3) No response from owner about his intentions to repair, or sell property.

Name S Lwill
Date Completed 4-7-93

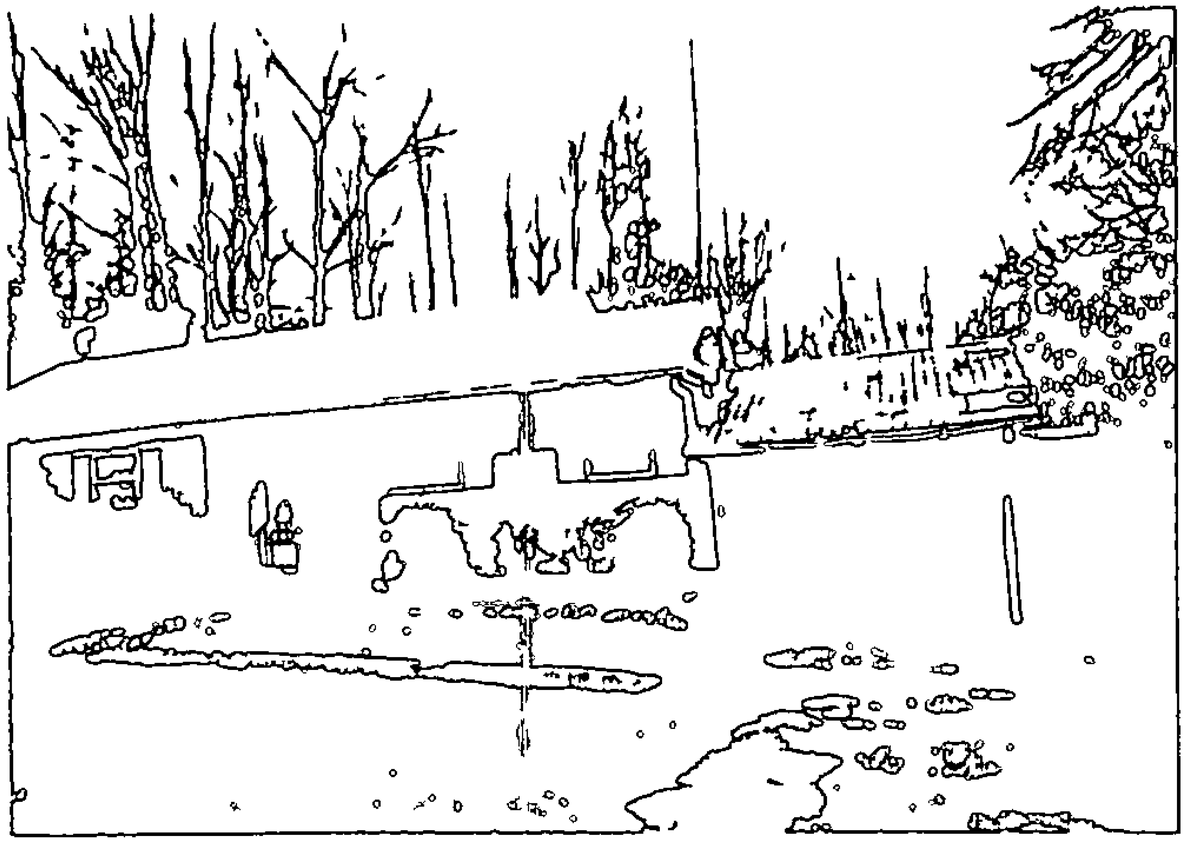
AK 4/7/93

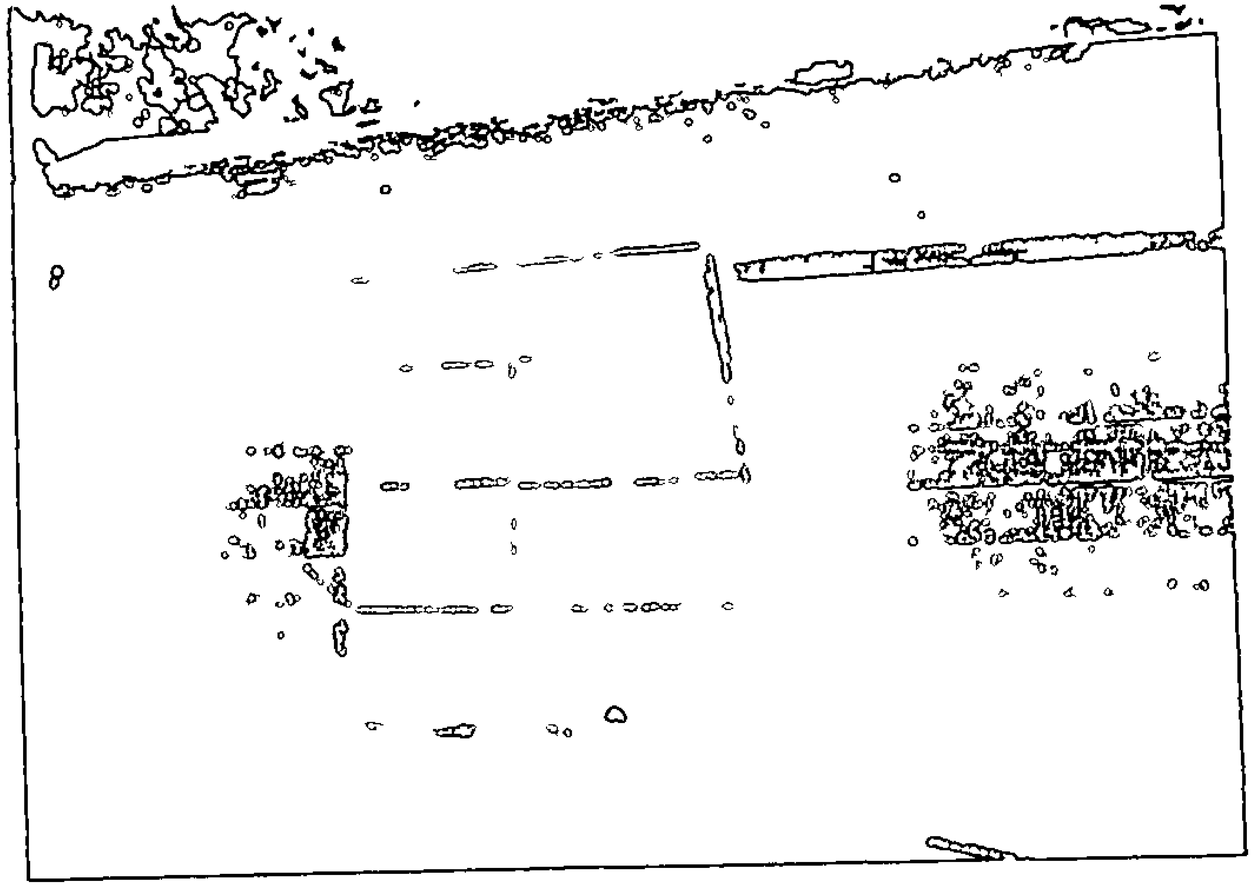
V. Community Development Director Approval ✓ Decline ____

Signature 4-8-93

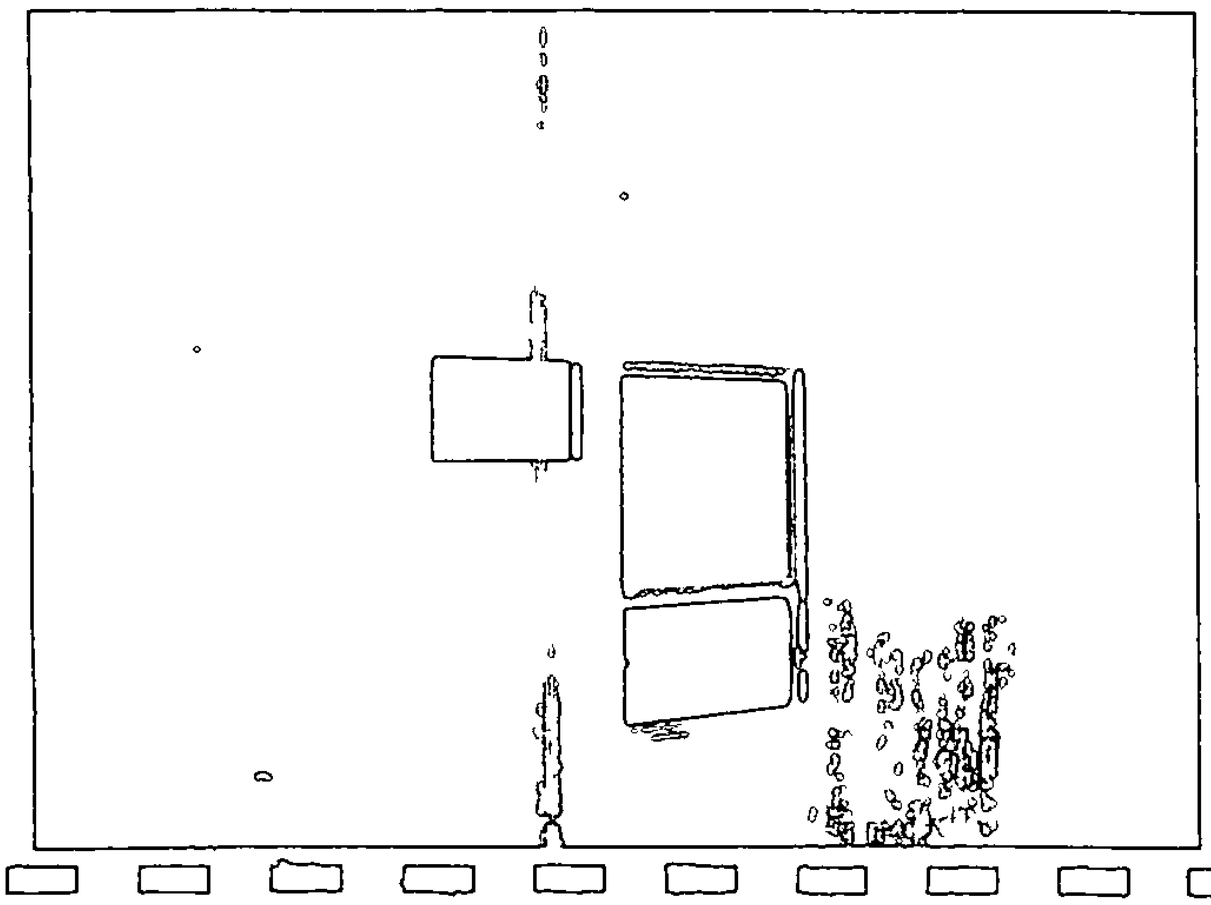
Director's Comment/Concerns:

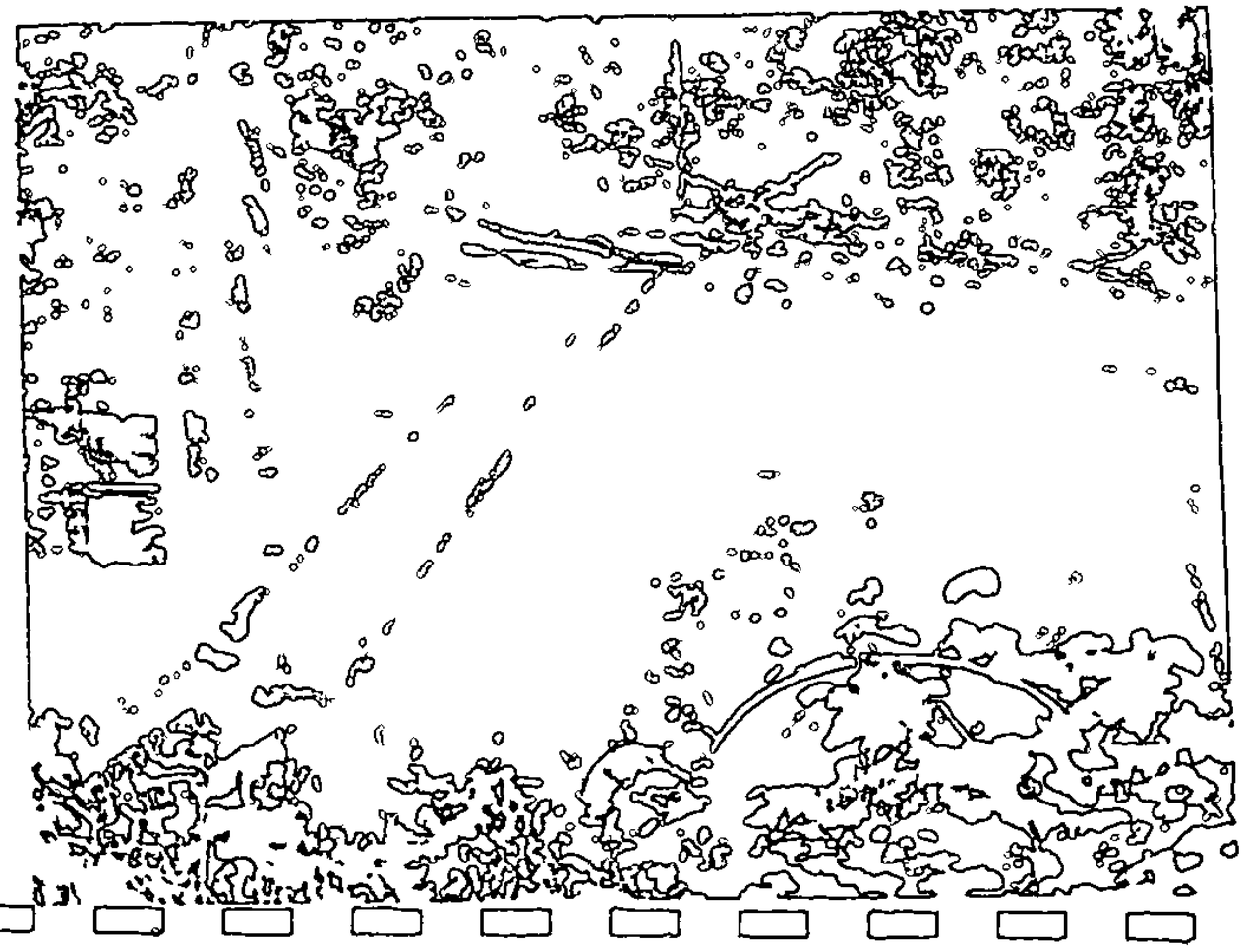
Low Rem Repair + pursue collection of loan

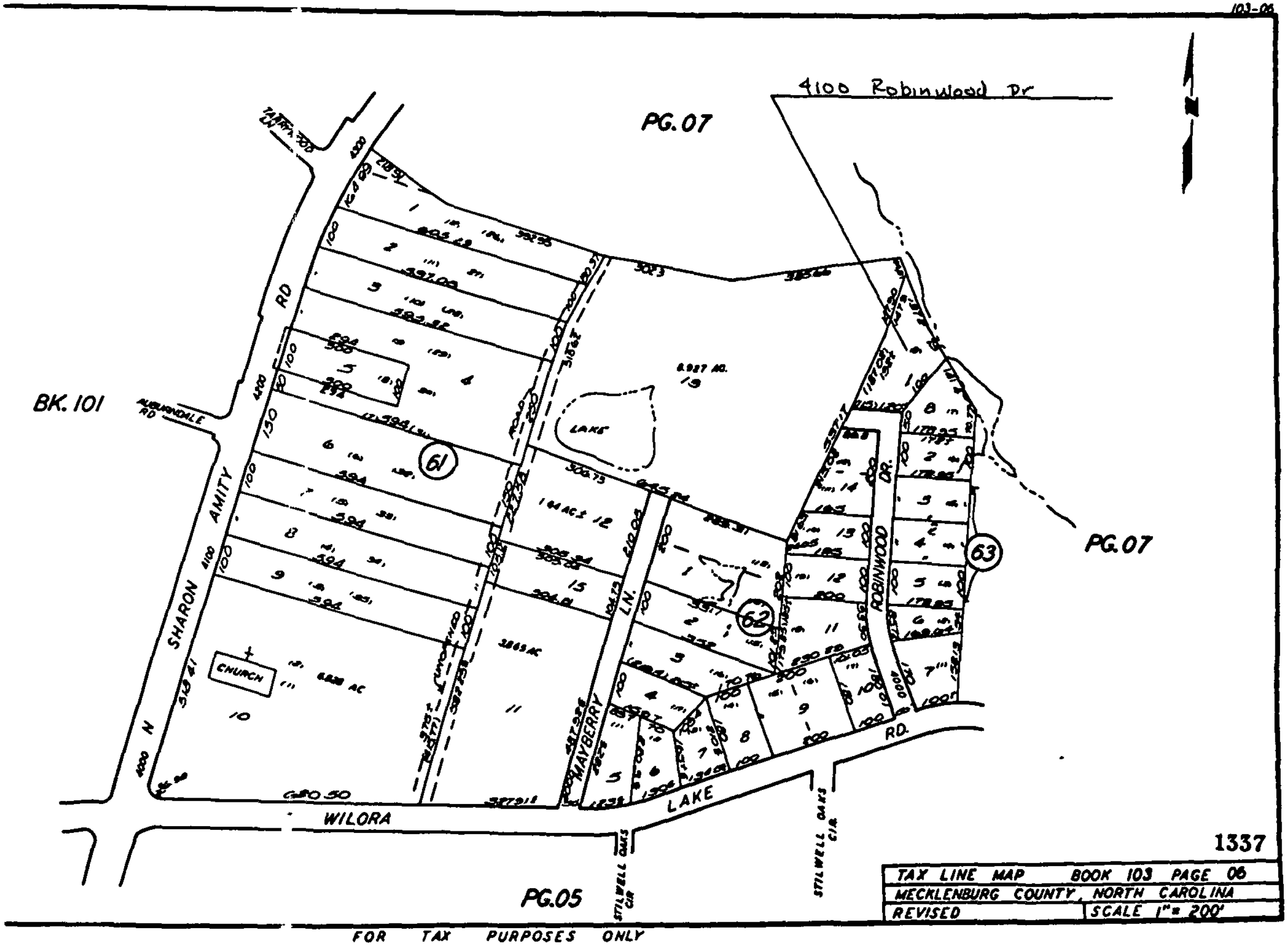




4100 Robinwood Dr







FOR TAX PURPOSES ONLY

Dinner Briefing 4-26-93

Mayor Vincent	✓	x
Campbell		
Clark Fletcher	✓	x
Hammond	✓	x
McCrory	✓	
Majed	✓	x
Martin	✓	x
Morgan	✓	x
Patterson	✓	x
Reid	✓	x
Scarborough	✓	x
Wheeler	✓	x

5:15

Mayor

White

Harrison Shannon - Housing Authority

John Hayes

Council (1) App. Plan for Implementation by June

(2) App. Land Swap between CHA & City

Proposed Const. Costs - New Const. - $60,600,

Home Ownership Units - $55,023

Subsidized units - $41,620,

Elderly Units - $40,800

Mayor
White
Sybert
Morgan
Magee
Hayes
Martin
Shannon
Hayes
Martin
Reid
Hayes
Reid
Hayes
Reid
Shannon
Reid
Hayes
Reid
Hayes
Reid
Shannon
Reid
Shannon

#2 Mayor - Health Ins.

White

Syfert

Vinroot

Syfert

White

Mayor

Martin

Syfert

Vinroot

Martin

Vinroot

Wheeler

Syfert

Wheeler

White

Vinroot

#3 White - LEC Funding

Wheeler - If we app. #15

White

Wheeler

~~Ol~~ White

McCrory

White

McCrory

Borgsdorf - 500,000 SF of new bldg -
We will
McCrory
Borgsdorf
Menzer
White

Vinrod - Roll-Out Garbage
Suffert
Tape 1, Side 2 6:08 p.m.
White - Waste of time if you
don't intend to move forward.
Vinrod
Menzer
Hammond
Patterson
Mayor
Mangum So 90 days long enough?
Mayor
White
Mayor genesis of this
White
Mangum
Mayor
Mangum
McCrory

White
McCrory
White
McCrory
White
McCrory
White
McC
White
Mayor
White
Manjum
Kar
White

Adjourn 6:30