

Mayor Patrick L. McCrory Mayor Pro Tem Susan Burgess

Michael Barnes
Nancy Carter
Warren Cooksey
Andy Dulin
Anthony Foxx

Patsy Kinsey
John Lassiter
James Mitchell, Jr.
Edwin Peacock III
Warren Turner

CITY COUNCIL MEETING
Monday, January 28, 2008

In addition to the previously advertised public hearing items, Key Businesses have asked that the time sensitive items listed below not be deferred.

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27	22	Beaverdam Creek Initiative Grant Application

CITY COUNCIL AGENDA
Monday, January 28, 2008

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5:00 P.M. DINNER BRIEFING CONFERENCE CENTER

1. Mayor & Council Consent Item Questions

Resource: Curt Walton, City Manager

Time: 5 minutes

Synopsis

- Mayor and Council may ask questions about Consent I and Consent II agenda items. Staff will address as many questions as possible at the end of the dinner meeting.

2. Poindexter Crossing

Resource: Tom Warshauer, Economic Development
John Muth, CATS

Time: 20 minutes

Synopsis

- The New Bern Station Area Plan calls for a new at-grade crossing of the Lynx Light Rail Line at Poindexter, connecting South Boulevard to Youngblood, and the extension north of Griffith.
- Staff has been working with two developers, Colonial Properties Trust and Citiline Resortline, on 13 acres of Transit Oriented Development that would enable the connectivity of the Poindexter and Griffith extensions to occur.
- The two developments include 850 residential units and 96,000 square feet of office/commercial valued at \$164 million.
- The costs of the land and construction to extend Poindexter exceed \$5.5 million, the light rail crossing alone estimated at \$900,000 to \$1.2 million.
- Staff recommends the City providing 2/3 of the costs of the crossing to a maximum of \$800,000 using South Corridor Infrastructure Program (SCIP) Funds, for the following reasons:
 - Improves connectivity in the New Bern Station Area
 - Promotes quality transit oriented development
 - Developer paying 85% of total Poindexter costs
 - Crossing will not happen without City assistance
- The balance in the SCIP Fund set aside for public-private partnerships is approximately \$1.8 million.

Future Action

- This will be on the February 11 Council Agenda.

3. Bryant Park – Wesley Village Infrastructure Reimbursement Agreement

Resource: Tom Warshauer, Economic Development

Synopsis

- The Bryant Park Plan was developed in 2006-2007, after extensive community involvement and close work with the developers of Wesley Village (Wood Partners), Westwood Apartments (Martin/Grimes), and the old Radiator Specialty site (Merrifield/Crosland). Council adopted the Bryant Park Plan in July 2007.
- The Plan coordinated the location of new streets to support the redevelopment of the entire Bryant Park area, with a particular focus on creation of Stewart Creek Parkway and Bryant Park Drive.
- The developers agreed to relocate and to build certain streets in support of the plan, if the City could participate on those costs outside their proforma.
- Wood Partners development totals 21 acres adjacent to the Stewart Creek Greenway. Their previously approved plan could not create the full access intersection with Thrift Road required to establish connectivity and greenway access needed for the Bryant Park area.
- Redesign of their site in conformance with the Bryant Park Plan increases their costs beyond what can be absorbed in their budget.
- Staff in Economic Development, CDOT and Planning have worked closely with the developers to achieve the City's goals and mitigate the impacts. The new Stewart Creek Parkway will have bike lanes, two travel lanes and on street parking on the development side.
- Staff recommends:
 - An Infrastructure Reimbursement Agreement not to exceed \$1.36 M to fund Stewart Creek Parkway, using 90% of the City's tax increment generated by the development of Wesley Village Phase 1.
 - The abandonment of excess right of way at the intersection of Freedom and Thrift so that Wood Partners' adjacent parcel is developable. This will come to Council as a separate agenda item once the project is sufficiently complete so that the abandoned parcel can be precisely defined.
 - Use of approximately \$970,000 in Transportation Capital Investment funds to reconstruct/reposition the Freedom/Thrift intersection. This project was previously funded through NCDOT, but was put on hold to redesign the intersection as discussed.
- This Synthetic TIF would use approximately 1% of the total TIF capacity in the City's TIF policy. Approximately 50% of the City's TIF capacity has been previously reserved by City Council for the following projects: Elizabeth, Midtown, Wachovia Cultural Facilities, Seaboard Street and Carolina Theatre.

Future Action

- This item will be sent in the Friday, January 25 Council-Manager Memo for Council action on January 28.

4. FY2008 Mid-Year Report

Resource: Ruffin Hall, Budget and Evaluation

Time: 20 minutes

Synopsis

- Staff will present the FY2008 Mid Year Report, including:
 - Operating Budget Report showing the City's projected financial position through June 30, 2008, reflecting expected actual revenues and expenditures compared to budget.
 - Capital Budget Report showing the status of expenditures and schedules for capital projects in the FY2008-2012 Capital Investment Plan.
 - Performance Report highlighting successes and challenges at the mid-year point for performance targets included in the FY2008 Corporate Balanced Scorecard.

Future Action

- For information only. No action required

5. Proposed Expansion of the University City Municipal Service District

Resources: Brad Richardson, Economic Development
Mary Hopper, Executive Director, University City Partners

Time: 20 minutes

Synopsis

- In December 2007 the University City Partners (UCP) Board of Directors approved a motion to request City Council to extend the boundaries of the of the University City Municipal Service District.
- UCP desires to extend the boundaries of the district to include the University Research Park and adjacent parcels that would most benefit from services it would provide.
- UCP held a public meeting on the proposed extension of the district in November 2007 and has met with several property owners in the University Research Park.
- Staff from UCP will update Council on its recent accomplishments and current program of work, as well as their plans for providing services to the University Research Park.

Future Action

- To enable the City to follow required statutory guidelines for consideration of an extension of a municipal service district, staff will ask Council on February 11 to commission a staff report on the proposed extension of the district for consideration by City Council in May 2008.

6. Answers to Mayor & Council Consent Item Questions

Resource: Curt Walton, City Manager

Time: 10 minutes

Synopsis

- Staff response to questions from the beginning of the dinner meeting.

**6:30 P.M. CITIZEN FORUM
MEETING CHAMBER**

**7:00 P.M. AWARDS AND RECOGNITIONS
MEETING CHAMBER**

CONSENT

- 7. Consent agenda items 18 through 43 may be considered in one motion except those items removed by a Council member. Items are removed by notifying the City Clerk before the meeting.**

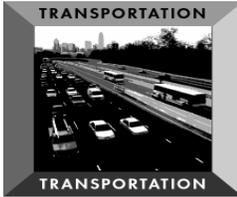
POLICY

- 8. City Manager's Report**
- 9. Bryant Park – Wesley Village Infrastructure Reimbursement Agreement**

This item will be sent in the Friday, January 25 Council-Manager Memo.

BUSINESS

10. Northeast Corridor Light Rail Engineering



- Action:**
- A. Approve an agreement for consultant services with STV/Ralph Whitehead Associates to provide professional design and engineering services at an amount not to exceed \$30,000,000 for the Northeast Corridor Light Rail Project,**
 - B. Adopt a resolution authorizing the City Manager to submit grant applications and execute funding with the Federal Transit Administration and the NCDOT for financial assistance, and**
 - C. Adopt a budget ordinance appropriating \$9,500,000 from the transit operating fund to the transit capital fund for the first phase of this project work.**

Staff Resource: Danny Rogers, CATS

Policy

Centers & Corridors, The 2030 Corridor System Plan, Transportation Action Plan

Explanation

- In November 2006 the MTC adopted the 2030 Transit Corridor System that provided for the Northeast Corridor to move forward into Preliminary Engineering.
- On January 14, 2008 staff presented an overview of the proposed Northeast Corridor project to the City Council.
- The Northeast Corridor Project would extend the Lynx Blue Line through northeast Charlotte, connecting businesses, neighborhoods and the University of North Carolina at Charlotte to light rail service. This project would provide direct light rail service from UNCC, through Uptown Charlotte and end at I-485/Pineville. The proposed contract would cover the necessary architectural-engineering services to begin design of the project.

Agreement with STV/Ralph Whitehead Associates (STV/RWA) Inc.

- The agreement will be divided into phases. The first phase will achieve approximately 15% of the project design. Phase 2 will commence following review and acceptance of STV/RWA's work completed in Phase 1.
- The agreement will establish a total cost and a limit on expenditures that STV/RWA may not exceed without written approval. It is anticipated that during the term of this contract for preliminary engineering (PE), approximately 65% of project design will be completed. Certain tasks may progress to levels more or less than 65% depending upon the progress of other activities such as environmental impact, public involvement and third party coordination.

- City Council approved an interim (bridge) contract with STV/RWA in December 2007 in the amount of \$500,000 which is now underway. CATS will regularly report back to Council and the City Manager's office progress of this project.

Project Phases			
<u>Dollar Amount</u>	<u>Cumulative</u>	<u>Activity</u>	<u>Budget Ordinance Required</u>
\$ 500,000	\$ 500,000	Start up	Approved
\$ 9,500,000	\$10,000,000	15% Design	FY 2008
\$ 10,000,000	\$20,000,000	30% Design	FY 2009
\$ 10,000,000	\$30,000,000	65% Design	FY 2010

- This agreement will include all activities that are required by the Federal Transit Administration (FTA) to complete preliminary engineering (PE) for this project. Required tasks include third party coordination, surveying/mapping, environmental assessments, public involvement, cost estimates, infrastructure, station and system design, and may include tasks to be defined as the work progresses.
- The primary outcome of this work will be a complete Final Environmental Impact Statement as well as engineering drawings that support a baseline project cost estimate.
- Appropriate review times shall be maintained to ensure thorough review by all affected City business units. Completion of this work is projected to be fourth quarter of FY2010.
- The City Manager (or designee) is authorized to terminate or modify the agreement.

Funding Commitments

- On November 27, 2007 the FTA approved initiation of PE for the Northeast Corridor Light Rail Project (NELRP). With this approval, CATS has pre-award authority to incur project costs for PE prior to any grant approval and retain eligibility for FTA grant assistance. This, however, does not constitute FTA commitment that federal funds will be approved for this project. A decision on FTA's commitment to approve and fund final design and construction activities must await the outcome of the analyses to be performed during PE. Funding assumptions are 50% federal, 25% NCDOT and 25% CATS.
- CATS anticipates receipt of a federal earmark in federal FY2008 of up to \$4.75 million for the Northeast Corridor Light Rail Project. The funds are currently under review in Federal Conference Committee and have not been allocated or appropriated to CATS. If and when these funds are awarded, they will be used to fund a portion of the PE costs. Following PE if the NELRP qualifies for a Federal Full Funding Grant Agreement, all earmark amounts will be counted as part of the total federal share for the NELRP.
- On August 31, 2007 NCDOT committed to provide a 25% State share of the project costs to complete PE for the NELRP. Assuming the FTA approves the project advancing into final design, the State intends to enter into a State Full Funding Grant Agreement for the NELRP to provide up to 25% of the costs subject to state legislative appropriations.

Disadvantaged Business Enterprise Opportunity

Established DBE Goal: 10%

Committed DBE Goal: 10%

The proposed DBE firms are: Clark Transportation Consulting & Services, LLC, En Review Consulting, Envision Consultants, Ltd., Mattson, Alexander & Associates, Inc., SEPI Engineering Group, Inc., Tierra, Inc., Utility Coordination Consultants, Inc., and LSG, LLC.

Funding

Northeast Corridor Fund

Attachment 1

Budget Ordinance

Resolution

11. Scaleybark Redevelopment

This item will be sent in the Friday, January 25 Council-Manager Memo.

12. Bobcats Third Party Booking Agreement

Action: Approve the CRVA's recommendation to grant a request from the Bobcats for a third party booking and marketing agreement between Bobcats Sports and Entertainment (BSE) and AEG.

Resources: Mike Crum, CRVA
Fred Whitfield, Bobcats
Ron Kimble, Deputy City Manager

Explanation

- On January 9, 2008 the CRVA approved a request from the Bobcats for a third party booking and marketing agreement between Bobcats Sports and Entertainment (BSE) and AEG. The Bobcats have this right in the Arena Use and Operating Agreement.
- BSE proposes to employ AEG as the booking and marketing agent for the facility. In this capacity, an AEG employee assigned to the BSE Arena staff would be responsible for scheduling, negotiating, and contracting all events held at the Charlotte Bobcats Arena. AEG would also employ an individual responsible for marketing the venue to the entertainment, sports and meetings industry. Both of these individuals would be supported by AEG's corporate structure, which includes talent agents, event promoters, and facility managers in major and secondary markets around the country. BSE would retain the right to approve or veto any event booking deal proposed by AEG for the venue.
- The agreement does not affect the CRVA's responsibilities or budget to provide Back of House Services to the Charlotte Bobcats Arena. The agreement intends to increase the quality and quantity of sports and entertainment events held at the Arena.
- The proposed agreement does not impact the City's/CRVA's ability to use the Charlotte Bobcats Arena for events that create economic impact for the community, like the CIAA Tournament or summer religious

conventions. There will be no impact on community events such as high school graduations.

Attachment 2
PowerPoint

13. CharMeck 311 Expansion

Action:	A.	Authorize the addition of 21.25 new positions to the General Fund for the hiring of additional customer service representatives at CharMeck 311, and
	B.	Authorize the City Manager to approve an amendment to the existing lease at 10101 Claude Freeman Drive to expand space at the CharMeck 311 contact center.

Staff Resource: Saskia Thompson, City Manager's Office
Kimberly Laney, CharMeck 311
J.R. Steigerwald, Engineering and Property Management

Explanation

- At the Dinner Briefing on January 14, 2008, Council received information from the City Manager regarding technology restructuring and CharMeck 311 staffing additions. Detailed information about this item was sent to Council in a memo from the City Manager dated January 11, 2008.
- Both technology and CharMeck 311 are essential components of the City's strategy to deliver Comprehensive Citizen Service.
- Customer demand for service at CharMeck 311 has exceeded expectations and the contact center is currently understaffed to meet customer needs. Staff projects that CharMeck 311 is understaffed by 34% or 25 customer service representatives for FY2008. Current staff handled 25% more calls than the industry standard in FY2007.
- To address current shortcomings, meet service levels at the 311 contact center, and manage technology proactively, the City Manager proposes a reorganization of technology and adding new positions to CharMeck 311.

Technology Reorganization

- The reorganization of technology will be approached through the creation of the Office of the Corporate Information Office (OCIO). The OCIO will consist of 12 positions and will achieve results through strategic technology planning, business process improvement, portfolio management, and centralized management of corporate technology projects. The positions will be created by moving five filled and seven vacant positions into the new OCIO.
- This action requires no additional funding and is a reallocation of existing resources to address this priority need.

Positions at CharMeck 311

- Support of the service level at CharMeck 311 requires an additional 33 staff, including 25 customer services representatives. Reallocation of vacant positions will comprise 11.75 of the total needed.

- Council is asked to authorize the addition of 21.25 new positions to enable CharMeck 311 to hire additional customer service representatives.
- Annual cost for the additional 21.25 customer service representatives will be \$876,947.
- Funding for additional positions and corresponding support expenses will be funded from budget reductions from over 1,000 budgetary line items citywide.
- This action requires no additional funding and is a reallocation of existing resources to address this priority need.

Lease Amendment

- Additional space is needed to accommodate increased staff at CharMeck 311.
- Staff has negotiated with the building management at 10101 Claude Freeman Drive to occupy additional space directly above the space currently occupied by CharMeck 311.
- Location of the new space meets operational goals for proximity to existing space, power and redundancy, and ability to share resources.
- Terms of the lease amendment are as follows:
 - Expand into 6,000 sq. ft. on second floor as soon as it is ready and begin paying rent on May 1, 2008. The rent will increase to from \$15.39 \$17.25 per square foot which includes all services such as utilities and weekday janitorial services.
 - The Landlord, Mainstreet Claude Freeman, LLC, will provide \$15 per square foot for the upfit.
 - Expand into the balance of second floor at City's convenience, which adds 6,213 square feet for a total leased premises of 25,191 square feet. Rent commences on January 1, 2009 for the additional area.
 - When space is fully occupied, the annual rent will be \$434,544.75. The monthly rent will be \$36,212.06.
 - The City will pay proportionally to support the power redundancy system, which is currently \$0.13 per square foot. This would be \$3,274.83 annually for the entire leased space.
 - Rent will increase 3% annually to cover escalations in services.
 - Term of lease will be extended to five years and will expire December 31, 2013.

Funding

Reallocation of existing resources, no new funding

Attachment 3

Memo dated January 11, 2008 from Curt Walton to the Mayor and Council regarding Technology and CharMeck 311.

14. FY2009 Budget Process and Calendar

Action: Approve the Budget Committee's recommended process for development of the FY2009 Strategic Operating Plan and the FY2009-2013 Capital Investment Plan.

Committee Chair: Andy Dulin

Staff Resource: Ruffin Hall, Budget and Evaluation

Explanation

- The recommended FY2009 Budget Process and Calendar includes:
 - Three budget retreats from March through April from 3:00 p.m. to 6:00 p.m. (ending at 5:30 p.m. on March 26).
 - Budget presentation on Monday, May 5 at 4:00 p.m.
 - Public hearing on the budget on Monday, May 12 at 7:00 p.m.
 - Council adjustments to Manager's recommended budget on Wednesday, May 14 at 3:00 p.m.
 - Council straw votes on Wednesday, May 28 beginning at 12:00 noon.
 - Budget adoption on Monday, June 9
- There are four items that influence the recommended calendar:
 - The second Budget Retreat on March 26 will end at 5:30 pm due to the Metropolitan Transit Commission (MTC) meeting.
 - Charlotte-Mecklenburg Schools Spring Break is the week of April 7-11.
 - The N.C. League of Municipalities Town Hall Day is Wednesday, June 4.
 - The U.S. Conference of Mayors meets June 20-24.

Committee Discussion

- The Budget Committee met on January 22, 2008 and unanimously (Dulin, Carter, Cooksey, Peacock) recommended the attached budget calendar and process for FY2009. Council member Turner was absent.
- The Committee recommended June 9, 2008 as the date for budget adoption.

Attachment 4

Budget Process and Calendar

15. Appointments to Boards and Commissions

Action: Vote on blue paper ballots and give to Clerk at dinner.

A. AIRPORT ADVISORY COMMITTEE

- One appointment for a Westside resident for an unexpired term beginning immediately and ending July 31, 2008.
 - David Burnett by Council member Lassiter
 - Rene Smith by Mayor Pro Tem Burgess
 - Lawrence Davidson by Council member Dulin
 - Grace Bailey by Council member Cooksey

Attachment 5

Applications

B. KEEP CHARLOTTE BEAUTIFUL

- One appointment for an unexpired term beginning immediately and ending June 30, 2008.
 - Jim Thompson by Council member Lassiter
 - Julie Steven Diggs by Council member Carter
 - Christopher Spearman by Mayor Pro Tem Burgess
 - Ashley Earnhart by Council member Dulin

Attachment 6

Applications

C. PRIVATIZATION/COMPETITION ADVISORY COMMITTEE**Nominations are still open for:**

- One unexpired appointment for a two year term beginning immediately and ending March 1, 2009.
- One appointment for a two year term beginning March 2, 2008.
 - Robert Barkman by Council member Lassiter
 - Lee Johnson by Council member Mitchell
 - Jaye Maxx Alexander by Council member Dulin

Attachment 7

Applications

D. TRANSIT SERVICES ADVISORY COMMITTEE

- One appointment for a local service passenger of Charlotte transit for an unexpired term beginning immediately and ending January 31, 2010.
 - Anthony Wesley by Council member Carter
 - Terry Lansdell by Council member Kinsey

Attachment 8

Applications

16. Mayor and Council Topics

Council members may share information and raise topics for discussion.

17. Closed Session

Action: Adopt a motion pursuant to NCGS 143-318.11(a)(4) to go into executive session to discuss matters relating to the location of an industry or business in the City of Charlotte, including potential economic development incentives that may be offered in negotiations.

Introduction to 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 low bid and comply with Small Business Opportunity Program Policy.

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

The City's Small Business Opportunity (SBO) Program's purpose is to enhance competition and opportunity in City contracting with small businesses in the Charlotte metropolitan statistical area. Participation of small business enterprises (SBE) is noted where applicable. Contracts recommended for award as of March 1, 2003 comply with the provisions of the SBO program policy for SBE outreach and utilization. Professional service contracts recommended for award as of August 1, 2003 comply with the provisions of the SBO program policy for SBE outreach and utilization.

Disadvantaged Business Enterprise (DBE) is a federal program primarily used for Aviation and Transit.

Contractors and Consultants

All contractor and consultant selections follow the Council approved process unless described otherwise.

CONSENT I

18. Various Bids

A. Bullet Proof Vests

CMPD

Staff Resource: Sergeant Eric Peterson

Action

Award a unit price contract to Lawman's Safety Supply of Raleigh, North Carolina to provide bullet proof vests for a term of one-year. The unit price for the vests is \$1,931 and the unit prices for the ballistic plates to be inserted in the vests are \$318.03 each. The anticipated FY2007 expenditure is \$115,064.20.

Small Business Opportunity

Pursuant to Appendix Section 18 of the SBO Program, no SBE goals are established for purchases of goods and equipment.

B. Aluminum Street Sign Blanks **CDOT**

Staff Resource: Lawrence McKnabb

Action

Award a unit price contract to Vulcan Signs of Foley, Alabama to provide aluminum sign blanks for a term of one-year and authorize the City Manager to renew the agreement for four additional one-year terms. There are 24 types and size sign blanks. The anticipated first year expenditure is \$255,946.50.

Small Business Opportunity

Pursuant to Appendix Section 18 of the SBO Program, no SBE goals are established for purchases of goods and equipment.

C. US Airways Training Center Expansion- Steel **Aviation Package**

Staff Resource: Jerry Orr

Action

Approve a contract with Steel Fab, Inc. of Charlotte, North Carolina, in the amount of \$371,148 for the procurement of steel for an expansion of the US Airways Crew Training Facility that will house additional flight simulators.

Small Business Opportunity

Pursuant to Appendix Section 18 of the SBO Program, no SBE goals are established for the purchase of goods and equipment.

D. New and Remanufactured Laser and Ink Cartridges **BSS**

Staff Resource: Genetta Carothers

Action

Award the low bid unit price contract to Sun Belt Office Suppliers, Inc. for providing new and remanufactured laser and ink cartridges for fax machines and desktop printers to all City departments, in the estimated annual amount of \$150,000 for a term of two years. Authorize the City Manager to approve up to three, one year contract renewal options.

Small Business Opportunity

Pursuant to Appendix Section 18 of the SBO Program, no SBE goals are established for purchases of goods and equipment.

19. Refund of Property Taxes

Action: Adopt a resolution authorizing the refund of property taxes assessed through clerical or assessor error in the amount of \$11,831.41.

Staff Resource: Robert Campbell, Finance

Attachment 9

Resolution

List of property tax and business license refunds

20. Resolution of Intent to Abandon Street and Set Public Hearing for a Residual Portion of Right-of-Way Located at the Corner of Elmhurst Road and Kirkpatrick Road

Action: A. Adopt the Resolution of Intent to abandon a residual portion of right-of-way located at the corner of Elmhurst Road and Kirkpatrick Road, and
B. Set a public hearing for February 25, 2008.

Staff Resource Linda Poissant, Transportation

Attachment 10

Map

Resolution

21. Resolution of Intent to Abandon Street and Set Public Hearing for Quail Wood Drive

Action: A. Adopt the Resolution of Intent to abandon Quail Wood Drive, and
B. Set a public hearing for February 25, 2008.

Staff Resource Linda Poissant, Transportation

Attachment 11

Map

Resolution

22. Resolution of Intent to Abandon Street and Set Public Hearing for Two Unnamed Portions of Right-of-Way Running Off of Sandy Porter Road and Township Road

Action: A. Adopt the Resolution of Intent to abandon two unnamed portions of right-of-way running off of Sandy Porter Road and Township Road, and
B. Set a public hearing for February 25, 2008.

Staff Resource

Linda Poissant, Transportation

Attachment 12

Map
Resolution

23. Resolution of Intent to Abandon Street and Set Public Hearing for a Residual Portion of Heflin Street

Action: A. Adopt the Resolution of Intent to abandon a residual portion of Heflin Street, and
B. Set a public hearing for February 25, 2008.

Staff Resource

Linda Poissant, Transportation

Attachment 13

Map
Resolution

24. In Rem Remedy

For In Rem Remedy #A-F, the public purpose and policy are outlined here.

Public Purpose:

- Eliminate a blighting influence.
- Reduce the proportion of substandard housing.
- Increase tax value of property by making land available for potential infill housing development.
- Support public safety initiatives.

Policy:

- Housing & Neighborhood Development
- Community Safety

The In Rem Remedy items were initiated from 3 categories:

1. Public Safety – Police and/or Fire Dept.
2. Complaint – petition by citizens, tenant complaint or public agency referral
3. Field Observation – concentrated code enforcement program

The In Rem Remedy item is listed below by category identifying the street address and neighborhood.

Public Safety:

- A. 1039 Andrill Terrace (Neighborhood Statistical Area 28 – Oaklawn Neighborhood)

Field Observation:

- B. 2665 Elmin Street (Neighborhood Statistical Area 7 – Reid Park Neighborhood)
 C. 2566 Hemphill Street (Neighborhood Statistical Area 2 – Pinecrest Neighborhood)
 D. 2845 Mayflower Road (Neighborhood Statistical Area 16 – Revolution Neighborhood)
 E. 3345 Ross Avenue (Neighborhood Statistical Area 73 – Arbor Glen Neighborhood)
 F. 2750 Southwest Blvd. (Neighborhood Statistical Area 43 – University Park Neighborhood)

Public Safety:

- A. 1039 Andrill Terrace**

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 1039 Andrill Terrace (Neighborhood Statistical Area 28 – Oaklawn Neighborhood).

Attachment 14

Field Observation:

B. 2665 Elmin Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 2665 Elmin Street (Neighborhood Statistical Area 7 – Reid Park Neighborhood).

Attachment 15

C. 2566 Hemphill Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 2566 Hemphill Street (Neighborhood Statistical Area 2 – Pinecrest Neighborhood).

Attachment 16

D. 2845 Mayflower Road

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 2845 Mayflower Road (Neighborhood Statistical Area 16 – Revolution Neighborhood).

Attachment 17

E. 3345 Ross Avenue

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 3345 Ross Avenue (Neighborhood Statistical Area 73 – Arbor Glen Neighborhood).

Attachment 18

F. 2750 Southwest Boulevard

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 2750 Southwest Boulevard (Neighborhood Statistical Area 43 – University Park Neighborhood).

Attachment 19

CONSENT II

25. Transit Bus Procurement

Action:	<p>A. Approve the purchase of transit buses from the Gillig Corporation for an amount not to exceed \$9,274,000, including 40-foot urban and suburban buses, 30-foot neighborhood shuttle buses and 40-foot hybrid buses. The purchase will be exercised off an existing contract approved by Council in August 2007,</p> <p>B. Adopt a budget ordinance to appropriate \$1,000,000, and</p> <p>C. Adopt a resolution authorizing the City Manager to submit grant applications and execute funding with the Federal Transit Administration and the NCDOT for financial assistance.</p>
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Staff Resource: Jim Zingale, CATS

Policy

Centers & Corridors, Transportation Action Plan and Environment Focus Area

Explanation

- On August 27, 2007 Council approved competitively procured five-year contracts for a combined estimate of \$8,274,000, with the Gillig Corporation and DesignLine Corporation. These contracts provided buses to CATS for its replacement and expansion needs. CATS is requesting authorization to spend an additional \$1 million to make further bus purchases to meet increasing demands for services.
- The Gillig contract allows for a variety of bus size, models and technology; the DesignLine contract is specific to hybrid technology.
- The City is planning to purchase hybrid buses from DesignLine once they have the required U.S. facility to produce buses and have successfully tested the vehicles, per federal regulations. Until that occurs, CATS is requesting to buy all of the required buses for this fiscal year from the Gillig Corporation.
- CATS will use these buses for a variety of services including the proposed enhanced service from Uptown to the Airport, replacement vehicles for CATS buses eligible to be retired, and to increase express and other bus services in FY2009.
- Gillig Corporation will deliver the vehicles in January 2009.
- CATS will operate these buses on ultra low sulfur diesel, and they will be equipped with emission reduction equipment.
- In addition to funds identified in the August 27, 2007 budget ordinance, CATS is eligible to receive an additional federal grant fund for the enhanced bus project. The grant funds together with funds identified in the August 27, 2007 budget ordinance will be used to procure needed buses during this fiscal year.

Disadvantaged Business Enterprise Opportunity

Gillig Corporation is in compliance with the Federal Transit Administration's (FTA) regulation 49 CFR Part 26.49, which requires DBE certifications from Transit Vehicle Manufacturers as a condition of being authorized to bid on transit procurements funded by FTA.

Funding

Transit Fund Balance

Attachment 20

Budget Ordinance
Resolution

26. Muddy Creek Stream Restoration Grant Application

- Action:**
- A. Approve the City of Charlotte application for grant funding from the Clean Water Management Trust Fund (CWMTF) for construction of a stream and watershed restoration project, and**
 - B. Adopt a budget ordinance appropriating \$140,000 in state funds to provide approximately 40% of the total estimated funding (\$350,000) required to complete construction.**

Staff Resource: Daryl Hammock, Engineering & Property Management

Muddy Creek Stream Restoration

- In 2006 Storm Water Services received a grant from Clean Water Management Trust Fund (CWMTF) for the design and planning of this project in the amount of \$125,000.
- Storm Water Services provides water quality, stream restoration and watershed enhancement projects as part of the capital program.
- These projects are performed to enhance water quality and in anticipation of future regulatory-required watershed management plans.
- This project is similar to other watershed enhancement projects constructed as part of Storm Water Services' capital program.
- The project is located south of Eastland Mall in a highly urbanized area of the city. Muddy Creek is a tributary to a state identified impaired stream, McAlpine Creek.
- A significant portion of the project will include restoration efforts in a Mecklenburg County park, Cedarwood Park.

Grant Application

- North Carolina's CWMTF partners with local municipalities to help fund these projects prior to them being mandated.
- Grant monies from CWMTF, if awarded, will be used to construct a restoration project that will reduce storm water pollution, improve habitat, provide a stable stream system, and reduce flooding.
- The project will also include structural Best Management Practices.

Budget Ordinance

- Appropriates \$140,000 in state funds to provide approximately 40% of the total estimated funding (\$350,000) required to complete construction.
- Project balance of \$210,000 will be provided by Storm Water Capital budget.

Funding

Storm Water Capital Investment Plan

Attachment 21

Budget Ordinance

27. Beaverdam Creek Initiative Grant Application

<p>Action:</p>	<p>A. Approve the City of Charlotte application for grant funding from the Clean Water Management Trust Fund (CWMTF) for continuation of the Beaverdam Creek watershed study through 2012, and</p> <p>B. Adopt a budget ordinance appropriating \$223,000 in state funds to provide approximately 40% of the total estimated funding (\$557,000) required to complete the five-year monitoring cycle.</p>
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Staff Resource: Daryl Hammock, Engineering & Property Management

Beaverdam Creek Initiative

- As watersheds develop, impervious surfaces are created and significant changes can occur to the ecosystem and to water quality.
- The City's Erosion Control Ordinance, existing S.W.I.M. Buffer Ordinance and recently adopted Post Construction Controls Ordinance are designed to mitigate these environmental impacts to protect lakes, streams and other water resources.
- In 2003 Storm Water Services began physical and chemical monitoring on the Beaverdam Creek watershed, located adjacent to Lake Wylie south of Dixie River Road, as part of a partnership with Mecklenburg County and a private developer.
- This initiative was started to address citizen concerns about development impacts on a Lake Wylie cove and to allow the City to assess watershed protection measures.
- The Beaverdam Creek watershed continues to develop, with varying levels of environmental protection.
- The goal of this continuing study is to assess the effectiveness of the watershed protection measures that are being implemented, to protect Lake Wylie and to ensure maximum program effectiveness while minimizing the costs of watershed protection.
- The study is led by faculty from NC State University and UNC Charlotte.
- The study will identify innovative and cost effective watershed protection methods, and will include opportunities for partnerships with private developers

Grant Application

- The States' Clean Water Management Trust Fund (CWMTF) partners with local municipalities to help fund these projects prior to them being mandated.
- The CWMTF endorses this type of initiative since the results have environmental implications locally and statewide.

Budget Ordinance

- Appropriates \$223,000 in state funds to provide approximately 40% of the total estimated funding (\$557,000) required to complete the study and monitoring cycles.
- Project balance of \$334,000 will be provided by Storm Water Operating budget.

Funding

Storm Water Capital Investment Plan

Attachment 22

Budget Ordinance

28. Horizontal Utility Locating Services FY2008-A

- Action:**
- A. Award a contract to Taylor, Wiseman & Taylor to conduct horizontal utility locating services in the amount of \$59,500,**
 - B. Award a contract to On Target Utility Locating Services, Inc. to conduct horizontal utility locating services in the amount of \$40,000,**
 - C. Authorize the City Manager to approve up to two renewals for both contracts.**

Staff Resource: David Snider, Engineering & Property Management

Explanation

- This work consists of locating surface and sub-surface horizontal utilities to gather information for surveying purposes.
- The location and timing of the services are determined based upon various project schedules.
- The work was advertised on the City's website and additionally, ten firms were solicited.
- Two bids were received and both are competitive and comparable to past years' pricing.
- Two contractors are needed in order to perform the required services to meet project schedules.
- Both contracts allow for two renewals at the City's option as an incentive to the contractor for productivity and good workmanship.

Small Business Opportunity

Pursuant to Appendix Section 29.1 of the revised SBO Policy, construction contracts under \$200,000 are informal with regard to the SBE goal setting process, and therefore SBE goals are not required.

Funding

Transportation Capital Investment Plan

29. Reimbursable Water Main Contract – L & H TECHNOLOGIES, INC.

Action: Approve a five-year reimbursable water main contract with L & H TECHNOLOGIES, INC.

Staff Resource: Doug Bean, Utilities

Explanation

- Utilities Water and Sewer Extension Policies provide that any project in the five-year Capital Investment Plan may be accelerated through a five-year Reimbursable Contract. Under the Reimbursable Contract, the applicant agrees to pay the cost of constructing the project and is then reimbursed that cost over a five year period after the completion of the project.
- L & H TECHNOLOGIES, INC. requested a five-year reimbursable contract for the construction of a water main along a portion of Wilmar Boulevard under Charlotte-Mecklenburg Utilities' Extension Program.
- The project consists of a 16-inch water main extending 1170 linear feet along Wilmar Boulevard from Nevada Boulevard to the site.
- The total estimated cost of this project is \$176,670.

Small Business Opportunity

Pursuant to Appendix Section 23.2 of the SBO Policy regarding purchases without competitive bidding, this is an exempt contract.

Funding

The applicant deposited 10% of the estimated project cost with Charlotte-Mecklenburg Utilities.

30. Water Main Rehabilitation FY2004, Contract Renewal #3

Action: Approve final renewal for \$3,331,945.72 with Heitkamp, Inc. for continued water system rehabilitation services.

Staff Resource: Doug Bean, Utilities

Explanation

- Contract renewal #3 enables CMU to continue rehabilitation and replacement of portions of the water distribution system throughout Mecklenburg County.
- Original contract was awarded by Council on February 23, 2004 in the amount of \$2,997,425.63.
- Renewal #1, for \$3,117,249.69, was awarded by Council on July 25, 2005.
- Renewal #2, for \$3,264,241.73, was awarded by Council on October 23, 2006.
- Water main rehabilitation contracts are bid every four years with three, one year renewals. The next contract will be bid in November 2008.

Small Business Opportunity

Established SBE Goal: 7%

Committed SBE Goal: 7%

Heitkamp proposes to spend \$233,236 with the following SBEs: Victor Melton Construction, Conmat Development, Inc., Stinson Trucking and Central Carolina Underground

Funding

Water Capital Investment Plan

31. Construction Services Contract Amendment #3 for McAlpine Creek Wastewater Management Facility Phosphorus Reduction Project

Action: Approve Amendment #3 to the contract with CH2M Hill, in the amount of \$232,297. The amendment provides for additional Construction Services for the McAlpine Creek WWMF-Phosphorus Reduction Project.

Staff Resource: Doug Bean, Charlotte-Mecklenburg Utilities

Explanation

- The Phosphorus Reduction Project is required as part of the settlement agreement reached between the City of Charlotte and North and South Carolina regulatory officials and approved by City Council on January 14, 2002. The total construction cost is \$27,689,438.
- CH2M Hill provided design and construction services for the Phosphorus Reduction Project. Amendment No. 3 includes additional construction services that are necessary due to the following:
 - The Contractor's inability to maintain the construction schedule. This resulted in the need for additional inspection services.
 - As-built drawings provided by the contractor were inaccurate and incomplete. In order to have accurate as-built drawings for the project, CH2M Hill's construction administration staff had to spend an extreme amount of time verifying and redrawing construction plan information.
- Charlotte-Mecklenburg Utilities intends to use a portion of the liquidated damages currently being withheld to offset the cost for the additional work described above. The City is currently in litigation with the contractor regarding this project.

History

- CH2M Hill's original contract, in the amount of \$2,509,980, was awarded by Council on July 28, 2003.
- Amendment #1, in the amount of \$49,380, was approved by the Utilities KBE on November 2, 2004. This amendment provided for additional electrical system analysis.
- Amendment #2, in the amount of \$900,000, was approved by Council on July 28, 2005. This amendment provided for additional construction services, and field staffing needed as a result of the contractor being behind schedule.

Small Business Opportunity

All additional work involved in this amendment will be performed by the current consultant and their existing sub-consultants. This amendment complies with Part D: Section 6 of the SBO Program.

Funding

Sewer Capital Investment Plan

32. Professional Design Services for Utility Projects Within NCDOT Projects

Action: Approve a professional services contract with Hinde Engineering, Inc. in the not-to-exceed amount of \$600,000.

Staff Resource: Doug Bean, Utilities

Explanation

- Contract provides for professional engineering services on an as-needed basis, for design of water and sewer infrastructure within NCDOT roadway projects.
- Hinde Engineering, Inc. was selected using the Council-approved selection process, based on their prior experience and expertise with the inspection of all aspects of utility engineering.
- Hinde Engineering, Inc. is a certified SBE firm.

Small Business Opportunity

Pursuant to the SBO Policy for professional services contracts, the City negotiated a committed SBE goal with the successful proposer. Hinde Engineering committed 5% (\$30,000) of the total contract amount to the following SBE firms: On Target Utility Locate Services and Barry D. Davis Surveying.

Funding

Water and Sewer Capital Investment Plan

33. Agreement with York County for the Provision of Water Service

Action: Approve an agreement with York County for the provision of water service to the Creekshire development in Mecklenburg County.

Staff Resource: Doug Bean, Utilities

Explanation

- Charlotte Mecklenburg Utilities has agreements with several counties to jointly serve developments that straddle the county lines.
- In past years York County and Charlotte Mecklenburg Utilities have had agreements to provide water and sewer to each other in support of various developments along the county line.
- Charlotte Mecklenburg Utilities has recently requested York County provide water service in southwestern Mecklenburg County to support a new residential development in the area until such time as Charlotte

Mecklenburg Utilities can construct additional water lines to increase the capacity of the system.

- The service area is an approximately a 200 acre tract of land along Zoar Road that adjoins the Mecklenburg/York county line that is being developed as a single family subdivision known as Creekshire.
- York County and Charlotte Mecklenburg Utilities staff have determined that adequate water supply exists in the York County system to provide water to the designated service area in Mecklenburg County.

34. Urban Area Security Initiative Grant Award

Action: Accept a grant of \$4,970,000 from the Department of Homeland Security Fiscal Year 2007 Urban Area Security Initiative Grant Program.

Staff Resource: Jon Hannan, Fire

Explanation

- The 2007 Urban Areas Security Initiative program allowed 46 applicants to apply for funding to aid in the prevention, protection, response and recovery of terrorist attacks.
- The City of Charlotte was awarded the grant by Homeland Security based on the risks and threats for our community. In developing a regional approach, as mandated by the grant guidelines, the following counties were included as part of the regional council for grant implementation: Cabarrus County, NC; Catawba County, NC; Gaston County, NC; Iredell County, NC; Lincoln County, NC; Mecklenburg County, NC; Stanly County, NC; Union County, NC; Lancaster County, SC; and York County, SC.
- The grant total awarded to Charlotte was \$4,970,000, and North Carolina Emergency Management has agreed to pass the entire grant through to Charlotte instead of retaining 20% as they have done in previous fiscal years.
- No matching funds are required.
- Grant funds will be used for terrorism preparedness activities such as equipment acquisition, planning and training.

Funding

The grant funds were appropriated in the FY2008 annual budget ordinance.

35. Metropolitan Medical Response System Grant Award

Action: Accept a grant of \$258,145 from the Department of Homeland Security Fiscal Year 2007 Metropolitan Medical Response System Grant Program.

Staff Resource: Jon Hannan, Fire

Explanation

- The 2007 Metropolitan Medical Response System Grant Program provided funding to 124 identified cities to aid in the medical response to an act of terrorism or natural disaster.
- The City of Charlotte was awarded the grant by the US Department of Homeland Security due to population and metropolitan center status. The other cities that were awarded funds in the State of North Carolina were Greensboro and Raleigh.
- The grant total awarded to Charlotte was \$258,145, and North Carolina Emergency Management has agreed to pass the entire grant through to Charlotte as they have done in previous fiscal years.
- No matching funds are required.
- Grant funds will be used to purchase equipment to respond to chemical, biological, radiological, nuclear and explosive incidents.

Funding

The grant funds were appropriated in the FY2008 annual budget ordinance.

36. Airport Concourse C Roof Replacement

Action:

A. Award the low bid of \$1,408,210 by Cyclone Roofing of Indian Trail, North Carolina for replacement of the Concourse C roof, and

B. Adopt a budget ordinance appropriating \$1,500,000 from the Airports Fund Balance to be repaid from future General Airport Revenue Bonds.

Staff Resource: Jerry Orr, Aviation

Explanation

- Approximately one half of the existing Concourse C roof is 23 years old and has reached the end of its useful life. The other half of the roof was repaired following Hurricane Hugo in 1989 and is no longer serviceable.
- There are a significant number of leaks during heavy rain.
- The debt service of the bonds will be paid by airline rates and charges and concession revenues.
- The budget ordinance includes a 6.5% contingency (\$91,790) for the project.

Small Business Opportunity

Pursuant to Part B, Section 2.4 of the SBO Program, no SBO utilization goal was set for this contract because subcontracting is not anticipated.

Funding

Airport Fund Balance

Attachment 23

Budget Ordinance

37. Airport Roadway Signage Design Contract

Action: Award a contract to HNTB North Carolina, P.C. in the amount of \$200,074 to design the upgrade and expansion of Airport roadway signage.

Staff Resource: Jerry Orr, Aviation

Explanation

- The Airport's roadway signage has not been updated since 1988.
- HNTB is the structural, roadway and parking control sub-consultant to LS3P for design of the new parking deck currently under construction and for the entrance road construction package.
- On April 25, 2005 Council awarded a contract to HNTB to prepare a package to modify approximately 15 roadway signs related to the new Daily parking decks.
- While the decks and original signage package were being completed, an inventory of all exterior roadway signs was completed by the Airport. Based on that inventory it became clear that the number of messages which needed to be updated and the general weathered condition of the existing signs required a full replacement of the more than 100 existing roadway signs.
- The dynamic sign capability that was originally envisioned as a component of the fixed roadway signs was determined to be insufficient in size to communicate the variety of changing messages regarding available parking, areas of congestion and emergencies to moving traffic.
- This contract will modify that initial package of 15 signs to encompass all roadway sign changes, additional parking lots, the new parking decks and all of the current conditions from Billy Graham Parkway and Wilkinson Boulevard to the terminal area. It will also finalize the type, size and location of significant dynamic signage to advise passengers the status of the various parking areas as well as other information and emergency messages.
- Installation of the roadway signage will be bid in June 2008. The project completion is estimated to be in December 2008.

Small Business Opportunity

Pursuant to SBO Program Policy for professional services contracts, the City negotiated a Committed SBE goal with the successful proposer. HNTB committed 1.5% (\$3,000) to Richa Graphics, Inc.

Funding

Airport Capital Investment Plan

38. Runway 36R Safety Area Improvements

- Action:**
- A. Award a contract for design services to Kimley Horn & Associates of Charlotte, NC in the amount of \$433,777 for an Engineered Material Arresting System for Runway 36R, and**
 - B. Award a contract to Engineered Arresting Systems Corporation of Logan Township, New Jersey in the amount of \$3,135,404 for the production of EMAS blocks and technical support during construction.**

Staff Resource: Jerry Orr, Aviation

Explanation

- Runway 18L/36R is one of the original runways at Charlotte Douglas International Airport.
- Current Federal Aviation Administration (FAA) standards require that runways have a safety area of 1,000 feet off the ends of the runway to provide an area for an aircraft to stop if it were to run off the end of the runway.
- The safety area for the end of Runway 36R is 486 feet, which does not meet current FAA standards. The safety area cannot be extended due to the proximity of the railroad tracks that run just north of the Airport.

Contracts

- In October 2005 the Airport received qualifications from interested engineering firms for the design of safety area improvements and selected Kimley-Horn & Associates based on experience on similar projects.
- Kimley-Horn concluded in a feasibility study that an Engineered Material Arresting System (EMAS) system will provide the best safety margin for aircraft that could overrun the runway since the safety area cannot be extended by normal means. The FAA concurred with the findings of the study and authorized the construction of an EMAS system to enhance the safety area off the end of the runway.
- Action A will provide design, bidding and construction administration services provided by Kimley-Horn & Associates to develop plans for the installation of the EMAS system.
- Action B will provide production and technical support services for the development of the EMAS blocks that make up the arrestor system. These blocks are engineered specifically for the project and are provided by Engineered Arresting Systems Corporation (ESCO), which is the only company approved by the FAA to produce the arresting system.
- In order to meet the construction schedule set by FAA, ESCO has provided this price for the arrestor system as an estimate. The final cost may be adjusted up or down depending on the final design.

Disadvantaged Business Enterprise

The Federal DBE Program neither requires nor permits goals for every contract. The City must meet its overall goal by using a mix of contract goals and race-neutral means.

Funding

Airport Capital Investment Plan

39. Police Email Consolidation Consulting Services

Action: Approve a contract with M3 Technology Group to provide consulting services for the consolidation of the City and Police Microsoft Email infrastructures. The contract will be for an amount not to exceed \$142,445.

Staff Resource: Al Alonso, Business Support Services
Ron Horton, Charlotte-Mecklenburg Police

Explanation

- BSS and Police currently maintain separate Email systems and Microsoft infrastructures to manage computer resources for City employees. To reduce long term cost and overall system complexity, the two infrastructures are being consolidated into a single Email/Microsoft infrastructure.
- Previously the consolidation was not possible because of software issues. With software upgrades, the consolidation is possible now.
- M3 Technology Group, LLC (M3TG) will assist the City in the consolidation activities. M3TG will provide the personnel and the appropriate skill sets necessary to:
 - Assess the current environment
 - Design the migration strategy
 - Implement the necessary migration tools
 - Complete the migration processes
- The City received two proposals; one from Compucom and one from M3 Technology Group, LLC. An Evaluation Team comprised of staff representatives from Business Support Services Information Technology and Police Information Technology evaluated the proposals using the following criteria:
 - Background and experience of the company
 - Operational qualifications from Microsoft
 - Recommendation from Microsoft
 - Resources local to Charlotte
 - Responsiveness
 - Pricing
- After a comprehensive and detailed evaluation process the Evaluation Team determined that M3 Technology Group best met the selection criteria.

Small Business Opportunity

Pursuant to Part C: Section 2.4 of the SBO Program, no SBO utilization goal was set for this contract because subcontracting is not anticipated.

Funding

Business Support Services Operating Budget

40. Police Data Network Maintenance and Support

- Action:**
- A. Approve the award of a SmartNet Maintenance Support Agreement for an initial term of three years to Government Technology Solutions Incorporated (GTSI) in an amount not-to-exceed \$464,000, and**
 - B. Authorize the City Manager to approve up to two, one-year renewal options contingent upon the service provider's satisfactory performance in an amount not-to-exceed \$180,000 per year.**

Staff Resource: David Drummond, Charlotte-Mecklenburg Police
Michelle Littlejohn, Charlotte-Mecklenburg Police

Explanation

- The agreement provides maintenance of Cisco software and over 850 pieces of network equipment responsible for Police's computer operations. Without reliable computer services, police officers' efficiency is impacted.
- Categories of equipment to be maintained include routers, switches, and the security firewall.
- The City received two proposals; one from Coleman Technologies and one from GTSI. An Evaluation Team comprised of staff representatives from Procurement Services and CMPD evaluated the proposals using the following criteria:
 - Background and experience of the company
 - References
 - Responsiveness
 - Pricing
- After a comprehensive and detailed evaluation process, the Evaluation Team selected GTSI.
- GTSI focuses exclusively on federal, state and local government customers worldwide.
- GTSI is a leading supplier for public safety and homeland security products.
- SmartNet is the name for Cisco's master services agreement that supports data communications equipment that is the backbone of networks; SmartNet also includes software upgrades.

Small Business Opportunity

Pursuant to Part C: Section 2.4 of the SBO Program, no SBO utilization goal was set for this contract because subcontracting is not anticipated.

Funding

Police Operating Budget

41. Private Developer Funds Appropriation

Action: Adopt a budget ordinance appropriating \$695,135 in Private Developer Funds for Traffic Signal Improvements.

Staff Resource: Liz Babson, Transportation

Explanation

- The budget ordinance estimates and appropriates \$695,135 in private developer funding for traffic signals and work associated with developer projects. The funding is restricted to these projects.
- The following developers are fully funding traffic signal installations/improvements to mitigate traffic impacts around their respective development projects:
 - Lauth Construction Group, LLC contributed \$4,625 for the modification of the traffic signal at the intersection of Moores Chapel, Little Rock and Freedom Drive.
 - Crescent Resources, LLC contributed \$665,260 to fully fund the installation of three traffic signals and interconnect for City Boulevard and Ikea Boulevard in association with the Ikea Project.
 - Village at Robinson Farm, LLC contributed \$25,250 to fully fund the design and modification of a traffic signal at the intersection of Ballantyne Commons Parkway and Elm Lane.
- The above signals meet the same criteria as other traffic signals approved by the City.
- Payments made by the developer are in response to estimates of work prepared by CDOT and supplied to the developer.
- CDOT will be installing and operating these new signals as part of the existing signal systems in the area.

Funding

Developer Contributions

Attachment 24

Budget Ordinance

42. Property Transactions

Action: Approve the following property acquisitions (A-B) and adopt the condemnation resolutions (C-F).

NOTE: Condemnation Resolutions are on file in the City Clerk's Office.

Acquisitions

- A. Project:** 2005 Annexation - Required Sewer - Steele Creek North Area, Parcel # 22
Owner(s): Windward Cove Homeowner's Association, Inc.
Property Address: Rock Island Road
Property to be acquired: 6,924 sq. ft. (.159 ac.) in Sanitary Sewer Easement, plus 11,822 sq. ft. (.271 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$12,000
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: R-5
Use: Single Family Residential - Common
Tax Code: 199-413-46
Total Parcel Tax Value: \$388,400
- B. Project:** I-277 Caldwell Interchange, Parcel # 39 & 40
Owner(s): United Way Of Central Carolinas, Inc.
Property Address: 416 East 3rd Street
Property to be acquired: 213.27 sq. ft. (.005 ac.) in Fee Simple, plus 1,818.04 sq. ft. (.042 ac.) in Sidewalk and Utility Easement, plus 6,004.06 sq. ft. (.138 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$232,350
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: UMUD
Use: Commercial
Tax Code: 125-064-01
Total Parcel Tax Value: \$6,497,200
- C. Project:** North Tryon Street 6301- MTN, LLC - 8" Sanitary Sewer, Parcel # 2
Owner(s): Elise Hunter Hood
Property Address: 6315 North Tryon Street
Property to be acquired: 4,807 sq. ft. (.110 ac.) in Sanitary Sewer Easement
Improvements: None

Landscaping: None
Purchase Price: \$14,421
Remarks: Compensation was established by independent, certified appraisals related to this property.
Zoned: B-2
Use: Commercial
Tax Code: 089-232-07
Total Parcel Tax Value: \$620,000

Condemnations

- D. Project:** 2005 Annexation - Brookshire West Area Sanitary Sewer, Parcel # 19
Owner(s): Jason Perkins, Kristen Perkins And Nicholas Waker And Any Other Parties Of Interest
Property Address: 9719 Harwood Lane
Property to be acquired: Total Combined Area of 3,500 sq. ft. (.080 ac.) of Sanitary Sewer Easement, plus Temporary Construction Easement
Improvements: One Tree
Landscaping: None
Purchase Price: \$1,375
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential
Tax Code: 031-172-10
Total Parcel Tax Value: \$29,000
- E. Project:** Albemarle/Harris Interchange (a/k/a Lawyers Road Extension), Parcel # 9
Owner(s): John K. Moore and Wife, Patricia B. Moore and Any Other Parties Of Interest
Property Address: 6925 Albemarle Road
Property to be acquired: Total Combined Area of 658.41 sq. ft. (.015 ac.) of Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$625
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: B-2
Use: Commercial
Tax Code: 109-171-15
Total Parcel Tax Value: \$247,300
- F. Project:** Central Avenue at Sharon Amity, Parcel # 15
Owner(s): Charlotte Eastland Mall, LLC and Any Other Parties Of Interest
Property Address: Central Avenue
Property to be acquired: Total Combined Area of 3,202 sq. ft. (.074 ac.) of Sidewalk and Utility Easement, plus Temporary Construction Easement
Improvements: None

Landscaping: None
Purchase Price: \$8,225
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: B-1S(CD)
Use: Commercial
Tax Code: 103-041-20
Total Parcel Tax Value: \$3,095,700

- G.** **Project:** Central Avenue at Sharon Amity, Parcel # 19
Owner(s): Charlotte Eastland Mall, LLC and Any Other Parties Of Interest
Property Address: 5471 Central Avenue
Property to be acquired: Total Combined Area of 296 sq. ft. (.007 ac.) of Sidewalk and Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$1,600
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: CC
Use: Commercial
Tax Code: 103-041-25
Total Parcel Tax Value: \$49,883,900
- H.** **Project:** Central Avenue at Sharon Amity, Parcel # 23
Owner(s): Charlotte Eastland Mall, LLC and Any Other Parties Of Interest
Property Address: 5249 Central Avenue
Property to be acquired: Total Combined Area of 3,235 sq. ft. (.074 ac.) of Sidewalk and Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$5,925
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: B-1S(CD)
Use: Commercial
Tax Code: 103-041-27
Total Parcel Tax Value: \$2,036,100
- I.** **Project:** Central Avenue at Sharon Amity, Parcel # 25
Owner(s): Morris Investment Company, Formerly Houston Properties, Inc. and Any Other Parties Of Interest
Property Address: 5201 Central Avenue
Property to be acquired: Total Combined Area of 4,134 sq. ft. (.095 ac.) of Sidewalk and Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None

Purchase Price: \$18,700

Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.

Zoned: B-1

Use: Commercial

Tax Code: 103-041-28

Total Parcel Tax Value: \$576,700

- J. Project:** Grier Subdivision Sanitary Sewer Phase I, Parcel # 1
Owner(s): Charles S. Guignard and Any Other Parties Of Interest
Property Address: 7821 McIlwaine Road
Property to be acquired: Total Combined Area of 17,121 sq. ft. (.393 ac.) of Sanitary Sewer Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$8,175
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner. Developer to pay all associated costs.
Zoned: Transitional Residential District- Huntersville
Use: Single Family Residential - Rural Acreage
Tax Code: 015-071-13
Total Parcel Tax Value: \$148,500
- K. Project:** Grier Subdivision Sanitary Sewer Phase I, Parcel # 2
Owner(s): William W. Waters and Any Other Parties Of Interest
Property Address: 8113 McIlwaine Road
Property to be acquired: Total Combined Area of 44,728 sq. ft. (1.027 ac.) of Sanitary Sewer Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$21,350
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner. Developer to pay all associated costs.
Zoned: Transitional Residential District- Huntersville
Use: Single Family Residential - Rural Acreage
Tax Code: 015-071-08
Total Parcel Tax Value: \$518,900

43. Meeting Minutes

<p>Action: Approve the titles, motions and votes reflected in the Clerk's record as the minutes of:</p> <ul style="list-style-type: none"> - December 17, 2007 - January 7, 2008
