

AGENDA

Meeting Type:	B
Date:	06-28-1982

City of Charlotte, City Clerk's Office

Charlotte

Public Service & Information Department
City Hall, 600 E Trade Street
Charlotte, North Carolina 28202
704/374 2395

Meetings in June '82

JUNE 1 - JUNE 5

- | | | |
|---|---------------------|--|
| 1 | Tuesday, 4 00 p m | BUDGET WORKSHOP City Hall Annex, Training Center |
| | Tuesday, 7 30 p m | PLANNING COMMISSION Cameron-Brown Building, First Floor Conference Room |
| 2 | Wednesday, 7 30 a m | AD HOC COMMITTEE ON PLANNING/PLANNING COMMISSION Cameron Brown Building, First Floor Conference Room |
| | Wednesday, 12 Noon | INSURANCE & RISK MANAGEMENT AGENCY Education Center, Room 239 |
| | Wednesday, 5 00 p m | BUDGET WORKSHOP City Hall Annex, Training Center |
| 3 | Thursday, 8 30 a m | PLANNING COMMITTEE/PLANNING COMMISSION Cameron Brown Building, First Floor Conference Room |
| | Thursday, 12 Noon | CITY COUNCIL TRANSPORTATION COMMITTEE City Hall, Second Floor Conference Room |
| | Thursday, 3 00 p m | SPECIAL MEETING OF CITY COUNCIL TO APPROVE ANNEXATION ORDINANCE City Hall, Council Chamber |
| | Thursday 5 00 p m | BUDGET WORKSHOP City Hall Annex, Training Center |
| | Thursday, 7 00 p m | PUBLIC HEARING TO DISCUSS TRANSIT SYSTEM ROUTE CHANGES City Hall, Council Chamber |
| | Thursday, 7 30 p m | TRANSPORTATION ACTION PLAN PUBLIC MEETING/FREEDOM DRIVE AREA Freedom Mall, Community Room |

THE WEEK OF JUNE 6 JUNE 12

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|---|---------------------|--|
| 8 | Tuesday, 8 00 a m | AIRPORT ADVISORY COMMITTEE Airport Manager's Office Conference Room, Third Floor, New Terminal |
| | Tuesday, 9 00 a m | HISTORIC DISTRICT COMMISSION Edwin Towers, First Floor Conference Room |
| * | Tuesday, 3 00 p m | FY83 BUDGET & GENERAL REVENUE SHARING PUBLIC HEARING City Hall, Council Chamber |
| 9 | Wednesday | MAYOR'S DAY/RALEIGH, N C Mayor and City Council meet with Local Delegation |
| | Wednesday, 8 00 a.m | CIVIL SERVICE BOARD City Hall, Third Floor Conference Room |
| | Wednesday, 7 30 p m | TRANSPORTATION ACTION PLAN PUBLIC MEETING/SOUTHPARK AREA Sharon United Methodist Church, 411 Sharon Road |
| | Wednesday 7 30 p m | HISTORIC PROPERTIES COMMISSION City Hall, Second Floor Conference Room |

(Continued)

THE WEEK OF JUNE 13 - JUNE 19

14	Monday, 12 Noon	PLANNING COMMISSION (Work Session) Cameron-Brown Building, First Floor Conference Room
15	Monday, 7 00 p m	CITIZENS HEARING/DISTRICT 6 - Eastover Elementary School, 500 Cherokee Road
16	Monday, 7 30 p m	TRANSPORTATION ACTION PLAN PUBLIC MEETING/WEST CHARLOTTE AREA West Charlotte High School, Auditorium
17	Tuesday, 2 00 p m	HOUSING AUTHORITY Maintenance Facility, 2600 Youngblood Street
18	Tuesday, 7 30 p m	CHARLOTTE TREE COMMISSION Park Operations Conference Room, 701 Tuckaseegee Road
19	Wednesday, 2 00 p m	TECHNICAL COORDINATING COMMITTEE City Hall Annex, Department of Transportation Conference Room
20	Wednesday, 4 00 p m	EMPLOYMENT & TRAINING COUNCIL Belmont Regional Center, 700 Parkwood Avenue
21	Thursday, 8 00 a m	CHARLOTTE CLEAN CITY COMMITTEE Cameron-Brown Building, Fifth Floor Conference Room
22	Thursday, 8 00 a m	TRANSPORTATION ACTION PLAN PUBLIC MEETING/UPTOWN AREA - First Union Tower, Auditorium, 12th Floor

THE WEEK OF JUNE 20 JUNE 26

21	Monday, 6 00 p m	CITY COUNCIL MEETING/Zoning Hearings Education Center, Board Room
22	Tuesday, 4 00 p m	MUNICIPAL INFORMATION ADVISORY BOARD Cameron-Brown Building, Third Floor Conference Room
23	Wednesday 7 30 p m	METROPOLITAN PLANNING ORGANIZATION Cameron-Brown Building, First Floor Conference Room

JUNE 27 JUNE 30

28	Monday, 2 00 p m	CITIZENS HEARING City Hall, Council Chamber
29	Monday, 3 00 p m	CITY COUNCIL MEETING - City Hall, Council Chamber
30	Monday, 7 30 p m	SPECIALIZED TRANSPORTATION ADVISORY COMMITTEE City Hall, Third Floor Conference Room
31	Tuesday, 11 00 a m	AUDITORIUM-COLISEUM CIVIC CENTER AUTHORITY Civic Center, Conference Room
32	Tuesday, 3 00 p m	ZONING BOARD OF ADJUSTMENT City Hall, Council Chamber
33	Wednesday, 7 30 a m	PRIVATE INDUSTRY COUNCIL Chamber of Commerce, Action Room "A"

* ADDITIONS TO JUNE '82 MEETINGS

8	Tuesday, 12 Noon	CITY COUNCIL PLANNING & PUBLIC WORKS COMMITTEE City Hall, Second Floor Conference Room
11	Friday, 11 30 a m	CITY COUNCIL FINANCE & PROCEDURES COMMITTEE City Hall, Second Floor Conference Room

Charlotte

IN MEETING ON MONDAY, JUNE 28, 1982

2 00 P. M. - Citizens Hearing
2 30 P. M. - Council Discussion
3 00 P. M. - Formal Meeting
Council Chamber
City Hall

ITEM NO.

1. Invocation
2. Consideration of minutes of budget hearing of June 8, 1982 and regular meeting of June 14, 1982.

PUBLIC HEARINGS

3. HEARING TO RECEIVE CITIZEN INPUT ON FOUR OPTIONS PROPOSED TO AMEND THE HOUSING ASSISTANCE PLAN (HAP) LOCATIONAL POLICY STATEMENT

The HAP describes how the City proposes to meet the housing needs of its lower income residents within certain geographic areas, what types of housing unit (new, existing, or rehabilitated) can be used for this purpose, and where such units can be located.

The current HAP includes a Locational Policy Statement based on ranked categories of census tracts to determine eligible and ineligible areas for new construction housing only.

The Community Development Department has prepared four options that will allow additional sites to be considered for the development of new housing projects by revising the definition of ineligible areas, as shown below

Option A. The ineligible areas for assisted housing of twenty-five (25) or more family units would be as follows

(continued)

council agenda

Mayor Eddie Knox

Mayor Pro Tem Harvey B Gantt

Dave Berryhill
Charlie S Dannelly
Laura Page Frech

Ron Leeper
Ralph Reiss McMillan
Pamella G Patterson
Edwin B Peacock, Jr

George K Selden, Jr
Herbert Spaugh, Jr
Minette Conrad Trosch



3. (continued)

- (a) Census Tracts (CTs) which the Charlotte-Mecklenburg Planning Commission has identified as Marginal, Deteriorated or Depressed.
- (b) CTs which have concentrations of (1) Low income families (80% or less of median family income for City), (2) Black population (40% or more of population)
- (c) Any new construction project containing 80% market rate rents and 20% Section 8 rents may not be located within 1/2 mile of any other assisted housing project except in racially impacted areas.
- (d) A distance of 3/4 mile (property line to property line at the closest point) must be maintained between 100 percent Section 8 new construction or public housing projects - existing or approved.
- (e) CTs where the black population ratio has increased by more than 10 percentage points between 1970 and 1978.
- (f) CTs having three (3) or more approved Section 8 projects of the 80/20 combination.
- (g) CTs having two or more public housing projects, or two or more 100 percent Section 8 projects, or any such combination.

Option A is basically a restatement of the existing HAP.

Option B. The proposed ineligible areas would be as follows:

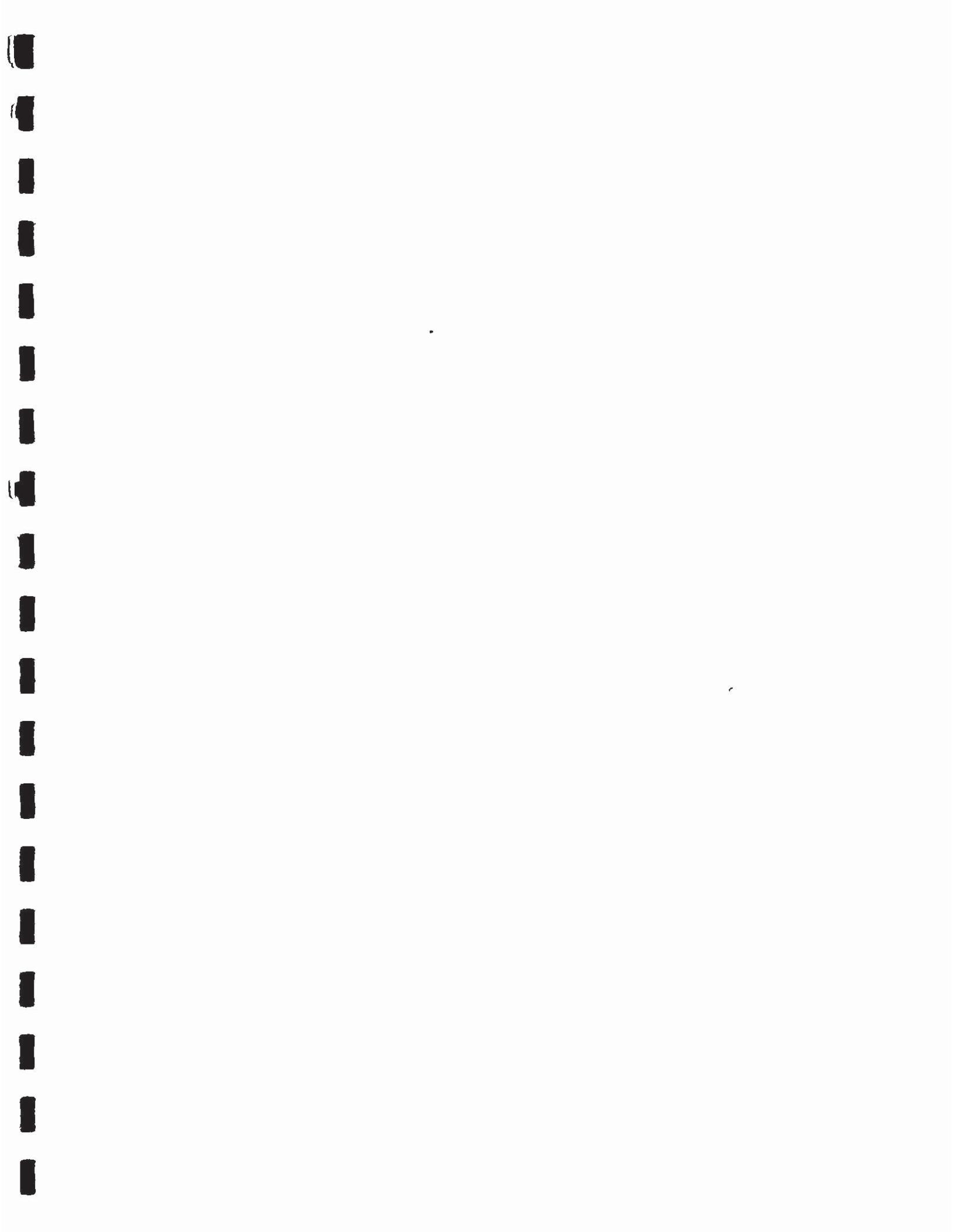
- (a) CTs with 50 percent or more lower-income households.
- (b) Areas within 3/4 mile (property line to property line at the closest point) must be maintained between any 100 percent Section 8 new construction or public housing projects, existing or approved, of 25 units or more.

The Community Development Department is recommending that Option B be accepted as the basic change in the HAP Location Policy as an amendment through September 30, 1982, and in the new HAP to be effective October 1, 1982. The effect of Option B is to make eligible all those marginal census tracts (with the exception of Census Tract 3) that are now ineligible.

Option C. The proposed ineligible areas would be as follows

- (a) Census Tracts with 50 percent or more lower-income households,
- (b) CTs with 40 percent or more black population,

(continued)



3. (continued)

- (c) CTs with two or more 100 percent public housing and/or Section 8 projects existing or approved;
- (d) Areas with 3/4 mile (property line to property line at the closest point) must be maintained between 100 percent Section 8 new construction or public housing projects - existing or approved.
- (e) CTs where the percentage of blacks in the total population increased more than 15 percentage points between 1970-1980

Note: In an action on December 2, 1981, the Charlotte-Mecklenburg Community Relations Committee approved a motion in support of Option C with the following amendment for criteria #3 and the addition of #6:

- (3) CTs with two or more public housing and/or 100% Section 8 projects and/or 80%/20% Section 8 projects with 25 or more units of assisted housing - existing or approved.
- (6) In order to encourage the development of assisted housing in an equitable manner, incentives (to be determined) should be offered to proposals for the construction of assisted housing in census tracts which have all of the following characteristics
 - a. Less than 30% black population in 1980.
 - b. Less than 40% lower income households in 1980
 - c. No sites with 25 or more assisted family housing units - existing or approved.

Option D. The proposed ineligible areas would be as follows

- (a) Areas within 3/4 mile (property line to property line at the closest point) must be maintained between any 100 percent Section 8 new construction or public housing projects - existing or approved.

RECOMMEND APPROVAL OF OPTION B TO AMEND THE HOUSING ASSISTANCE PLAN
LOCATIONAL POLICY STATEMENT, AS RECOMMENDED BY THE COMMUNITY
DEVELOPMENT DEPARTMENT

Attachment No. 1.

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4. JOINT HEARING WITH THE PUBLIC MONUMENTS COMMITTEE TO CONSIDER AN APPLICATION FROM THE CHARLOTTE-MECKLENBURG UTILITY DEPARTMENT TO RENAME THE HOSKINS WATER TREATMENT PLANT, THE "WALTER M. FRANKLIN WATER TREATMENT PLANT."

The Utility Department is requesting that City Council rename the Hoskins Water Treatment Plant, located at 5200 Brookshire Boulevard, in honor of Walter M. Franklin, former Water Superintendent for the City of Charlotte and the first director of the Consolidated Utility Department of Charlotte and Mecklenburg County.

City Council policy requires that a hearing be held prior to renaming a public facility for a private citizen. After the hearing is closed, the matter will be referred to the Public Monuments Committee for a recommendation.

POLICY AGENDA

5. CONSIDER ADOPTION OF A RESOLUTION ENDORSING THE DRAFT REPORT OF THE SUGAR CREEK BASIN STUDY AS RECOMMENDED BY THE CITY COUNCIL PLANNING & PUBLIC WORKS COMMITTEE.

In 1971 the City Council passed a resolution requesting the U. S. Army Corps of Engineers to examine the effects of flooding along the Sugar Creek Drainage Basin, and to make recommendations to alleviate any problem conditions that exist. The study has now culminated into a Feasibility Draft Report for which a public meeting was held on November 24, 1981. This report provides alternatives consisting of twelve separate projects that could individually be implemented by the Corps of Engineers. These combined plans represent approximately 8.4 miles of stream channel modifications and the purchase of 205 residential structures at a total project cost of \$28,154,220.

In order for this study to be approved by the Federal government and to serve as a basis for future Federal funding it must be endorsed by the local sponsor.

On March 22, 1982, City Council considered the adoption of a resolution endorsing the Sugar Creek Basin Study. This matter was referred to the Planning and Public Works Committee to consider the concerns expressed at the public meeting of November 24, 1981 and to report back with recommendations to Council.

The Planning and Public Works Committee voted to recommend the adoption of a resolution to endorse the Sugar Creek Basin Study. The Committee felt that certain safeguards should be inserted to insure that the concerns expressed by the affected residents be sufficiently addressed by requesting that upon implementation of any of the alternatives, further study be made to minimize the purchase of

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residential housing and that the benefit-to-cost ratio be updated to reflect the current market value and prevailing economic conditions. It was also felt that any final implementation plans should be subject to the approval of City Council.

The resolution is attached for City Council review.

Attachment No. 2.

6 CONSIDER ADOPTION OF A RESOLUTION RESCINDING A RESOLUTION ADOPTED JUNE 2, 1980 AND APPROVING A NEW REHABILITATION LOAN, DEFERRED PAYMENT LOAN, GRANT PROGRAM, AND CONDITIONS UNDER WHICH THESE FINANCING METHODS MAY BE MADE AVAILABLE TO OWNERS OF RESIDENTIAL, NON-RESIDENTIAL, AND MIXED-USE PROPERTIES, AS RECOMMENDED BY THE CITY COUNCIL FINANCE & PROCEDURES COMMITTEE.

In City Council meeting on May 24, 1982 this matter was referred to the City Council Finance & Procedures Committee for discussion. The Committee has unanimously approved the recommendation from staff that a revised Community Development Rehabilitation Loan and Grant Policy be approved by the City Council. The new policy will enable the Community Development Department to better recapture and recycle rehabilitation funds and allow more properties to be renovated. The interest rates will be more cost effective since they will be based upon the borrower's ability to pay rather than a fixed rate.

The attachment for this agenda item is the resolution depicting the various changes in the loan program, to be effective 30 days from the date of adoption.

Attachment No. 3.

7 RECOMMEND ADOPTION OF A RESOLUTION ENDORSING IN CONCEPT THE SCHEMATIC DESIGNS OF THE TRYON STREET TRANSIT MALL AS PRESENTED BY THE DESIGN CONSULTING TEAM AND AUTHORIZING THE CONSULTANT TO PROCEED WITH THE DESIGN DEVELOPMENT PHASE.

On June 14, the City Council was presented with the schematic designs and a recommended transfer stop location scheme for the Tryon Street Transit Mall. This presentation was the culmination of many weeks of work during which the design consultants explored numerous alternative designs and plans. Those alternatives were reviewed first by the Design Review Committee, a committee appointed by the City Manager consisting of four members of the

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City's technical staff and six citizens with expertise in areas germane to the Transit Mall project, and second by the Project Management Team, the group also appointed by the City Manager consisting of City technical staff and citizens.

Immediately following the presentation to City Council, the design consultants presented the same schematics to representatives of the uptown business community -- the Boards of Directors of the Charlotte Uptown Development Corporation, the Central Charlotte Association and the Greater Charlotte Chamber of Commerce, and to the Central Charlotte Association's Citizen Advisory Committee.

If approved, this action will conclude the Schematic Design Phase approximately 60 days ahead of schedule. The Design Development Phase is to be completed within nine months of the adoption of this Resolution.

Attachment No. 4.

8. CONSIDER AMENDING THE PERSONNEL RULES AND REGULATIONS OF THE CITY OF CHARLOTTE TO SPECIFY WHICH EXISTING EMPLOYEE HOLIDAY WILL BE TRADED FOR THE NEW HOLIDAY TO OBSERVE THE BIRTHDAY OF DR. MARTIN LUTHER KING, JR , BEGINNING IN 1983.

On December 14, 1981, City Council took action to observe Dr. Martin Luther King, Jr 's birthday as an official City holiday on January 15 of each year beginning in 1983. City Council requested that staff survey City employees to determine the preferred existing holiday to be traded for the new holiday. Of the 2,615 employees surveyed, 1,718 (66%) responded. A summary of survey responses is outlined below

	<u>Total Employees on Regular Holiday Schedule</u>	
	<u>No.</u>	<u>%</u>
<u>No Response</u>	897	
<u>Responses</u>		
Elect no substitution (No change to holiday schedule - 698/41%) (Grant additional day - 76/4%)	774	45%
Delete Veterans' Day	345	20%
Delete Washington's Birthday	262	15%
Delete Mecklenburg Independence Day	152	9%
		<u>89%</u>
Other holiday deletions	185	11%
	<u>1,718</u>	<u>100%</u>

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9. RECOMMEND ADOPTION OF THE FISCAL 1983 ANNUAL OPERATING BUDGET, CAPITAL IMPROVEMENT PROGRAM, AND EMPLOYEE PAY PLAN.

A memorandum from the Budget and Evaluation Department describing the proposed budget amendments approved by City Council at its luncheon meeting on June 22, 1982, and other actions contained in the budget will be submitted to City Council on Friday, June 25.

10. CONSIDERATION OF APPOINTMENT TO THE AIRPORT ADVISORY COMMITTEE TO FILL A TERM TO EXPIRE JULY 31, 1985.

The following nominations have been made:

- (a) William G. Stewart, nominated by Councilmember Patterson.
- (b) Lee Noble, nominated by Councilmember McMillan.

11. CONSIDERATION OF APPOINTMENT TO THE CHARLOTTE HISTORIC DISTRICT COMMISSION TO FILL A TERM TO EXPIRE JUNE 30, 1985.

The following nominations have been made:

- (a) Joe King, nominated by Councilmember Berryhill.
- (b) Tolley Kennon, nominated by Councilmember Dannelly.

12. CONSIDERATION OF NOMINATIONS TO VARIOUS COMMITTEES.

- (a) Charlotte-Mecklenburg Art Commission - one position. Murray Whisnant's term expires July 31, 1982. Appointment is for a one-year term to expire July 31, 1983.
- (b) Charlotte Clean City Committee - one position. Ron Fisher has resigned. Appointment is for an unexpired term to expire June 30, 1983.
- (c) Private Industry Council - one position. Raymond Jones has resigned. Appointment is for a three-year term to expire May 18, 1983.

Attachment No. 5

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BUSINESS AGENDA

13. RECOMMEND APPROVAL OF A PROPOSED AMENDMENT TO THE ANIMAL CONTROL ORDINANCE WHICH WOULD REQUIRE A PERSON WHO ADOPTS AN ANIMAL FROM THE CITY SHELTER TO PROVIDE PROOF THAT THE ANIMAL HAS BEEN INOCULATED AGAINST RABIES WITHIN THREE BUSINESS DAYS, OR BE SUBJECT TO VIOLATIONS OF BOTH THE RABIES INOCULATION AND CURRENT CITY ANIMAL LICENSE REQUIREMENTS.

The City Attorney's Office has recommended that specific language be inserted into the Animal Control Ordinance regarding the requirement for rabies inoculation when a pet is adopted from the City Animal Shelter. Under current procedures, a new pet owner deposits \$5.00 for a City license at the time of adoption. The license cannot be issued until the owner furnishes proof of the rabies inoculation by person or by mail. About twenty-five (25) percent of the new pet owners (about 500 each year) fail to do this and are contacted by an Animal Control Officer. If the owner can furnish proof of inoculation, a license is then issued. If proof of inoculation cannot be shown, the officer can only issue a citation for failure to inoculate the animal against rabies. The owner cannot be cited for failure to purchase a City license.

This amendment will allow the Animal Control Officer to issue both a citation for failure to inoculate against rabies (\$25 fine) and failure to purchase a city license (\$15 fine after July) if the pet owner does not provide proof of a rabies inoculation within the three business days from the date of adoption. This amendment should provide an additional incentive for a new pet owner to comply with the Annual Control Ordinance and ensure that the maximum number of cats and dogs have current rabies inoculations.

14. RECOMMEND ADOPTION OF A RESOLUTION ADOPTING A POLICY FOR OPTIONAL DOWN PAYMENT ASSISTANCE AND AMENDING THE POLICY OF LOCAL OPTION RELOCATION BENEFITS APPROVED BY CITY COUNCIL ON MARCH 22, 1982.

This resolution is needed for the following reasons

- (a) To create a new category of optional local benefits for down payment assistance whereby the Community Development Department can provide up to \$8,000, with no required match, for a relocatee to purchase replacement housing.

Currently, the Uniform Relocation Act allows a relocatee to receive \$2,000, plus up to \$2,000 more if they can match dollar for dollar the amount over \$2,000. The Community Development Department believes that a maximum of \$4,000 is

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14. (continued)

too low a down payment assistance plan in today's housing market and that the matching requirement is beyond the means of relocatees to pay. Therefore, the Department is requesting that City Council use its local option to increase the down payment assistance and strike the matching requirement. This will allow more relocatees sufficient cash to become homeowners, at affordable rates.

- (b) To clarify the language in the March 22, 1982 resolution in order to avoid possible audit exceptions.

The Department of Housing and Urban Development has requested that the City specifically re-word sections of the local option resolution to make absolutely clear the methods of payment for rental and local option assistance and the direct use of local option assistance, the appropriate use of Last Resort assistance, and the direct use of local option assistance to meet the requirements of the Harris/Kannon Consent Order. These are simply editorial changes that do affect the meaning of the policy direction approved by City Council.

The attachment for this agenda item is the proposed resolution.

Attachment No 6.

15 RECOMMEND APPROVAL FOR THE USE OF \$123,000 IN FISCAL 1983 GENERAL REVENUE SHARING FUNDS, BUDGET FOR NEIGHBORHOOD HOUSING SERVICES OF CHARLOTTE, INC , TO IMPLEMENT A HOME IMPROVEMENT LOAN PROGRAM IN CONJUNCTION WITH THE NORTH CAROLINA HOUSING FINANCE AGENCY.

The North Carolina Housing Finance Agency (NCHFA) is planning to implement a Home Improvement Loan Program to assist lower income homeowners in financing rehabilitation projects. The program is designed to stimulate local private-public partnerships by allowing cities to use Community Development Block Grant, General Revenue Sharing, or other local funds to leverage private investment dollars borrowed at tax-exempt rates through the NCHFA.

The City of Charlotte is being asked to apply the \$123,000 already allocated for Neighborhood Housing Services (NHS) in the Fiscal 1983 budget towards participation in this program. This would stretch the loan capacity of NHS from \$123,000 to approximately \$350,000. The \$123,000 would otherwise have been used to make available simple home improvement loans (\$63,000) and support administrative and operating costs, if needed (\$60,000). The NHS Board of Directors understands that approval of this action will preclude their returning to City Council during the fiscal year to secure an operating subsidy, and feels that they will be able to achieve their operating budget requirements through fund raising

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The loan program will be administered by the Loan Review Committee of NHS. The maximum loan amount will be \$15,000 for a maximum term of 15 years. Loans would have an average interest rate of 7 percent.

The Community Development Department and the Budget & Evaluation Department are in support of this program proposal.

16. RECOMMEND ACTIONS TO FINANCE LEGAL DEFENSE OF DAMAGE CLAIMS FROM AIRCRAFT NOISE ARISING FROM THE NORTH/SOUTH RUNWAY (18R-36L) AT CHARLOTTE/DOUGLAS INTERNATIONAL AIRPORT

The City has been deeply involved in litigation over the noise effects caused by airport operations for many years. At the present time there are over 200 separate lawsuits pending in the courts of Mecklenburg County alleging damages in excess of \$214 million to 378 parcels of property by reason of low-flying aircraft in runway approach. The City has retained the services of Attorney William E. Underwood, Jr., and his firm, Caudle, Underwood & Kinsey, P. A. for many years in connection with the lawsuits.

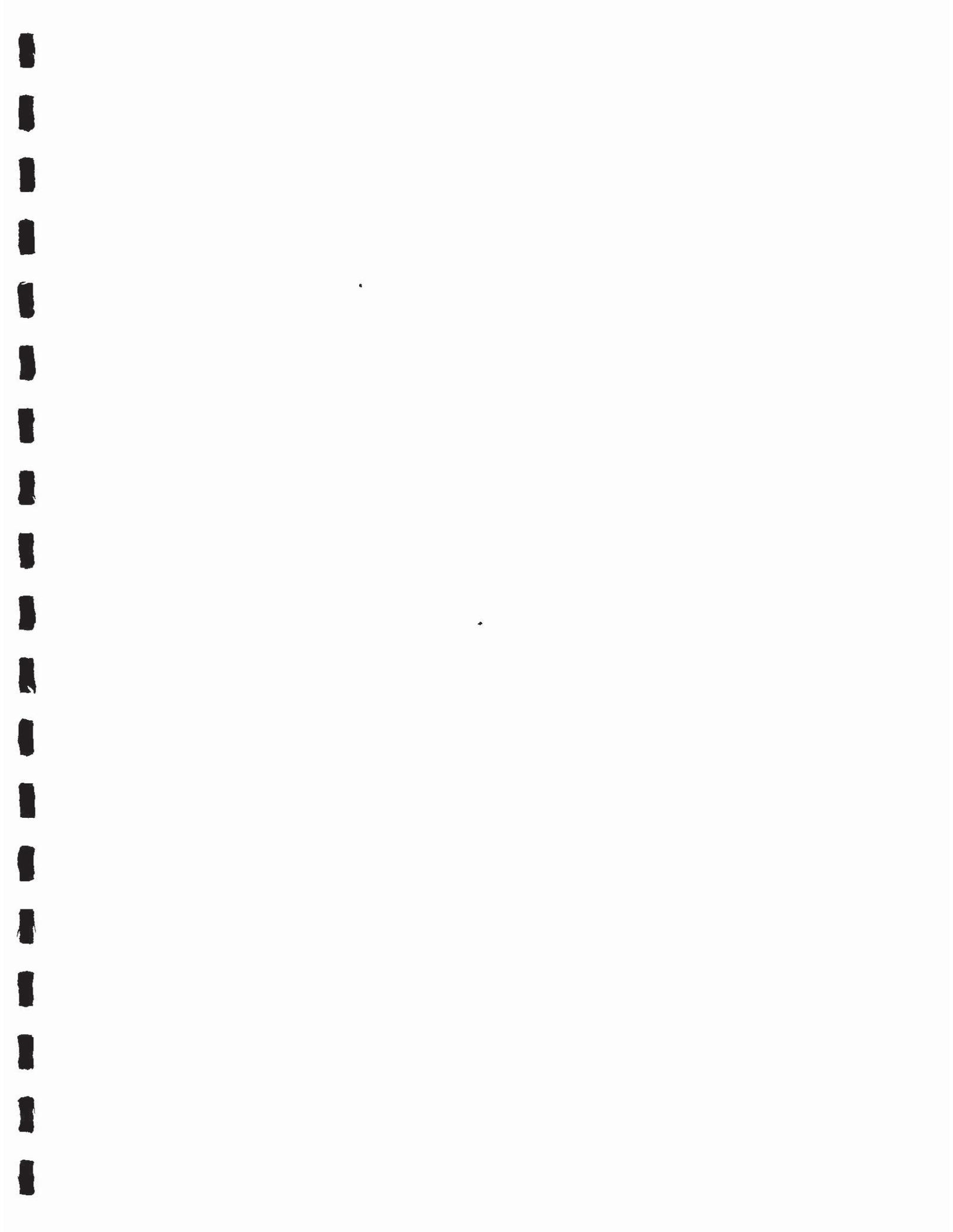
The following actions are recommended

- (a) ADOPTION OF AN ORDINANCE APPROPRIATING \$274,000 FROM THE UNAPPROPRIATED BALANCE OF THE AIRPORT OPERATING FUND TO COVER NOISE LITIGATION DEFENSE COSTS AND INVERSE CONDEMNATION LAWSUIT JUDGMENTS, AS SHOWN BELOW
 - . . . Attorney fees associated with 200 pending lawsuits, estimated at \$136,000.
 - . . . Cost for two appraisers to inspect and value 378 properties in the lawsuits, estimated at \$113,400.
 - . . . Payment of inverse condemnation lawsuit judgments affirmed by the Court to three property owners, in the total amount of \$24,000.

- (b) ADOPTION OF AN ORDINANCE APPROPRIATING \$161,500 FROM THE UNAPPROPRIATED BALANCE OF THE AIRPORT OPERATING FUND TO COVER COSTS OF A STUDY TO VERIFY USAGE OF RUNWAY 18R-36L IN THE DEFENSE OF LITIGATION CLAIMING DAMAGES FROM AIRCRAFT NOISE.

The Environmental Impact Statement approved by Judge McMillan and the United States Fourth Circuit Court of Appeals as part of the litigation that attempted to prevent completion and use of the 10,000-foot North/South runway (18R-36L) at Charlotte/Douglas International Airport contains a runway usage plan designed to preclude any neighborhood from being exposed to a greater number of jet aircraft approaches and departures than is necessary for efficient handling of air traffic.

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16. (b) (continued)

Proof of the effective implementation of the plan is judged to be essential to the successful defense of noise litigation. Such documentation would involve an actual physical count of aircraft by personnel located in the observation tower at the Airport. Staff is recommending that the firm of Talbert, Cox & Associates, presently under contract with the City, be retained to oversee the initial implementation of this project, at an estimated monthly cost of \$13,457. The total appropriation for twelve months is \$161,500.

The City must take responsibility for the documentation since the Federal Aviation Administration does not have a formal procedure or the additional personnel required to perform this task. Once the information is compiled, Andrew S. Harris of Harris, Miller, Miller, Inc., will handle final report preparation under separate contract.

17. RECOMMEND AUTHORIZATION TO ENTER INTO A CONTRACT WITH CIS LEASING OF SYRACUSE, NEW YORK, FOR THE LEASE OF IBM COMPUTERS AND RELATED EQUIPMENT AT \$49,183.00 PER MONTH FOR 48 MONTHS.

At the Council/Manager Luncheon held on April 26, 1982, staff presented its findings in the evaluation of responses to a Request for Proposals aimed at replacing the Burroughs computer equipment currently used within the MIS Department. In an informal vote, City Council authorized staff to proceed with the acquisition of all IBM equipment and to pursue a third party lease arrangement as the most cost effective financing method. The action before City Council today is to authorize a contract with CIS Leasing Corporation, the company which quoted the lowest monthly lease price from among the ten (10) third party leasing companies contacted for the installation of all new IBM equipment.

The contract with CIS represents only one part of the total anticipated cost of the all-IBM approach; i.e., the lease of the hardware. Additional contracts will be submitted to Council in the coming months for the operating software and equipment maintenance. The total monthly cost when fully operational should not exceed the \$75,000 monthly estimate provided to City Council.

The attachment for this agenda item is the staff report that provides background data on this recommendation.

Attachment No. 7



18. RECOMMEND APPROVAL OF A CONTRACT WITH THE CHARLOTTE UPTOWN DEVELOPMENT CORPORATION (CUDC) TO FUND ITS FISCAL 1983 WORK PROGRAM IN THE AMOUNT OF \$129,700.

The CUDC was established in 1978 as a mechanism for promoting and assisting development in the Municipal Service District. The CUDC budget is derived from revenue received from a 2.5¢ tax levy on Municipal Service District property. Each year the CUDC negotiates a contract and work program with the City.

The elements of the Fiscal 1983 work program are shown below

- . . . Assist in the further development of the Lane/Frenchman Plan for First Ward.
- . . . Lend assistance and support to the City, the Central Charlotte Association, and Skidmore, Owings & Merrill in the Transit Mall Project.
- . . . Continue loan program with the financial consortium.
 - . . . Participate in the completion of the uptown zoning ordinance.
- . . . Continue to acquire and landbank properties on and around the CUDC block in Third Ward.
- . . . In concert with First Union National Bank, assist the City of Charlotte in the development of an industrial park in the Greenville area of uptown.
- . . . Work toward the removal of the junkyard in Third Ward.
- . . . Assist in strengthening the transit system to serve uptown and community-at-large.
- . . . Act as a linchpin to establish short-term vehicular parking in the North Tryon Street area.
- . . . Support capital improvement projects for uptown; i.e., a new coliseum, farmers' market, re-use of Carolina Theatre, etc.
- . . . Recognize companies and individuals who have made meritorious contributions to uptown.

19. RECOMMEND THE FOLLOWING ACTIONS TO FOSTER MINORITY BUSINESS ENTERPRISE PARTICIPATION IN THE AREA OF AUTOMOBILE RENTAL CONCESSIONS AT THE CHARLOTTE/DOUGLAS INTERNATIONAL AIRPORT

This item was deferred on June 14th in order for staff to provide a chart comparison of this proposal versus other rent-a-car concessions approved by City Council. That chart is attached for your review.

On February 22, 1982, City Council approved a recommendation that the City seek to implement a program offering incentives to encourage operation of an automobile rental concession by a qualified Minority Business Enterprise at the new airport terminal. Two Charlotte black men, Omar S. Leatherman, Jr. and Nathaniel D. Green, with experience in the general automobile and vehicle leasing industry have entered into a joint venture with Greyhound

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19. (continued)

Rent-A-Car, Inc., a subsidiary of the Greyhound Corporation, to create Greyhound Rent-A-Car of Charlotte, North Carolina, Inc. City staff has been working with this company for the past several months to develop a program which would achieve the Council goal of MBE participation and within the best financial interest of airport operations. City Council approval of the following actions is needed to make this program operational.

- (a) APPROVAL OF AN AUTOMOBILE RENTAL CONCESSION AGREEMENT AND LEASE THAT WOULD GIVE GREYHOUND RENT-A-CAR OF CHARLOTTE, NORTH CAROLINA, INC. THE RIGHT TO OPERATE AN AUTOMOBILE RENTAL BUSINESS FROM COUNTER SPACE ON THE BAGGAGE LEVEL OF THE NEW TERMINAL.

The term of the agreement is ten (10) years. The City would receive 10 percent of gross annual revenue, estimated for fiscal 1983 at \$50,000. No minimum annual guarantee or performance bond is required.

- (b) APPROVAL OF AN AUTOMOBILE RENTAL CONCESSION SERVICE AND STORAGE FACILITY LEASE THAT WILL REQUIRE GREYHOUND RENT-A-CAR OF CHARLOTTE, INC. TO PAY THE ANNUAL GROUND RENT OF \$3,500 PER ACRE FOR 2.668 ACRES TO BE LEASED.

Under the terms and conditions of the lease agreement, the City will construct the remote return/storage facility at an estimated cost of \$200,000. The lessee would have the option to defer rent payments for up to five years of this twenty-five year agreement. The rent payments are designed to amortize the cost of construction at an interest rate of 15 percent.

- (c) APPROVAL OF AN AGREEMENT BETWEEN GREYHOUND RENT-A-CAR, INC., THE NATIONAL COMPANY, AND THE CITY THAT WOULD ASSURE CONTINUED OPERATION OF THE CONCESSION AND LEASE OF THE RETURN/STORAGE AND SERVICE FACILITY FOR A TEN-YEAR PERIOD BY AN ACCEPTABLE REPLACEMENT MINORITY BUSINESS ENTERPRISE SHOULD GREYHOUND RENT-A-CAR OF CHARLOTTE, INC. OPERATION NOT SUCCEED.
- (d) ADOPTION OF AN ORDINANCE APPROPRIATING \$200,000 FROM THE UNAPPROPRIATED BALANCE OF THE AIRPORT OPERATING FUND TO FINANCE CONSTRUCTION OF THE AUTOMOBILE RETURN/STORAGE AND SERVICE FACILITY TO BE LEASED TO GREYHOUND RENT-A-CAR OF CHARLOTTE, INC.

Attachment No. 8.



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The City Attorney advises that Agenda Items No. 20 through No. 48 may be considered in one motion. However, any member of Council may request an item be divided and voted on separately.

* * * * *

Budget ordinance

- 20. RECOMMEND ADOPTION OF A BUDGET ORDINANCE APPROPRIATING A GRANT IN THE AMOUNT OF \$75,000 FROM THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO HELP FINANCE THE DESIGN AND DEVELOPMENT OF THE TRYON STREET TRANSIT MALL.

Bid list

- 21. RECOMMEND APPROVAL OF THE BID LIST AS SHOWN.

- (A) Emergency Sanitary Sewer Repairs at 5016 Milford Road Utility Department

Recommend Council approval of payment for Emergency Sanitary Sewer Repairs at 5016 Milford Road to Sanders Brothers, Inc., Charlotte, N. C. in the amount of \$12,505.00

Justification. On February 3, 1982, a cave-in developed over an 8-inch off-street sewer main in the 5000 block of Milford Road. The cave-in imperiled a residence located at 5016 Milford Road, since it was constructed only six feet away from the center-line of the sewer main. The sewer main in this vicinity is approximately 16 feet deep. The Utility Department is not equipped to work at this depth and in such close quarters. The services of Sanders Brother, Inc. was secured because of the peril posed to the abutting residents and the consequent urgency of the situation.

Source of Funding. Water and Sewer Operating - Sewer lateral, miscellaneous Contractual services.

- (B) Work Clothing Various Departments

Recommend Council approval of extension of present contract to Oskosh B'Gosh, Inc., Oshkosh, Wisconsin, Contract No. 64-028, for supplying work clothing to various departments.

Justification Contract for work clothing stipulates the City of Charlotte has the option to renew contract subject to appropriation of funds by the City Council for additional years. Recommendation is

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21. (B) (continued)

requested for extension of this contract effective July 1, 1982, through June 30, 1983, in accordance with State Statutes 160A-17. This contract covers standard work clothing used by various City departments. Purchases are made direct from the Oshkosh B'Gosh factory at the same price a retailer would purchase them for resale. Using departments are satisfied with the quality of the goods and the service received from Oshkosh. This company will have a 2.13% price decrease over last year.

Last year the City spent \$120,058 on this contract. Amount this year will depend on departmental needs. The City has contracted with Oshkosh B'Gosh, Inc. since 1974.

Source of Funding: A commitment of funds is not required until a firm order is placed. Various City Departments, Uniforms and Protective Clothing - FY83 Proposed Budget - \$406,742.

(C) Janitorial Services for Four Neighborhood Centers Neighborhood Centers Dept

Recommend Council approval of Extension of present contracts for janitorial services at four Neighborhood Centers - (Greenville Center, Alexander Street Center, Amay James Center and Belmont Center).

Bid Summary

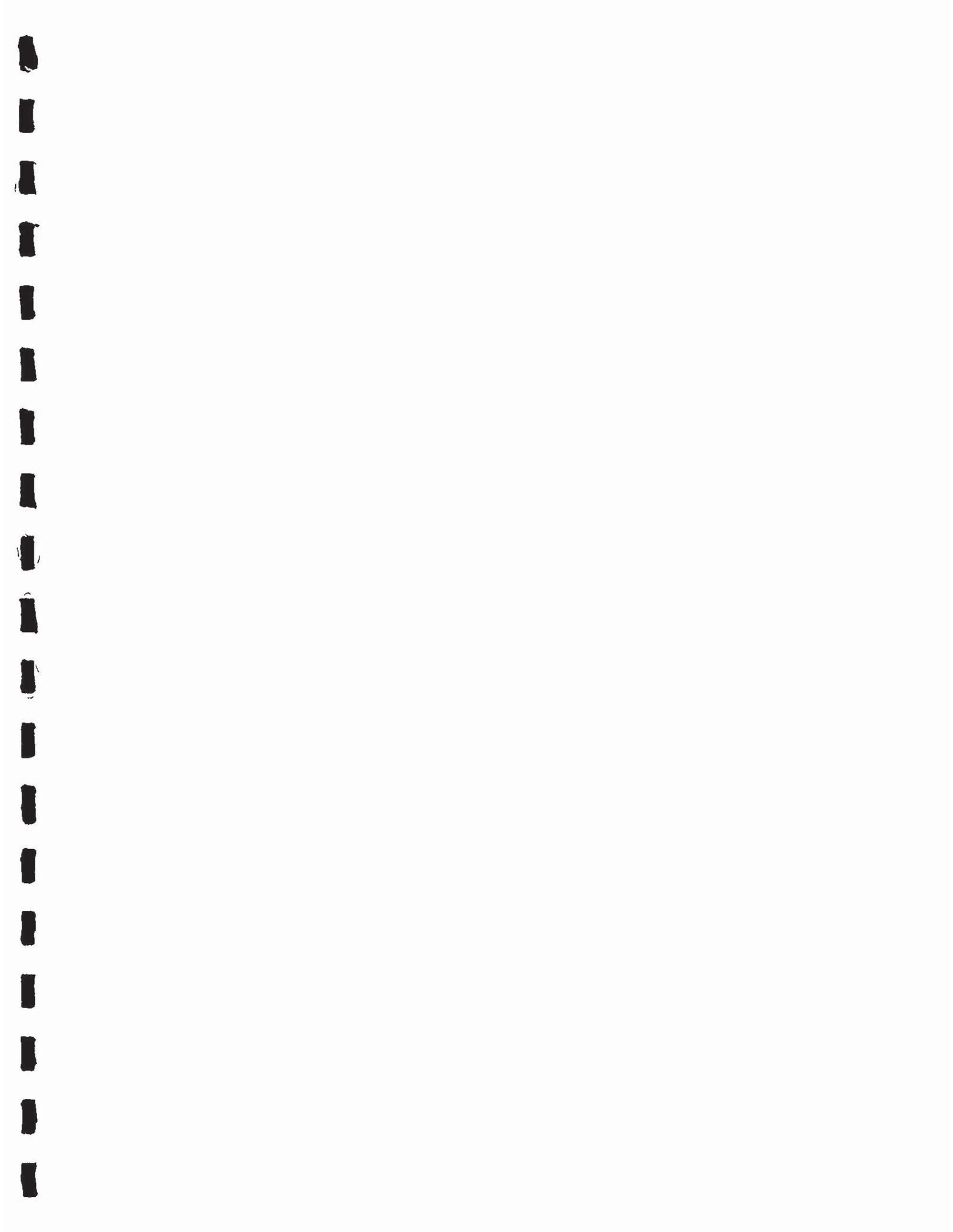
<u>Present Contractors</u>	<u>Center</u>	<u>Cost Projection 1982-83</u>
*Better Cleaning Service	Greenville Center	\$19,156.00
Complete Cleaning Services	Alexander St. Center	15,444.00
Complete Cleaning Services	Amay James Center	15,959.00
Columbus Services Int.	Belmont Center	30,245 00

Projected Yearly Cost for all four Centers \$80,804.00

* Minority Business Enterprise

Justification: Contracts for janitorial services stipulate the City of Charlotte has the option to renew contract subject to appropriation of funds by the City Council for additional years. Recommendation is requested for extension for the second year for these contracts effective July 1, 1982, through June 30, 1983, in accordance with State Statutes 160A-17. The Neighborhood Centers are pleased with the services of the three firms now providing custodial service at the four centers. The hourly unit rate for this service will remain the same as last year. Traditionally the City has used the same janitorial services contractors for a three year period.

(continued)



21. (C) (continued)

The City Manager has recommended some service level reductions for Neighborhood Centers Department. The possibility that centers will be closed after 5:00 p.m., and weekends is a factor that will be taken into consideration if the City Council approves the service level reduction. The janitorial contracts will be renegotiated to reflect the lower contract prices.

Source of Funding: Neighborhood Centers, Miscellaneous Contractual Services.

(D) Traffic Signal Controllers
 15 - Type Eight Phase Controllers
 with Cabinets Transportation Department

Recommend that the low bid, Computer Technology Corporation, Charlotte, N. C., in the amount of \$132,930, for 15- traffic signal controllers be accepted for award of contract on a unit price basis.

Bid Summary

Computer Technology Corp.	Charlotte, N. C.	\$132,930.00
Traconex, Inc.	Santa Clara, Calif.	148,125.00

Justification: This purchase will allow the Transportation Department to replace obsolete traffic signal equipment. The bid specifications and award recommendation assures that the equipment purchased is compatible with existing equipment, computer systems and software, as well as spare parts inventory.

Source of Funding DOT - Traffic Operations, Traffic Signal Devices.

(E) Raised Computer Flooring,
 1,700 Square Feet M I.S. Department

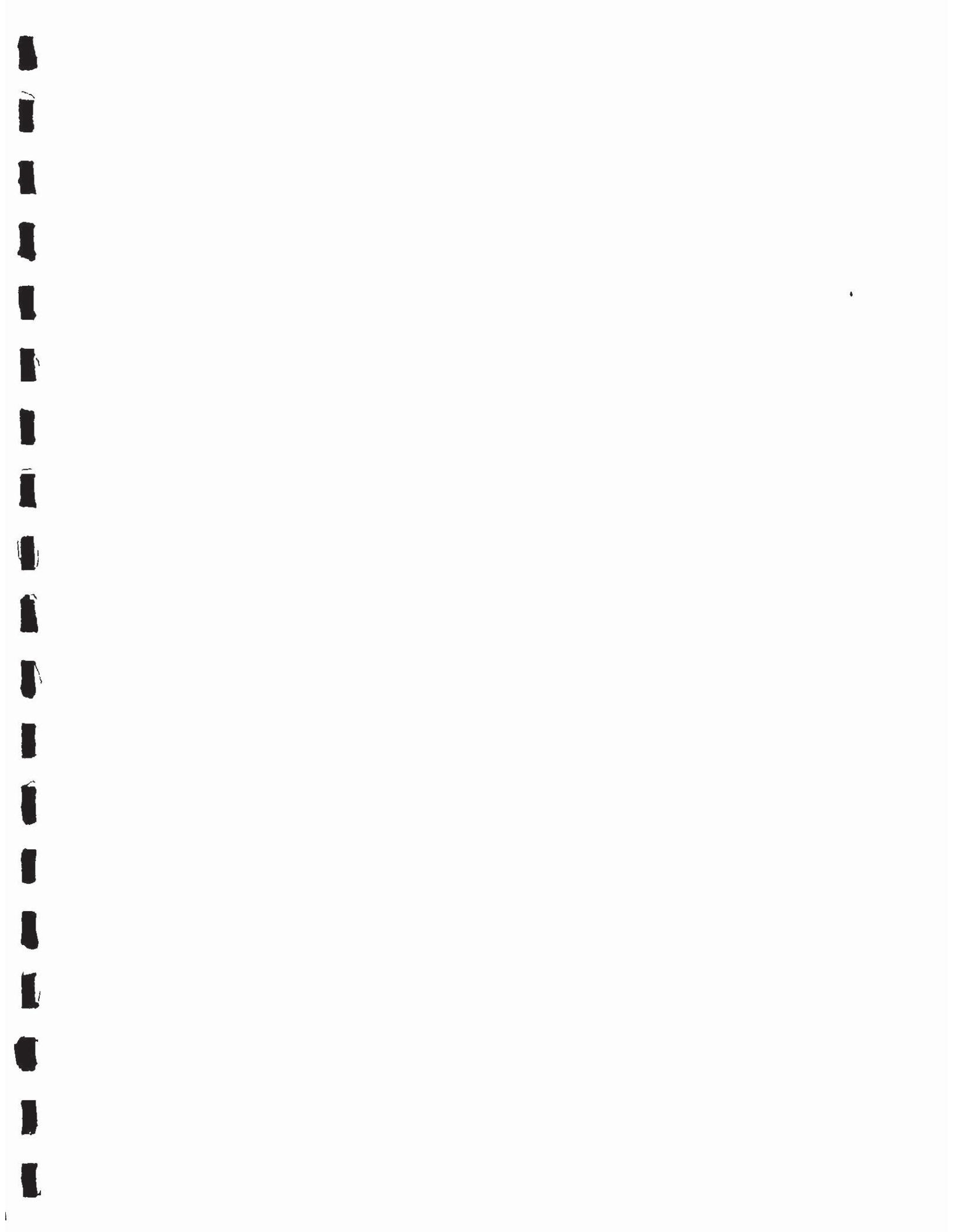
Recommend that the low bid by Acoustics, Inc., Charlotte, N. C., in the amount of \$11,680, be accepted for award of contract.

Bid Summary

Acoustics, Inc.	Charlotte, N.C.	\$ 11,680.00
Southern Flooring & Acoustical		
	Charlotte, N.C.	13,600.00
Clyde Rudd & Assoc., Inc.	Charlotte, N.C.	14,880.65
Tomlinson Engineering Co.	Charlotte, N.C.	15,630.00

Justification The current city computer facility is at its limit and no additional equipment can be placed on the existing raised floor.

(continued)



21. (E) (continued)

In order to accomodate the new central computer equipment, an additional 1700 square feet must be in place before the new equipment can be installed. Without the raised floor, it would be impossible to operate the new equipment.

Source of Funding: Municipal Information System, Other Structures - Capital Outlay Category.

(F) FY82 Curb and Gutter Improvements	Operations Department Item submitted by Engineering Department
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Recommend that the low bid of \$69,746.10 as submitted by Lee Skidmore, Inc., be accepted for award on a unit, price basis.

Bid Summary

Lee Skidmore, Inc.,	Belmont, N.C.	\$ 69,746.10
Crowder Construction Co.	Charlotte, N.C.	70,185.00
Blythe Industries, Inc.	Charlotte, N.C.	72,867.25
T.L. Harrell's Construction Co., Inc.	Charlotte, N.C.	75,902.75
Cardinal Construction, Inc.	Indian Trail, N.C.	84,890.20

Justification: This contract is part of an annual program funded through the Powell Bill system to replace deteriorated curb as part of the continuous maintenance of city streets. The project includes curb and gutter replacement on the following streets.

- | | |
|-----------------------|--------------------|
| 1. Dilworth Road East | 5. Hartford Avenue |
| 2. Dilworth Road West | 6. Winfield Drive |
| 3. Worthington Avenue | 7. Wakefield Drive |
| 4. Charing Place | |

Source of Funding: Powell Bill Fund, Curb Repair and Replacement.

Contracts and Change Orders

22. RECOMMEND APPROVAL OF A CONTRACT WITH THE HUMANE SOCIETY OF CHARLOTTE TO PROVIDE SPAY/NEUTER SURGERY FOR ANIMALS ADOPTED OR RECLAIMED FROM THE ANIMAL SHELTER, IN AN AMOUNT NOT TO EXCEED \$25,000.

The City currently contracts with the Humane Society to provide spay/neuter services to pets brought in by their owners. This contract also sets the fee schedule for the categories of surgeries. The City Attorney

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22. (continued)

has requested that an additional contract be approved by Council that provides for the Humane Society, at the same fee schedule, to bill the City for surgery on animals that either are:

- ... being adopted from the shelter, or
- ... being reclaimed where the owner has selected the option of spay/neuter surgery on the pet in order to waive the impoundment fee.

This is a bookkeeping requirement since the costs are passed on to the pet owner. The estimated cost and revenues from this procedure is \$25,000.

23. RECOMMEND APPROVAL OF A CONTRACT WITH DALTON-MORGAN AND PARTNERS, P.A. TO PROVIDE ARCHITECTURAL SERVICES FOR THE RENOVATION AND ADAPTIVE REUSE OF THE LITTLE ROCK AME ZION CHURCH IN FIRST WARD, IN AN AMOUNT NOT TO EXCEED \$17,000.

On March 8, 1982, City Council approved the use of the Little Rock AME Zion Church as a community-based facility and directed staff to work with the Afro-American Culture Center to develop a plan of use. City Council also directed the City Manager to enter into a contract with an architect to determine the detailed costs of renovation.

An architectural selection committee was appointed and four firms were selected for interviews from eight firms submitting proposals. Dalton Morgan and Partners was judged by the Committee to have the best approach to handling this type project.

They will analyze the existing condition of the building, identify existing deficiencies and estimate the cost for correction of these deficiencies. They will also provide a budget which identifies the annual and long term costs associated with maintaining the restored church and help to develop a conceptual plan for building utilization by the Afro-American Culture Center.

This contract will be funded with Community Development Block Grant funds.

24. RECOMMEND AWARD OF CONTRACT FOR INSTALLATION OF CLOSED CIRCUIT TELEVISION SYSTEM AT NEW TERMINAL FACILITY TO LOW BIDDER, HOWARD ELECTRIC COMPANY OF CONCORD, INC., IN THE AMOUNT OF \$67,965.00.

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24. (continued)

The system is designed to provide video surveillance of security check-points at the concourses to meet Federal Aviation Administration Security Requirements. In addition, the system is designed to provide 24 hour security surveillance in the baggage claim and ticketing areas as well as three exterior cameras to monitor the aircraft parking ramp, ramp vehicular access gate, and lower level roadway.

Bids were received at the Airport Manager's Office at 2:00 P.M. on June 3, 1982, for furnishing all labor, material and equipment necessary to install the system.

The bids were:

	<u>Base Bid</u>	<u>Alternate No. 1</u>
Howard Electric Company of Concord	\$61,465	\$ 6,500
Watson Electric Co., Inc.	62,840	8,028
E & W Electric Company	68,058	7,835
Driggers Electric & Control Co.	98,543	9,612
Johnson Controls, Inc.	111,498	10,978

Staff recommendation is to approve the low base bid plus Alternate No. 1. Alternate No. 1 is the installation of surveillance cameras at the ticketing level. Funds are available for this contract in the current project budget.

This contract did not lend itself to sub-contracting, so goals for minority or female business participation were not established.

25. RECOMMEND APPROVAL OF A SIX MONTH EXTENSION TO THE CONTRACT BETWEEN THE CITY OF CHARLOTTE AND THE YELLOW CAB COMPANY TO OPERATE THE SPECIAL TRANSPORTATION SERVICE FOR THE HANDICAPPED, IN THE AMOUNT OF \$49,344.

On June 29, 1981, City Council approved a contract with Yellow Cab Company to operate two specialized vans for the handicapped. The contract was effective July 27, 1981, for one calendar year, with a clause that would allow the city to renew or extend as needed.

The City is now formulating plans for the internal operation of the Special Transportation Service, to be effective at the end of the contract extension with Yellow Cab six months from now. Staff anticipates it will be cheaper to operate the service in-house than to contract out.

This recommendation and the necessary funding are a part of the Fiscal 1983 budget to be approved by City Council.



26. RECOMMEND TERMINATION OF THE CONTRACT WITH F. T. WILLIAMS COMPANY FOR THE CONSTRUCTION OF FOURTH WARD SIDEWALKS, PHASE III, FOR FAILURE TO PERFORM WORK AS AGREED UPON.

On November 10, 1980, City Council awarded this contract for the construction of brick sidewalks and granite curb in the Fourth Ward Historical District. Construction began on December 8, 1980, and was substantially complete on August 4, 1981. Upon final inspection of the work, several items were found not to be constructed in accordance with the plans. An agreement was reached with the Contractor to allow him to delay correction of these items until good weather returned; however, the work remaining was never finished. Repair costs are estimated at \$9,000.

Council approval is required to terminate the contract so that action may be taken against the contractor's bonding company. The work will then be completed by another contractor under the performance bond submitted by the F. T. Williams Company

27. RECOMMEND APPROVAL OF A FIVE YEAR BRANCH AGREEMENT AND LEASE WITH FIRST CITIZENS BANK AND TRUST COMPANY TO PROVIDE BANKING SERVICES AT THE NEW AIRPORT TERMINAL FACILITY, AT A TOTAL ANNUAL RENT OF \$12,240.

On February 22, 1982 City Council authorized the Airport Department to solicit bids on eleven concession areas in the new airport terminal building. No bids were received for either of two spaces allotted for banking services. Discussions were held with North Carolina National Bank and First Citizens Bank. First Citizens Bank has agreed to locate a bank in the main ticketing lobby as well as office space for the Branch Manager, subject to approval from the City Council and the North Carolina Banking Commission.

28. RECOMMEND APPROVAL OF THE CERTIFIED PUBLIC ACCOUNTING FIRM, TOUCHE ROSS AND COMPANY TO PROVIDE AUDIT SERVICES TO THE CITY OF CHARLOTTE FOR THE FISCAL YEAR ENDING JUNE 30, 1982, AT A FEE NOT TO EXCEED \$36,000.

A policy was adopted by Council on March 26, 1979 which provides that the City shall select a certified public accounting firm to provide audit services by rendering a formal request for proposal every four years. The firm of Touche Ross and Company was selected by this process and has provided audit services for the fiscal years ended June 30, 1980 and 1981.

Touche Ross and Company will audit all funds and programs for the year ending June 30, 1982 and apply necessary auditing procedures to render an unqualified opinion as to the final statements contained in the audited financial report dated June 30, 1981, and the combined financial statements of the City as of June 30, 1982.

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29. RECOMMEND APPROVAL OF CHANGE ORDER NO. 1 TO CONTRACT WITH LAWRENCE AND AHLMAN, INC. TO PROVIDE GENERAL LANDSCAPING FOR NEW TERMINAL FACILITY WITH NO INCREASE IN CONTRACT AMOUNT.

On March 22, 1982 City Council awarded a contract to Lawrence & Ahlman, Inc., to provide general landscaping for the new terminal facility. The contract was bid on a unit price basis for trees and shrubs to be installed according to plans and specifications developed by Synterra, Ltd., the landscape architect.

The architect has now determined that certain additional plant specimens would be beneficial to the overall landscaping plan. These additional plant specimens will be substituted for other plant specimens in the original contract so that the result is no increase in the total contact amount.

Property Transactions

30. RECOMMEND ADOPTION OF A RESOLUTION PROPOSING TO ACCEPT AN OFFER FROM B. J. STACKS TO PURCHASE THE PROPERTY AT 300 WEST THIRD STREET IN THE AMOUNT OF \$26,850 AND AUTHORIZE ADVERTISING FOR UPSET BIDS.

This property was acquired for the Poplar Street Widening Project and currently contains approximately 5,967 square feet. On April 5, 1982, City Council declared the property surplus and authorized Engineering/Real Estate to offer it for sale. An appraisal was obtained showing the value to be \$26,850.

Mr. B. J. Stacks, President of Friendly Parking Services, Inc., by letter dated May 21, 1982, has offered the City \$26,850 for the property and submitted a 5 percent binder check. Under the upset bid procedure, the terms of the bid will be advertised so that any other person may raise the bid and submit a binder. This procedure shall be repeated until the highest qualifying bid, if any, has been received. City Council will confirm the final property sale.

31. RECOMMEND APPROVAL FOR THE ACQUISITION OF PROPERTY LOCATED AT 1708 LUTHER STREET IN THE CHERRY COMMUNITY NEIGHBORHOOD STRATEGY AREA, IN THE AMOUNT OF \$5,000.

This parcel, consisting of 10,000 square feet of vacant land and owned by Kathleen S. Perry, is one of several being assembled in the Cherry Community for the development of public housing by the Charlotte Housing Authority.

Two independent real estate appraisers were contracted to appraise this property to establish a fair market value

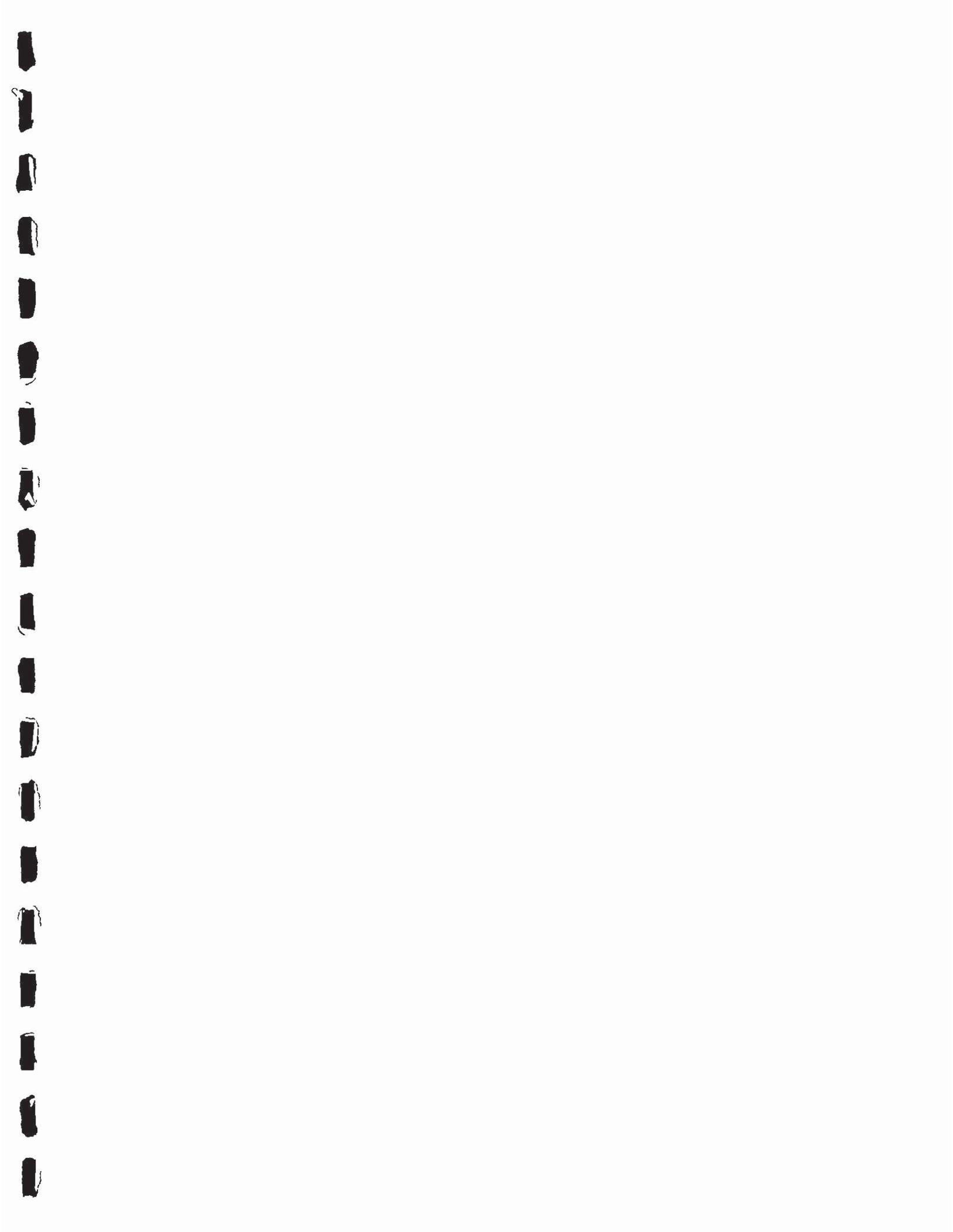
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32. RECOMMEND APPROVAL FOR THE ACQUISITION OF TWO RESIDENTIAL PARCELS AND ONE RESIDENTIAL STRUCTURE LOCATED ON ANOTHER PARCEL IN FIVE POINTS NEIGHBORHOOD STRATEGY AREA, AND AUTHORIZATION TO DEMOLISH SAID THREE RESIDENTIAL STRUCTURES, AS SHOWN BELOW:

Owner & Address	Description	Purchase Price
Loraine Kinney 202 Frazier Avenue	2,100 square feet & structure	\$6,000
Martha Grodzicki 219 North Summit Avenue	3,530 square feet & structure	\$6,200
Johnson C. Smith University 609 Mill Road	structure only	\$5,000

These parcels are being assembled for the development of public housing in the Five Points Community by the Charlotte Housing Authority. The structure located at 219 North Summit is currently occupied but the tenant is already on the Community Development Department workload.

33. RECOMMEND ADOPTION OF A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN ENCROACHMENT AGREEMENT BETWEEN THE CITY AND NCNB, TRUSTEE FOR CONSTRUCTION AND MAINTENANCE OF AN 8-INCH SEWER PIPELINE CROSSING SOUTHERN RAILWAY RIGHT-OF-WAY TO SERVE WESTHALL INDUSTRIAL PARK, AT NO COST TO THE CITY.
34. RECOMMEND APPROVAL FOR PROPERTY AND RIGHT OF WAY ACQUISITION (EASEMENTS AND OPTIONS) AS FOLLOWS:
- (A) Option on 16 square feet, plus temporary construction easement, at 831 North Church Street, from Ester Bohannon Mason & Robert E. Mason, III, at \$800 for Tryon-Church Connector.
 - (B) Option on 390 square feet, plus temporary construction easement, at 111 W. 12th Street, from Helen M. Phelan, at \$2700 for Tryon-Church Connector.
 - (C) Right of way easement of 134.7 linear feet on south end of cul-de-sac of Lone Star Circle, from Dealer, Ltd., an Illinois Limited Partnership, at \$1.00 for water line for McAlpine Creek Treatment Plant.
 - (D) Right-of-way easement of 1,108.56 linear feet on 71.0172 acres west of Cedarwood Golf Club, from John Crosland Company, at \$1.00 for sanitary sewer to serve Alexis Subdivision.
 - (E) Assignment of easement of 180 square feet on acreage northeast corner Rama Road and Sardis Road, from Waddell Associates, a North Carolina General Partnership, at \$1.00 for transfer of sanitary sewer on trunk to serve Downing Place.



35. RECOMMEND ADOPTION OF A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO GUS COLLIAS LOCATED AT 115 WEST 12th STREET, IN THE CITY OF CHARLOTTE FOR A NEW STREET AND A TEMPORARY CONSTRUCTION EASEMENT FOR THE TRYON-CHURCH CONNECTOR PROJECT.

Reason for Condemnation: Property owners have refused to accept City offer based on the highest appraisal and have declined to make counteroffer.

Condemnation Price: \$3,480.

36. RECOMMEND ADOPTION OF A RESOLUTION FOR CONDEMNATION PROCEEDINGS IN THE FIVE POINTS NEIGHBORHOOD STRATEGY AREA AUTHORIZING CONDEMNATION ACTION TO BE INITIATED AGAINST FOUR RESIDENTIAL PARCELS AS SHOWN BELOW:

Block & Parcel	Owner & Address	Description	Fair Market Value
4-2	David L. Kinney & wife, Effie C.	2,112 square feet & structure	\$6,750.00
6-4, 5	Richard D. Guiney, Jr. 221, 224 Flint Street	7,625 square feet vacant land	\$2,325.00
6-10	Richard D. Guiney, Jr. & David L. Kinney 221 Frazier Avenue	3,920 square feet vacant land	\$1,250.00

Reason for Condemnation A City staff negotiator contacted the property owners and offered the fair market value as established by two independent and qualified real estate appraisers. The offer was rejected by the property owners and the staff negotiator made a counter-offer based on a percentage increase which reflects the anticipated condemnation costs. The counteroffer was rejected and the property owners stated they would not accept less than 95 to 100% increase over the fair market value established by the appraisers. These parcels are being assembled for low income housing sites.

37. RECOMMEND ADOPTION OF RESOLUTIONS OF CONDEMNATION FOR THE INDEPENDENCE PARK PROJECT

(A) RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO ALBERT S. ROUSSO AND WIFE, DORIS H. ROUSSO, (BROWNLIE JEWELERS, INC., TENANT, AND ANY OTHER TENANTS IN POSSESSION UNDER ORAL OR WRITTEN UNRECORDED LEASES) LOCATED AT 108 SOUTH TRYON STREET, IN THE CITY OF CHARLOTTE.

Condemnation Price - \$80,300.

Reason for Condemnation: Owners have neither accepted highest city bid or made a counter-offer.

(continued)



37. (continued)

(B) RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO ZOE CAVALARIS (SUNIL YU, LESSEE), LOCATED AT 109 WEST TRADE STREET, IN THE CITY OF CHARLOTTE.

Condemnation Price - \$116,900.

Reason for Condemnation: Property owners refused to accept city high offer based on two appraisals, and refused to make counter offer.

These two resolutions were deferred at the City Council Meeting on June 14 to this date.

Water and Sewer Contracts

38. RECOMMEND APPROVAL OF CONTRACTS FOR CONSTRUCTION OF WATER AND SEWER MAINS.

(A) CONTRACT WITH THE MATHISEN COMPANY FOR THE CONSTRUCTION OF 648 LINEAR FEET OF 8-INCH SEWER MAINS TO SERVE PEBBLESTONE VILLAGE SUB-DIVISION, LOCATED NORTH OF VILLAGE LAKE DRIVE, WEST OF INDEPENDENCE BOULEVARD AND EAST OF MONROE ROAD, INSIDE THE CITY, AT AN ESTIMATED COST OF \$12,960, AT NO COST TO THE CITY.

(B) CONTRACT WITH THE HOWEY COMPANY FOR THE CONSTRUCTION OF 2,375 FEET OF 8-INCH WATER MAINS TO SERVE PARKWAY PLAZA, LOCATED SOUTH OF YORKMONT ROAD, WEST OF SOUTH TRYON STREET, OUTSIDE THE CITY, AT AN ESTIMATED COST OF \$37,200, AT NO COST TO THE CITY.

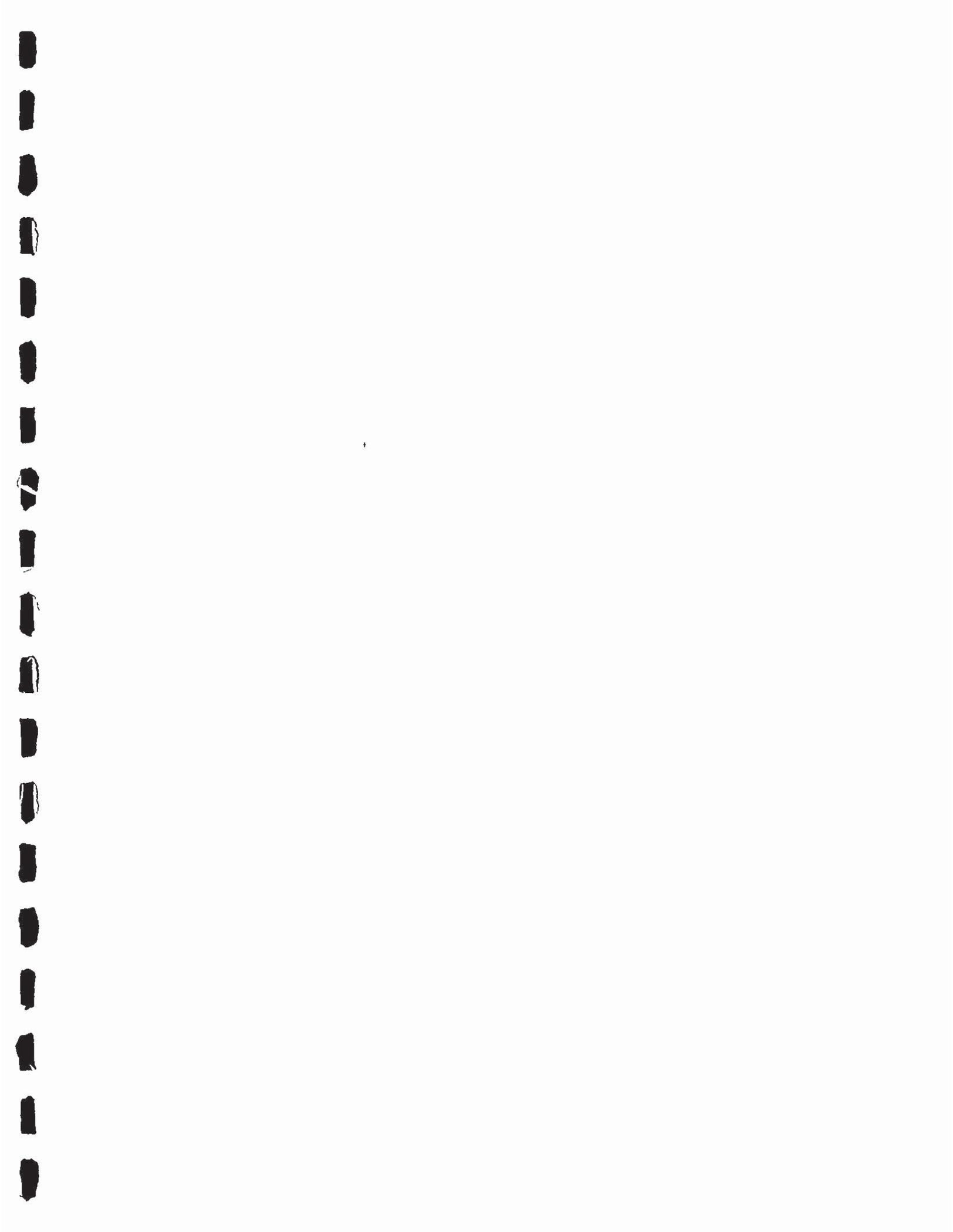
Request to sell Beer and/or Wine

39. RECOMMEND APPROVAL OF THE REQUEST BY LARRY GREEN, TREASURER, DILWORTH COMMUNITY DEVELOPMENT ASSOCIATION TO SELL BEER AND WINE AT THE DILWORTH JUBILEE, IN LATTA PARK, ON AUGUST 14, 1982, FROM 10:00 A.M. TO 5:00 P.M.

By letter, Larry Green, Treasurer, Dilworth Community Development Association, is requesting permission to sell beer and wine at Latta Park, during the Dilworth Jubilee.

Applied in writing 21 days in advance Approximately 15 kegs of beer and 20 gallons of wine will be available to sell. Dispensing will be supervised by Larry Green; dispensing will be from 10 00 a.m. to 5:00 p.m. Control measures will insure that all ABC regulations will be followed and no one under the age of 18 will be served. Supervision of enforcement will be by Larry Green.

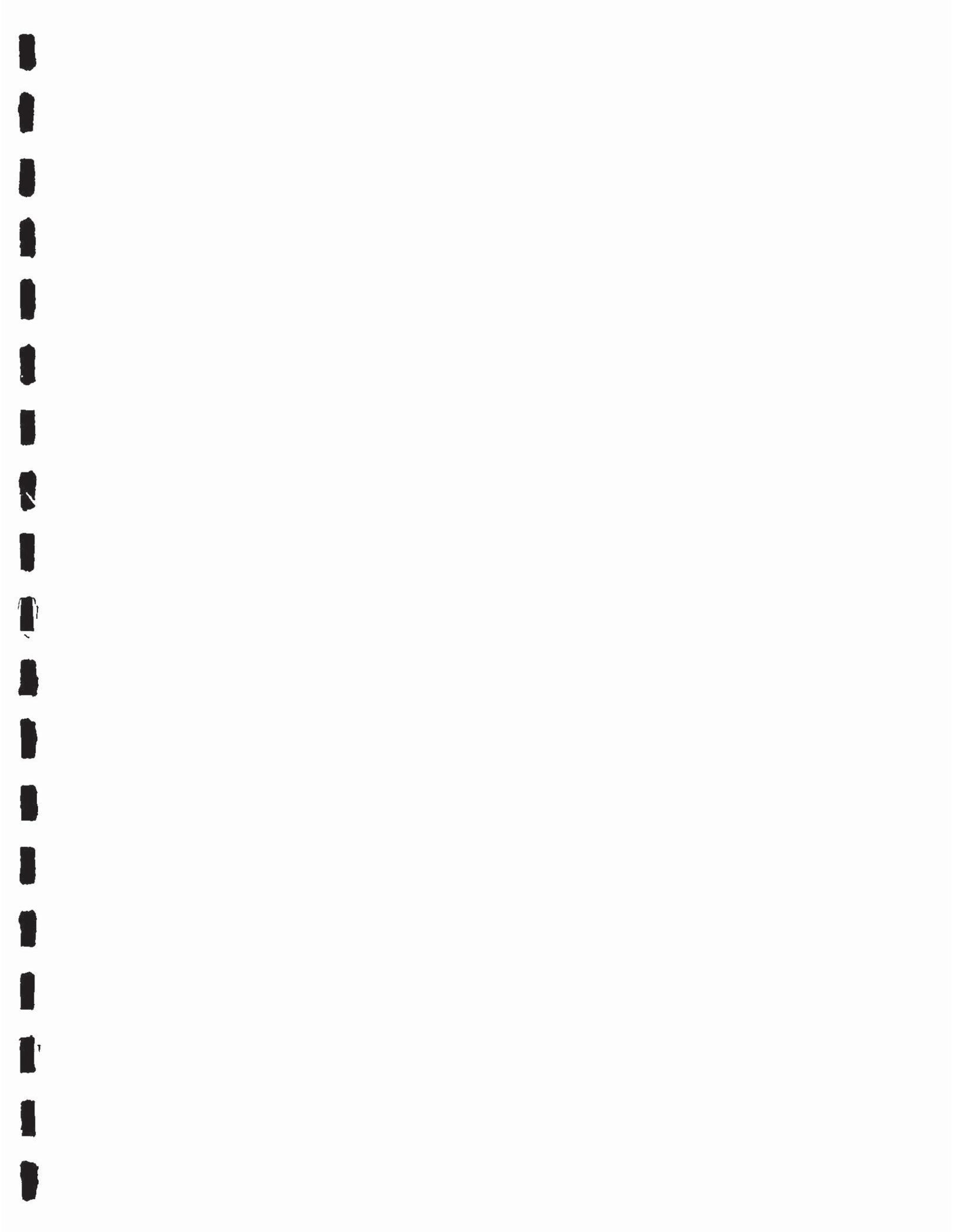
Parks and Recreation recommends approval.



Intergovernmental Agreements

40. RECOMMEND APPROVAL OF A NEW AGREEMENT FOR DISBURSEMENT AND ACCOUNTING OF PLANNING FUNDS UNDER SECTION 112 OF THE FEDERAL AID HIGHWAY ACT OF 1973.
- City Council needs to approve a new agreement which identifies the City and not the Charlotte-Mecklenburg Planning Commission as the grant recipient in order to continue receiving reimbursement for eligible transportation planning activities. This change is the result of recent changes in the Federal regulations and the adoption of a new Memorandum of Understanding for Transportation Planning (which established the Charlotte-Mecklenburg Metropolitan Planning Organization and gave the City of Charlotte a weighted vote). The City anticipates receiving \$50,000 in Section 112 planning funds in Fiscal 1983.
41. RECOMMEND ADOPTION OF A RESOLUTION ENABLING THE CITY TO APPLY FOR AND EXECUTE GRANT AGREEMENTS FOR FISCAL 1983 URBAN MASS TRANSPORTATION ADMINISTRATION SECTION 8 TRANSIT PLANNING FUNDS, IN THE AMOUNT OF \$88,900.
- Each year the Charlotte Urbanized Area is eligible to apply for Section 8 funds to finance selected transit planning projects. These funds will be used during Fiscal 1983 to finance eighty percent of costs involved in three transit planning projects - transit corridor studies, short range transit planning and reprojecton of future travel patterns. The federal portion of the project will be matched by \$11,112 in North Carolina Department of Transportation funds and \$11,113 in City of Charlotte funds proposed for approval in the Fiscal 1983 Annual Operating Budget.
42. RECOMMEND ADOPTION OF A RESOLUTION APPROVING A MUNICIPAL AGREEMENT BETWEEN THE CITY AND NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR IMPROVING THREE RAILROAD GRADE CROSSINGS IN CHARLOTTE.
- Each year, the North Carolina Department of Transportation (NCDOT) identifies railroad grade crossings needing improvement through installation or revision of automatic warning devices. The NCDOT administers the federal-aid program to improve protection at railroad crossings on City System Streets. Three such crossings identified in the NCDOT Transportation Improvement Program for 1982-1991 are:
1. Sweden Road and the Southern Railway - Installation of automatic warning devices.

(continued)



42

(continued)

2. Anderson Street and the Southern Railway - Installation of automatic warning devices.
3. Archdale Drive and the Southern Railway - Revision of automatic warning devices.

The NCDOT will coordinate plan preparation, installation and inspection work associated with the improvement of the crossings. The cost of the improvements are estimated at \$70,000 each, with the City share being 10 percent or a total of \$21,000 for the three locations. The City share is included in the Fiscal 1983 budget.

Third Ward Loan Program

43.

RECOMMEND APPROVAL OF LOANS FOR PERMANENT FINANCING TO PURCHASE PROPERTY IN THE THIRD WARD AREA UNDER THE THIRD WARD LOAN AGREEMENT, AS SHOWN BELOW

Borrower	Property Address	Loan Amount	Appraised Value
Bernard Coleman Thomas C. & Deborah	Unit 15, Cedar Oaks	\$44,550	\$ 56,500
I. Helfrick	Unit 3, Clarkson Place	\$79,400	\$ 84,000

44

RECOMMEND APPROVAL OF SUBSTITUTE MORTGAGORS UNDER THE THIRD WARD LOAN PROGRAM, AS SHOWN BELOW

Substitute Mortgagor & Property Address	Loan Amount	Appraised Value	Original Borrower	Council Approval
Russell L. & Elaine F. Dymond Unit 22, Clarkson Pl.	\$70,600	\$78,500	Joseph C. Dengler	12-17-81
Bettie Jean Foster & Barbara Jean Foster Unit 16, Clarkson Pl.	\$64,100	\$86,000	Barbara Washington	12-17-81

The original borrowers have not been able to fulfill the contingencies in the sales contracts.



Acceptance of Streets for City Maintenance

45. RECOMMEND THAT CITY COUNCIL ACCEPT 0.87 MILES OF STREETS CONSTRUCTED IN ACCORDANCE WITH THE SUBDIVISION ORDINANCE FOR CONTINUOUS MAINTENANCE BY THE CITY OF CHARLOTTE.

A listing of street names is available for review through the Office of the City Clerk.

Special Use Permit in Floodway District

46. RECOMMEND ISSUANCE OF A FLOODWAY SPECIAL USE PERMIT TO ALLOW CONSTRUCTION OF A PATIO SUNDECK WITHIN THE FLOODWAY DISTRICT OF BRIAR CREEK.

In accordance with Section 8A-5 of the Charlotte Floodway Regulations, William Thevos has applied for a Floodway Special Use Permit. The proposal is to add a patio sundeck to the existing restaurant at 2906 Central Avenue. The Planning Staff and Engineering Department Staff find that the effect of the proposed structure on the Briar Creek Floodway is not significant.

In meeting on Tuesday, June 1, 1982, the Charlotte-Mecklenburg Planning Commission by unanimous vote recommended the request be approved.

Housing Code Enforcement

47. RECOMMEND ADOPTION OF ORDINANCES AFFECTING HOUSING DECLARED UNFIT FOR HUMAN HABITATION AT 505-07 EAST TREMONT AVENUE AND 601-03 EAST TREMONT AVENUE.

The owners have neglected to comply with orders to correct the unfit conditions after being so notified. Adoption of these ordinances will allow the City to accomplish the necessary work to correct the problems. A lien will be placed against the property for actual costs incurred.

Following is a list of some of the problems that need correction

505-07 East Tremont Avenue

1. kitchen switch cover missing
2. drop cords in excess of six feet long
3. bathroom floor rotten
4. bathtub not properly sealed
5. kitchen floor rotten
6. cracks in kitchen wall and ceiling

(continued)

47. (continued)

7. glass broken in back door
8. back door screen missing
9. leaky commode
10. foundation vents missing.

601-03 East Tremont Avenue

1. front door will not lock
2. glass broken on front door
3. leaky commode
4. rotten floor
5. holes in the wall
6. ceiling tiles loose
7. fireplace not a masonry enclosure
8. paint peeling on wall and ceiling
9. door missing to bathroom
10. crack between wall and ceiling

Resolution calling for public hearing

48

RECOMMEND ADOPTION OF A RESOLUTION CALLING FOR A PUBLIC HEARING ON TUESDAY, JULY 20, 1982, 9:00 A.M., COUNCIL CHAMBER, CITY HALL FOR A SPECIAL USE PERMIT.

The petitioner, Lambda Chi Alpha Fraternity, is requesting a special use permit for a fraternal organization in an R-9 zoning district.

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SCHEDULE OF MEETINGS
JUNE 28 THRU JULY 9, 1982

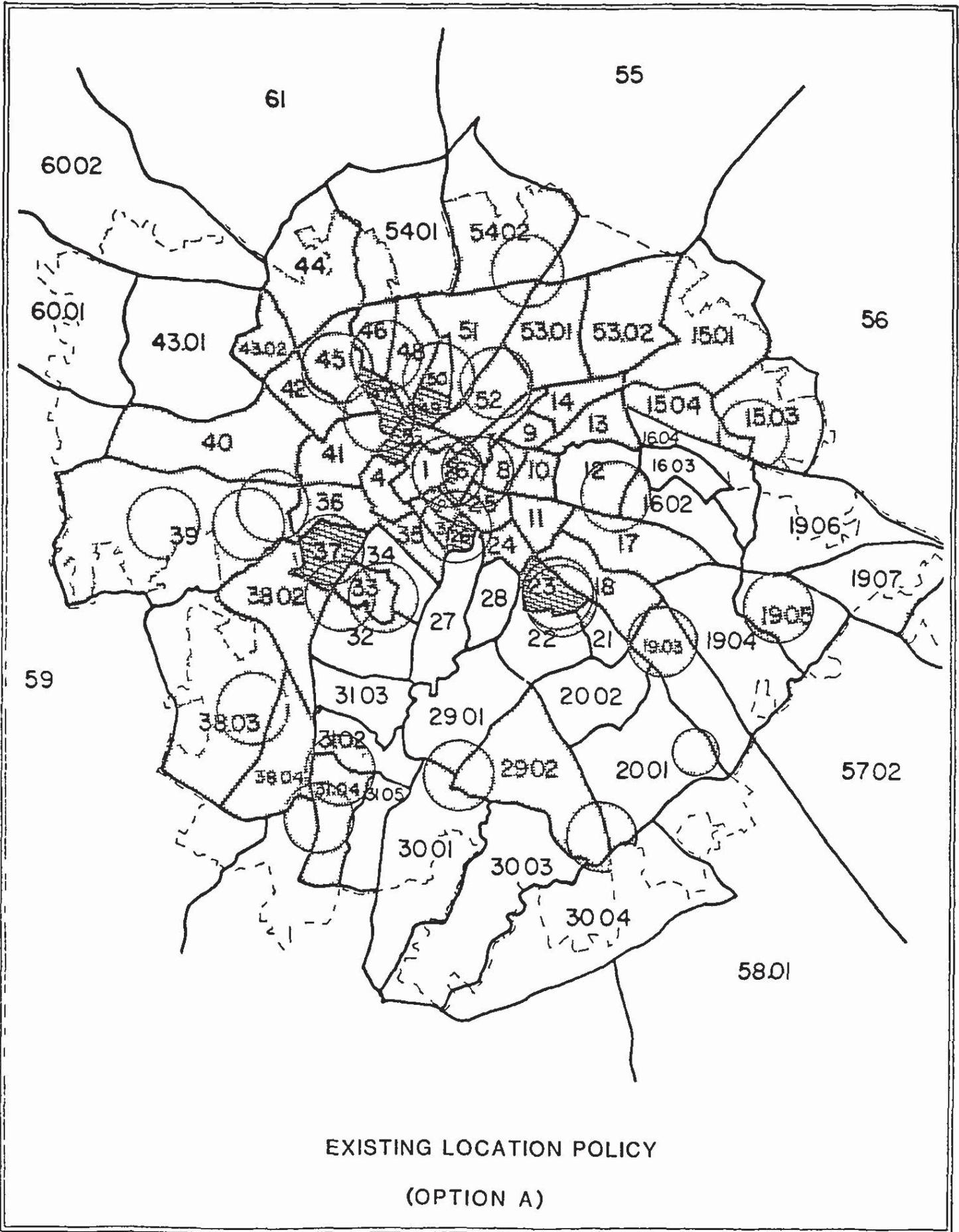
Monday, June 28	City Council Meeting	
	Citizens Hearing	2:00 P.M.
	Council Discussions	2:30 P.M.
	Council Meeting	3:00 P.M.
	Council Chamber	
Monday, July 5	Holiday -	
	City Hall Closed	

Attachments

PROPOSED HOUSING ASSISTANCE PLAN LOCATION POLICY CRITERIA ELIGIBLE AND INELIGIBLE AREAS

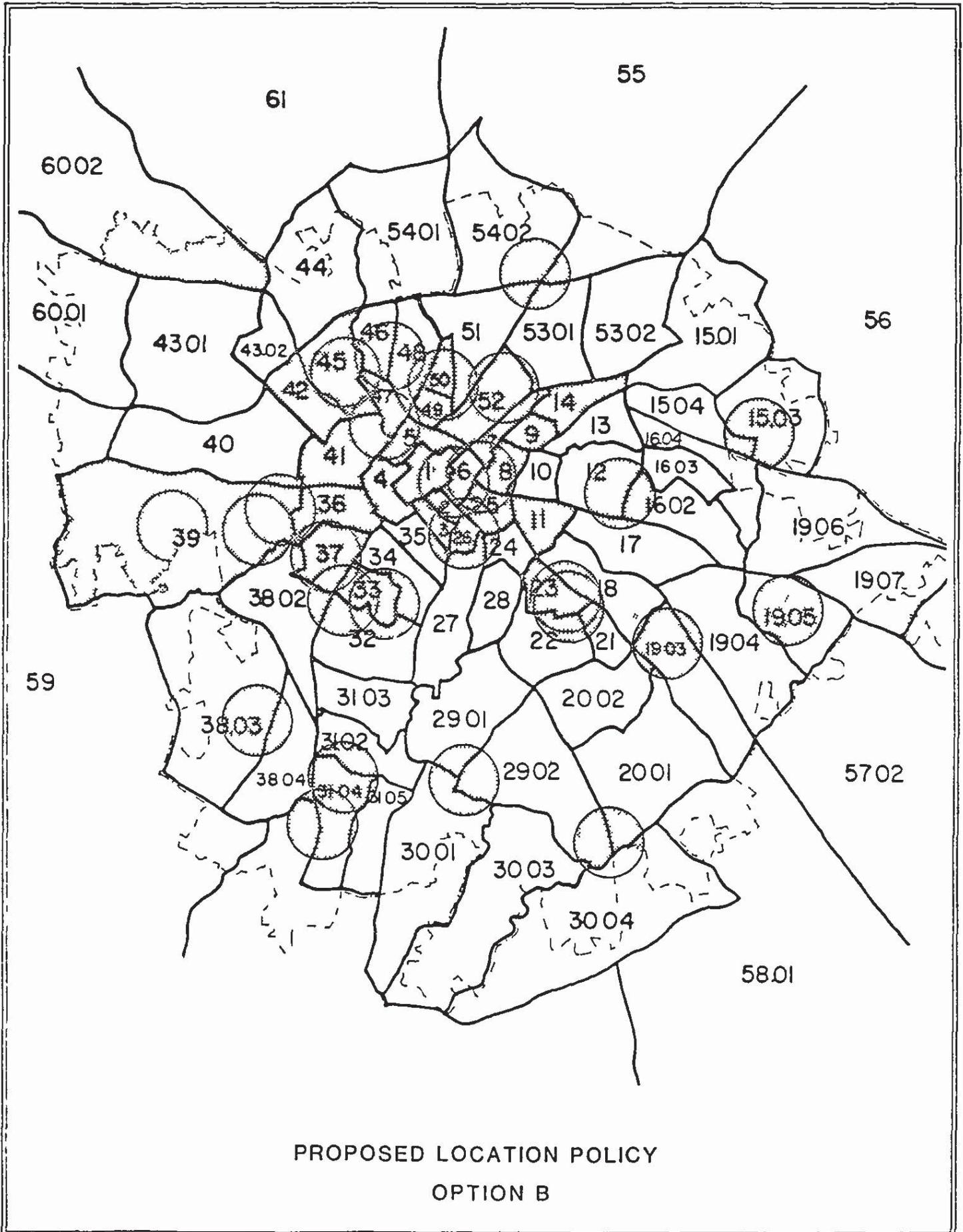
Criteria	Options				Comments
	A	B	C	D	
Census Tracts Rated As:					
Marginal	X				Urban Renewal and Community Development Target Areas in which plan for redevelopment or neighborhood preservation calls for new construction shall continue to be eligible areas.
Deteriorating	X				
Depressed	X				
Census Tracts with Low Income Families					"High concentration" has no specific percentage related to it in the current HAP.
High Concentrations Over 50%	X	X	X		
Census Tracts with Over 40% Black Population	X		X		
Census Tracts with Two or More Public and/or Section 8 Housing Projects with 25 or more units	X		X		
Within 3/4 Mile Radius of 100% Assisted Housing Project (25 or more units)	X	X	X	X	
Within 1/2 mile radius of any 80/20 Housing Project	X				
Census Tracts where Black Population has increased by 10% - 15%					
1970 - 1978 (10%)	X				
1970 - 1980 (15%)			X		
Eligible Census Tracts ¹	27	50	33	64	X-Indicates ineligible areas for assisted housing.
¹ Does not include Community Development and Urban Renewal areas.					



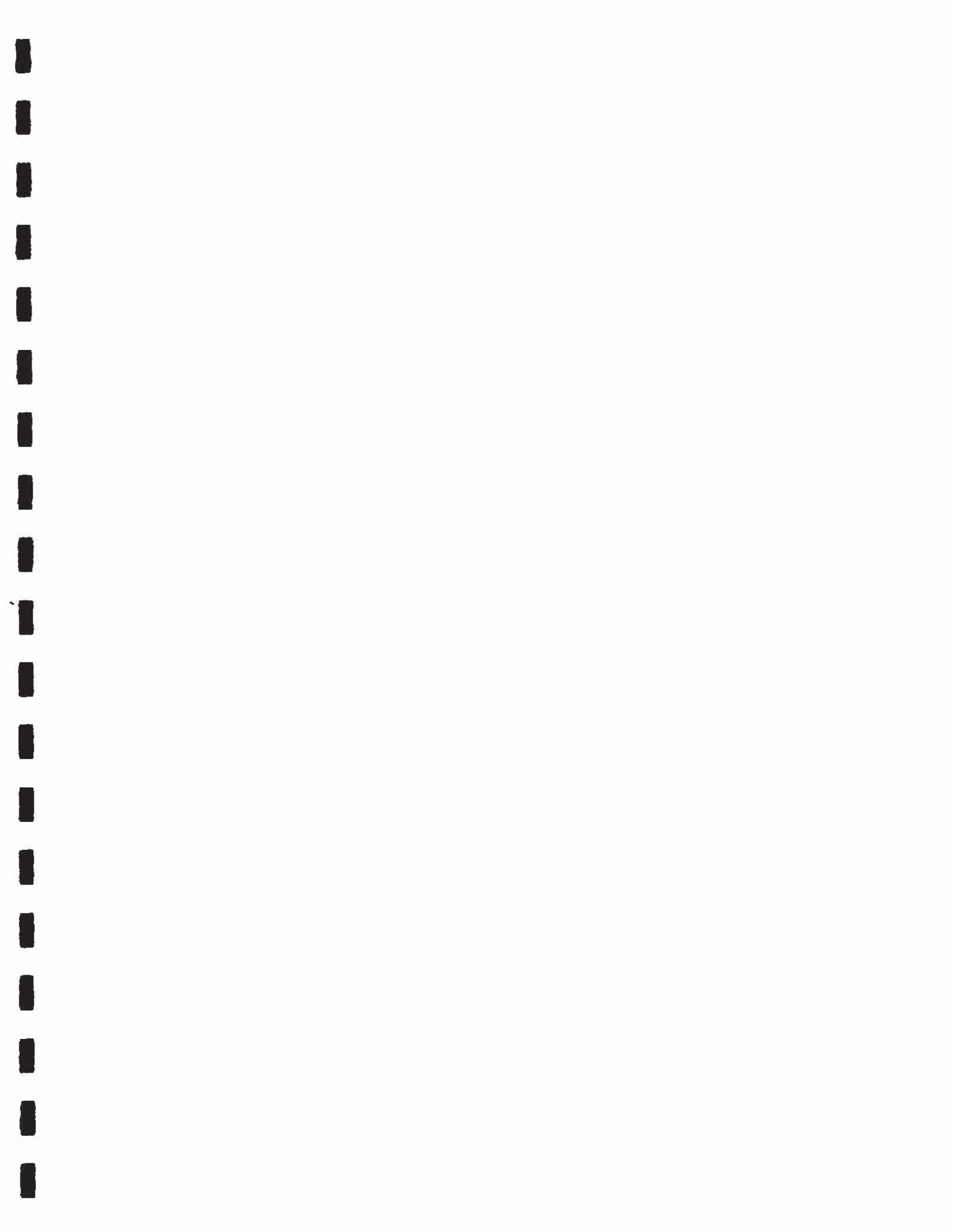


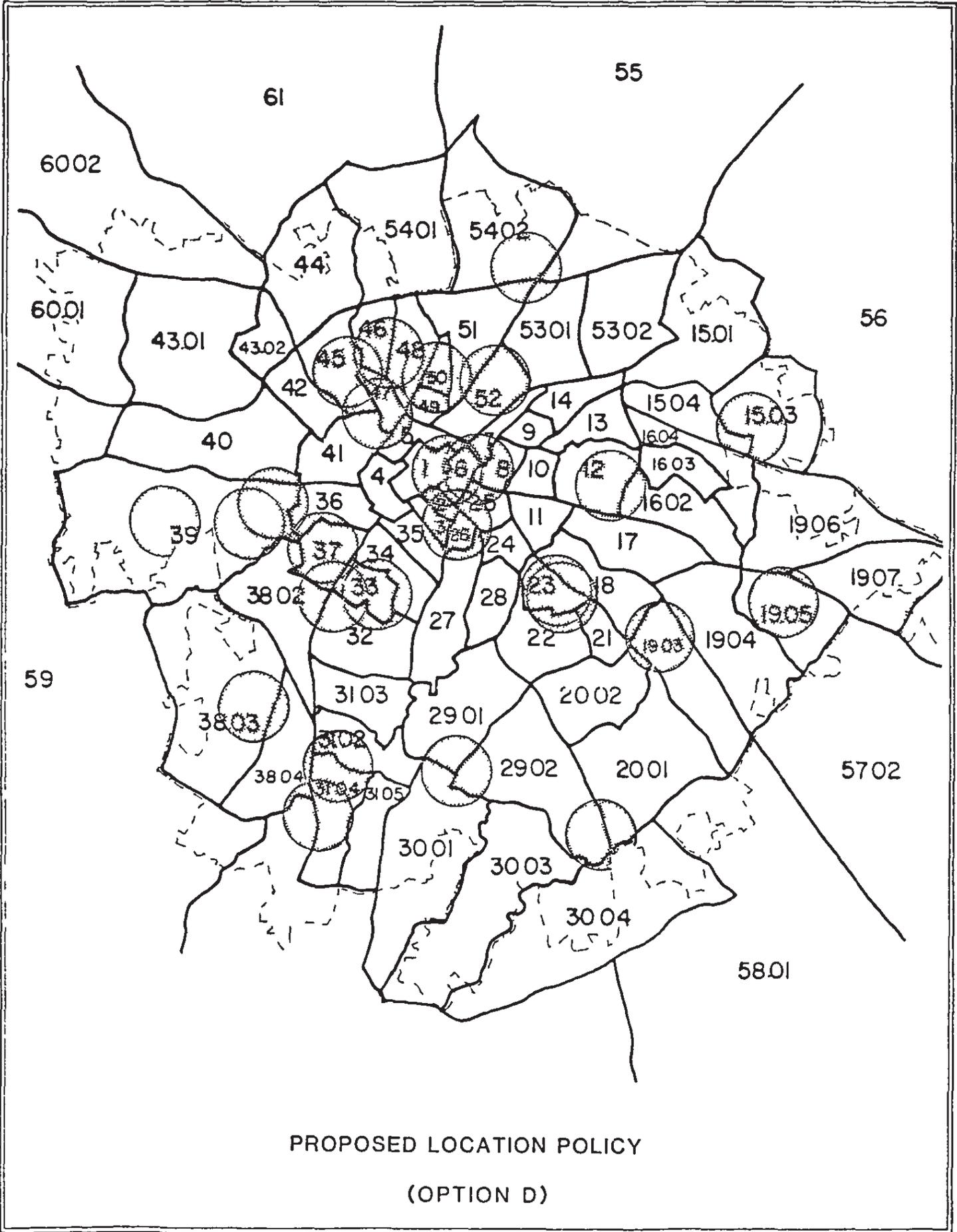
EXISTING LOCATION POLICY
(OPTION A)





PROPOSED LOCATION POLICY
 OPTION B





PROPOSED LOCATION POLICY
(OPTION D)



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RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
NORTH CAROLINA RESCINDING RESOLUTION ADOPTED ON
JUNE 2, 1980
AND APPROVING A NEW REHABILITATION LOAN AND GRANT PROGRAM
AND CONDITIONS UNDER WHICH REHABILITATION DEFERRED PAYMENT LOANS,
LOANS, AND GRANTS
MAY BE MADE TO OWNERS
OF RESIDENTIAL PROPERTIES AND LOANS TO OWNERS
OF NON-RESIDENTIAL OR MIXED-USE PROPERTIES

WHEREAS, Title I of the Housing and Community Development Act of 1974 (P. L. 93-383) created a new Community Development Funding Program and amended and extended laws related to housing and urban development and for other purposes, and

WHEREAS, the City of Charlotte has submitted an application in accordance with certain well-defined Federal objectives and has received approval from the United States of America for the execution of a comprehensive Community Development Block Grant Program to be financed with Community Development Block Grant Funds; and

WHEREAS, one of the activities authorized to be assisted under the Community Development Program includes rehabilitation of residential, non-residential and mixed-use properties in deteriorated or deteriorating areas, including interim assistance and financing rehabilitation of privately owned properties; and

WHEREAS, Community Development Block Grant Funds have been allocated for this purpose in the City of Charlotte; and

WHEREAS, on the 2nd day of June, 1980, the City Council adopted a resolution of the City Council of the City of Charlotte, North Carolina, approving the Rehabilitation Grant and Loan Program and Conditions Under Which Grants or Loans May Be Made to Owner-Occupants or Tenants of Residential Properties and Owners or Tenants of Non-Residential or Mixed-Use Properties; and

WHEREAS, since the adoption of said Resolution, it has become appropriate and desirable to rescind the conditions for making rehabilitation loans and grants and to adopt new conditions for making Deferred Payment Loans, Loans, and Grants and adopt new conditions to establish a Deferred Payment Loan Program in lieu of some grants, to increase the maximum loan amount, to change the interest rate from a single rate to a sliding scale rate of interest, to eliminate rent restrictions, and to make general revisions to the program in order to bring it into compliance with current needs.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF CHARLOTTE, NORTH CAROLINA:

a. That the Resolution of the City Council of the
City of Charlotte, North Carolina adopted on June 2, 1980
pertaining to the Grant and Loan Program be and is hereby
rescinded.

b. That the Conditions Under Which Rehabilitation
Deferred Payment Loans, Loans, and Grants May Be Made To Owners Of
Residential Properties And Loans To Owners Of Non-Residential Or
Mixed-Use Properties in the City of Charlotte, having been duly
reviewed and considered, is hereby approved, and the City Clerk is
hereby directed to file said copy of the Program and Conditions with
the minutes of this meeting.

c. That the effective date of the new program begin
thirty days after the date that it is adopted by City Council to give
staff sufficient time to complete the applications currently being
processed at the 3% interest rate.

COMMUNITY DEVELOPMENT PROGRAM
CHARLOTTE, NORTH CAROLINA
CONDITIONS UNDER WHICH REHABILITATION DEFERRED PAYMENT LOANS,
LOANS, AND GRANTS
MAY BE MADE TO OWNERS
OF RESIDENTIAL PROPERTIES AND LOANS TO OWNERS
OF NON-RESIDENTIAL OR MIXED-USE PROPERTIES

Deferred Payment Loans:

1. To be eligible for a rehabilitation deferred payment loan (DPL), an applicant shall comply with all of the following.
 - (a) Applicant shall be an individual or family who owns and occupies a one-to-four-dwelling-unit residential property OR must be the purchaser occupant of the property, under a land sales contract or any similar contractual arrangement for the purchase of real property.
 - (b) Applicant shall not have substantial financial resources for rehabilitation purposes, as rehabilitation DPL's are intended for hardship cases to avoid displacement of homeowners who have no other means of financing repairs and improvements which must be made to their homes.
 - (c) Applicant's annual family income shall not exceed 50% of median income for Charlotte SMSA, adjusted to family size.
2. For an eligible applicant, the amount of the DPL shall not exceed the lesser of.
 - (a) The approved actual cost of the repairs and improvements necessary to make the property conform to the Property Rehabilitation Standards (PRS)
 - (b) \$10,000.

Grants.

1. To be eligible for a rehabilitation grant, an applicant shall comply with all of the following

(a) At least one of the owner applicants shall be 74 years of age or older.

(b) The difference between the age of the oldest applicant owner and 74 years. This is the average years of life expectancy obtained from death registrations (from States only) as contained in 1982 World Almanac.

(a) 20 year term.

6. The length of DPL mortgage term shall be calculated as the lesser of the following

5. The deferred payment loan shall be forgiven upon the expiration of the DPL mortgage term.

(b) The transfer of the title of the subject property.

(a) The death of the applicant(s).

4. The deferred payment loan shall become due and payable in full at no interest, at the earliest occurrence of the following events,

(c) That portion of the cost of repairs and improvements which cannot be paid for with any available loan that can be amortized as part of the applicant's monthly housing expense without requiring that expense to exceed twenty-five percent of the applicant's monthly income.

(b) \$10,000.

(a) The approved actual cost of the repairs and improvements necessary to make the property conform to the Property Rehabilitation Standards (PRS).

3. For an applicant whose annual family income exceeds 50% of the amount of the DPL shall be an amount which does not exceed the lesser of

median income for the Charlotte, SMSA, adjusted to family size

- (b) Applicant shall be an individual or family who owns and occupies a one-to-four-dwelling-unit residential property OR must be the purchaser occupant of the property under a land sales contract or any similar contractual arrangement for the purchase of real property.
 - (c) Applicant shall not have substantial financial resources for rehabilitation purposes, as rehabilitation grants are intended for hardship cases to avoid displacement of homeowners who have no other means of financing repairs and improvements which must be made to their homes.
 - (d) Applicant's annual family income shall not exceed 50% of median income for Charlotte SMSA, adjusted to family size.
2. For an eligible applicant whose income does not exceed 50% of median income for Charlotte SMSA, the grant shall not exceed the lesser of:
- (a) The approved actual cost of the repairs and improvements necessary to make the property conform to the Property Rehabilitation Standards (PRS).
 - (b) \$10,000.
3. For an applicant that complies with 1(a) (above) but whose income exceeds the limitation stated in 1(d) (above), the grant shall be an amount which does not exceed the lesser of:
- (a) The approved actual cost of the repairs and improvements necessary to make the property conform to the Property Rehabilitation Standards (PRS).
 - (b) \$10,000.
 - (c) That portion of the cost of repairs and improvements which cannot be paid for with any available loan that can be amortized as part of the applicant's monthly housing expense without requiring that expense to exceed twenty-five percent of the applicant's monthly income.

Remedial Repair Grants:

1. To be eligible for a Remedial Repair Grant, the applicant must

be a property owner who has received a Community Development Rehabilitation loan or grant, a Community Development deferred payment loan or HUD 312 Rehabilitation loan and whose conditions comply with one or both of the following circumstances

(a) The City of Charlotte Community Development

must determine that the work or action required is the responsibility of the original contractor involved who has refused to perform or failed to respond to requests to perform in compliance with the contract, and

(1) The applicant must have mailed a written

notice requesting the contractor to comply with the contract on a form prepared and furnished by Community Development Department. Such notice to be mailed to the contractor's address as stated in the rehabilitation contract, or, in case of emergency, the recipient must have made a verbal request that the contractor comply with the contract. In the event the contractor cannot be located after a reasonable effort or the contractor fails to perform after demand, an applicant may request a Remedial Repair Grant after complying with the provisions of written request shown above.

(2)

The applicant shall request that the original contractor at fault reimburse the City in the amount of the Remedial Repair Grant. If the contractor refuses to do so, the City may make efforts to collect the funds expended for the Remedial Repair Grant. The applicant shall cooperate with the City and the City's effort to collect the funds and shall, if requested, assign his rights under the contract to the City.

(b)

The Director of the City of Charlotte Community Development Department must determine that the work or action required is necessary to bring early and satisfactory relief to the owner-applicant in connection with justified disputes and/or claims which cannot be determined at the time of approval as the responsibility of the original contractor involved.

If subsequently the original contractor should be determined as responsible for the work performed under this Remedial Repair Grant, the applicant shall request the original contractor to reimburse the City in the amount of the grant. If the contractor refuses to do so, the City may make efforts to collect the funds expended. The applicant shall cooperate with the City's effort to collect the funds and shall, if necessary, assign his rights under the contract to the City.

2. The Remedial Repair Grant shall not exceed the lesser of.
 - (a) the approved actual cost of the repair and improvements to correct such work, determined as eligible.
 - (b) \$4,500.

Loans -

1. In order to be eligible for any rehabilitation loan, the applicant must evidence adequate capacity to repay.
2. An applicant for a residential or mixed-use property must be the owner of the property or be the purchaser occupant of the property under a land sales contract or any similar contractual arrangement for the purchase of real property.
3. The applicant for a non-residential loan must be the owner of the property.
4. Where an applicant of a mixed-use property applies for a loan, the situation will be viewed as if the applicant is applying for two separate loans. One application for the residential portion of the property with residential guidelines determining eligibility and one application for the non-residential portion of the property with non-residential guidelines determining eligibility.
5. Maximum rehabilitation loan for residential properties shall not exceed the lesser of the following
 - (a) \$50,000 for a single-family dwelling unit (\$62,500 for 2 units and \$10,000 for each dwelling unit in excess of 2).
 - (b) The actual cost of rehabilitation.

- 6. The total of the rehabilitation loan mortgage plus the total of all other mortgages existing on the property may not exceed the after rehabilitation appraisal value of the property. This may further restrict the maximum rehabilitation loan that may be made on a property.
- 7. Funds for non-residential properties shall not exceed the lesser of the following:
 - (a) Cost of rehabilitation.
 - (b) \$25,000.
 - (c) 80 percent of the value of the property after rehabilitation.
 - (d) In the case of a loan secured by the property an amount which, when added to any outstanding indebtedness related to the property, creates a total outstanding indebtedness that is in excess of 80 percent of the estimated market value of the property after rehabilitation.
- Note A non-residential loan may not be used to pay off any existing debt of the property.
- 8. Approved non-profit housing associations or corporations which own residential structures and hold title in fee simple absolute may be eligible to obtain a rehabilitation loan and to refinance an existing indebtedness on such property.
- 9. The maximum amortization of any loan shall not exceed 25 years or 3/4 of the remaining economic life of the property, whichever is the lesser.
- 10. Interest rate shall be
 - (a) The rate of interest for owner occupants shall be calculated according to their annual family income, adjusted to family size, and applied to the following schedule.

50% - 80% of median income	3%
81% - 120% of median income	6%
121% - up of median income	9%
 - (b) The rate of interest for absentee-owners or investor owners shall be 9%.
 - (c) The rate of interest for an approved non-profit housing association or corporation shall be 3%.

11. The loan may not be assumed without prior approval of the City. The City reserves the right to escalate the interest rate on any loans that may be assumed by consent of the City.

General Requirements.

1. In every case where loans, deferred payment loans, grants, or any such combinations are to be offered to the owners of properties, it is the responsibility of the property owner to completely rehabilitate his property according to the Property Rehabilitation Standards prescribed for that area. Therefore, the property owner must assure the City that this will be done. If the owner is not eligible to receive enough financial assistance through this program to accomplish all of the work required, he must furnish sufficient funds from other sources in order to be approved for financial assistance under this program.
2. Costs that may be included in these loan, deferred payment loans, and grant funds are:

(a) Deferred payment loans and grants may include

1. Violations of the Property Rehabilitation Standards.
2. Incipient violations to the Property Rehabilitation Standards.
3. Any approved item designed to conserve energy, such as insulation, storm windows, etc.
4. Any approved item designed to offer family safety within the home, such as smoke detectors, etc.

(b) Loans may include costs for:

1. Violations of the Property Rehabilitation Standards.
2. Incipient violations of the Property Rehabilitation Standards.
3. General property improvements General property improvements are limited as follows
 - a For owner-occupied one-to-four family units, forty percent of the rehabilitation costs less any eligible deferred payment loan, grant funds and general property improvements.

b For five or more units, investor-owned properties, and non-residential properties, twenty percent of rehabilitation cost less general property improvements.

4. Application fees.

5. Attorney fees.

6. Up to 10% contingency.

7. Architectural fees.

8. Escrow funds for taxes and insurance.

9. Taxes due and payable.

10. Special assessments and ground rent.

11. Any approved item designed to conserve energy - such as insulation, storm windows, etc.

12. Any approved item designed to offer family safety within the home, such as smoke detectors, etc.

(c) Remedial Repair Grants may include.

1. Any repairs needed to correct unsatisfactory work performed by a previous contractor and has been determined an obligation of the previous contractor.

2. Any repair work determined necessary by the Director of the City of Charlotte Community Development Department to bring early and satisfactory relief to an owner-applicant in connection with a justified dispute and/or claim not determined the responsibility of the original contractor involved.

PRELIMINARY ELIGIBILITY CRITERIA FOR RENTAL ASSISTANCE PROGRAMS

Note: First determine number in applicant's family, locate income in proper column, find eligibility in last column

1 Person In Family & Annual Income is.	2 Persons In Family & Annual Income is	3 Persons In Family & Annual Income is.	4 Person In Family & Annual Income is	5 Persons In Family & Annual Income is.	6 Persons In Family & Annual Income is.	7 Persons In Family & Annual Income is.	8 (or more) Persons in Family & Annual Income is	APPLICANT ELIGIBLE FOR:
Up to \$8,500	Up to \$9,700	Up to \$10,950	Up to \$12,150	Up to \$12,900	Up to \$13,700	Up to \$14,400	Up to \$15,200	Deferred Payment Loan
Up to \$8,500	Up to \$9,700	Up to \$10,950	Up to \$12,150	Up to \$12,900	Up to \$13,700	Up to \$14,400	Up to \$15,200	Grant (If applicant is 74 yrs of age or older
\$8,501-\$13,600	\$9,701-\$15,550	\$10,951 - \$17,500	\$12,151 - \$19,450	\$12,901 - \$20,650	\$13,701 - \$21,900	\$14,401 - \$23,100	\$15,201 - \$24,300	3% Interest Loan
\$13,601 - \$20,400	\$15,551 - \$23,300	\$17,501 - \$26,250	\$19,451 - \$29,150	\$20,651 - \$30,950	\$21,901 - \$32,800	\$23,101 - \$34,600	\$24,301 - \$36,450	6% Interest Loan
\$20,401 & Up	\$23,301 & Up	\$26,251 & Up	\$29,151 & Up	\$30,951 & Up	\$32,801 & Up	\$34,601 & Up	\$36,451 & Up	9% Interest Loan

NOTE

The above chart was developed using HUD supplied factors to adjust annual income, by family size, to the Charlotte SMSA median income of \$24,300 as established July 1, 1981

Example

Median income of \$24,300 represents a family of four
 A family of 3 is computed by applying a HUD factor of .9 resulting in an income of \$21,850 Therefore a family of 3 with an income of 50% of median would be 50% of \$21,850 or \$10,950 (as shown)

May, 1982

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A RESOLUTION APPROVING THE TRYON STREET TRANSIT MALL SCHEMATIC DESIGN AND AUTHORIZATION TO PROCEED WITH DESIGN DEVELOPMENT

WHEREAS, on January 11, 1982, the Charlotte City Council authorized a contract for the design of the Tryon Street Transit Mall with a design team lead by Skidmore, Owings and Merrill.

WHEREAS, the City Manager has created the Project Management Team and the Design Review Committee to review the various design proposals presented by the design consultant.

WHEREAS, the Central Charlotte Association has organized the Citizen's Advisory Committee to review and comment on the design proposals of the design consultant.

WHEREAS, on June 14, the design consultants presented to the City Council the recommended schematic design of the Tryon Street Transit Mall.

WHEREAS, the Project Management Team and the Design Review Committee have recommended to the City Manager that the schematic design as presented to the City Council on June 14 be approved.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte has endorsed the schematic design of the Tryon Street Transit Mall as presented on June 14, 1982, and has authorized the design consultant to proceed with the design development.

Approved as to form:


Henry W. Underhill, Jr.
City Attorney





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Airport

Name and Address. William G. Stewart, 1416 Thriftwood Drive, Charlotte, N. C.,
Phone 392-2797

Date of Birth June 19, 1924 Age 57

Marital Status: Married 28 years to Jean Ramsey Stewart.

Church Affiliation Member Garr Memorial Church, 8 years

Military Service Served in the U. S. Navy 1942-1946 in the Atlantic, Pacific and Mediterranean theaters aboard the destroyer U. S. S. Hambleton. Participated in both invasions of France and also Okinawa. Honorably discharged January 6, 1946.

EDUCATION Graduated from Thomasboro High School, class of 1942, Attended Gaston College, Central Piedmont Community College, the North Carolina and Florida State Fire Colleges along with various other area schools. Courses include Administration, Resource Management, Personnel Management, Fire Service and Fire Science Tactics and Strategy, Arson Seminars plus numerous other related subjects during the 30 year span of my career.

Activities and Memberships I am presently or formerly a member of the following organizations Westchester Optimist Club, Westchester Swim Club, American Legion, Veterans of Foreign Wars, International Fire Chief's Association and the North Carolina Society of Fire Service Instructors, under who auspices, including several Community Colleges and Technical Institutes I engaged in teaching and training Fire Officers and Fire

Fighters for upgrading and college credits. Courses include the Handling of Hazardous Material Incidents, Safety Procedures, Extinguishing Agents, Inspection Practices and various other related subjects. During the past 15 years, fire protection and the handling of other emergencies at Douglas Municipal Airport and the surrounding area have been a part of my official duties. Since my retirement I retain a continuing keen interest in the excellent operation and sound growth of our fine airport.

CITY OF CHARLOTTE, NORTH CAROLINA

BACKGROUND AND PERSONAL DATA OUTLINE ON CANDIDATES
FOR APPOINTMENT TO COMMITTEES, COMMISSIONS AND BOARDS

COMMITTEE, COMMISSION OR BOARD AIRPORT ADVISORY COMMITTEE

NAME: Lee Noble SEX & RACE: M-W

ADDRESS: 3717 Riverbend Road DISTRICT NO TELE. 554-6729 Home

EDUCATIONAL BACKGROUND:

374-5460 Office

High School: Washington High School College: Ohio State & U. S. P. Graduate School

Type of Course: Engineering

Presently Employed By: NCNB

Job Title: Vice-President - Manager of Aircraft Div.

Duties Performed: _____

Current membership in organizations and offices held: _____

17,000 hours of flight time.

Past membership in organizations and offices held _____

Park Share Athletic Assn.

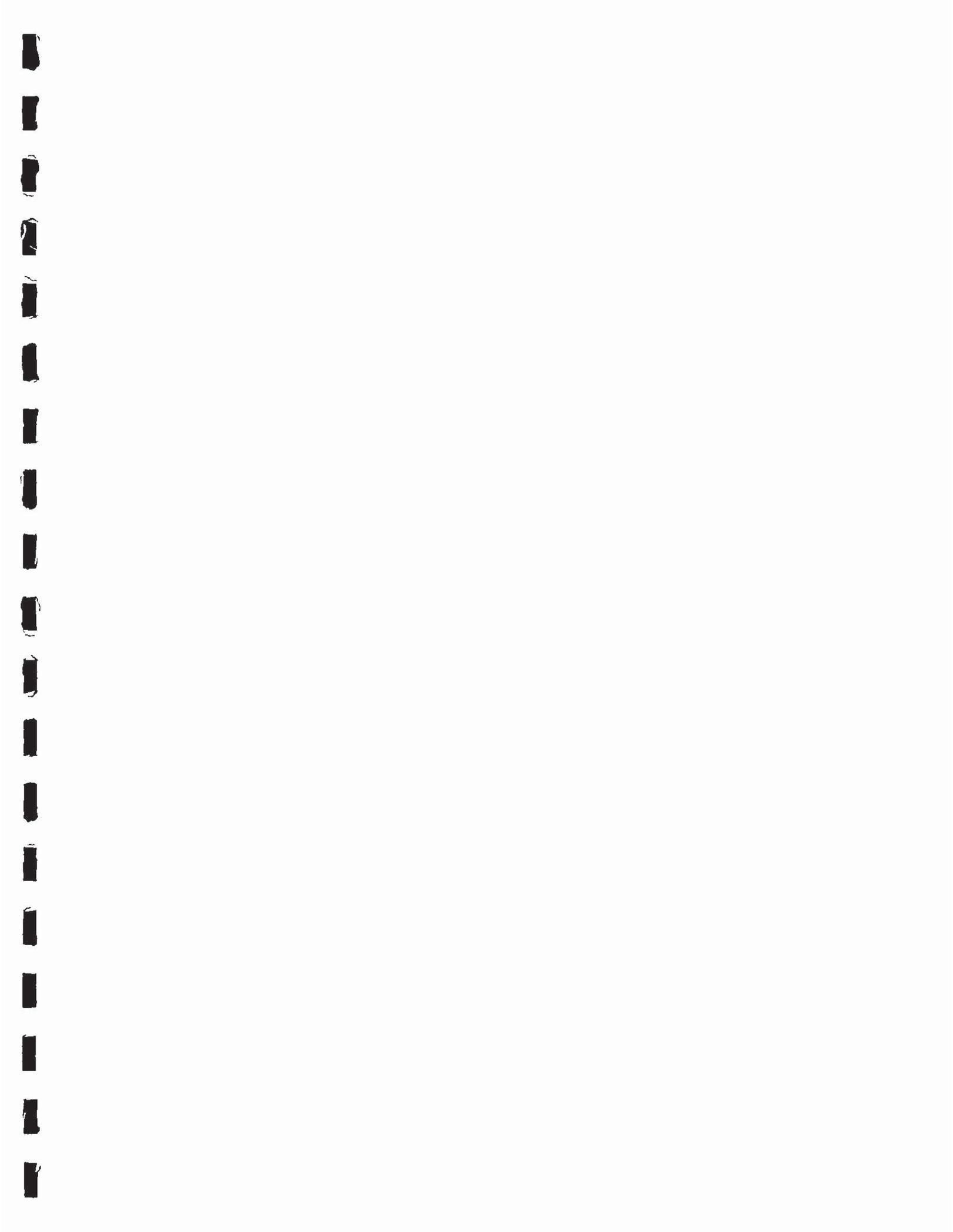
Retired Navy Commander - 1963

Rotary

Additional information and comments: _____

Date: 6/28/82

Ralph McMillan
Signature



CITY OF CHARLOTTE, NORTH CAROLINA

BACKGROUND AND PERSONAL DATA OUTLINE ON CANDIDATES
FOR APPOINTMENT TO COMMITTEES, COMMISSIONS AND BOARDS

COMMITTEE, COMMISSION OR BOARD HISTORIC DISTRICT COMMISSION

NAME: Joe King SEX & RACE: M-W

ADDRESS: 1948 Clematis Drive DISTRICT NO. _____ TELE: 364-8989 Home
373-0400 Office

EDUCATIONAL BACKGROUND:

High School: _____ College: UNC-Chapel Hill

Type of Course: Accounting - B.S.

Presently Employed By: Home Federal Savings & Loan

Job Title: President

Duties Performed: _____

Current membership in organizations and offices held: _____

Board Charlotte Athletic Club, Board Better Business Bureau, Cent.a. Charlotte Association, Central Service Corp., and Central Charlotte Dev Corp.

Past membership in organizations and offices held: _____

Past President of the Carolinas Carrousel, Served on the Housing Task Force

Additional information and comments _____

Date: 6/28/82

Dane Berryhill
Signature



CITY OF CHARLOTTE, NORTH CAROLINA

BACKGROUND AND PERSONAL DATA OUTLINE ON CANDIDATES
FOR APPOINTMENT TO COMMITTEES, COMMISSIONS AND BOARDS

COMMITTEE, COMMISSION OR BOARD HISTORIC DISTRICT COMMISSION

NAME: Dr Tolley Kennon SEX & RACE: M-B

ADDRESS: 404 North Poplar Street DISTRICT NO TELE. 333-2935 Home
Charlotte, NC 28202

EDUCATIONAL BACKGROUND: 332-1591 Office

High School: East Technical College: Fisk University, Howard University and
Type of Course: Cleveland, Ohio Dental Georgetown Univ

Presently Employed By: Private Practice

Job Title: Oral Surgeon

Duties Performed: _____

Current membership in organizations and offices held: _____

Community Relations Community

United Way Panel Member

Charlotte Medical & Dental and Pharmaceutical Assn - Vice President

Past membership in organizations and offices held _____

American Heart Assn. Board Member

American Cancer Society

Additional information and comments: _____

Date: 6/28/82

Charles Dannelly
Signature



RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
ADOPTING A POLICY FOR OPTIONAL DOWNPAYMENT ASSISTANCE
AND AMENDING TWO PREVIOUS RESOLUTIONS

WHEREAS, the City Council of the City of Charlotte, North Carolina, passed a Resolution, adopting a policy to provide relocation payments and assistance to families, individuals, and businesses displaced from Community Development Target Areas within the City of Charlotte, North Carolina, by an assisted activity other than the acquisition of real property, said Resolution having been passed on July 28, 1975, and recorded in Resolutions Book 11, Page 37; and

WHEREAS, the City Council of the City of Charlotte, North Carolina, passed a Resolution on March 22, 1982, recorded in Resolutions Book 18, Page 116, amending the 1975 Resolution and adopting a policy of local optional relocation benefits for families, individuals, and businesses displaced from Community Development Target Areas within the City of Charlotte, North Carolina, by acquisition of real property and Target Area code enforcement activities; and

WHEREAS, it is desirable to amend the wording in Sections 1, 2, and 3 of the resolution to further clarify the class of persons eligible for assistance and the type of assistance provided; and

WHEREAS, the Uniform Relocation Act provides a Replacement Housing Payment up to \$4,000 for downpayment assistance to displaced tenants and certain others, provided that any amount in excess of the first \$2,000 is matched by the displaced persons; and

WHEREAS, inflation has greatly increased housing costs yet the maximum downpayment assistance payments have remained constant since 1970; and

WHEREAS, the City of Charlotte wishes to promote the incidence of home ownership and to enhance the ability of the Community Development Department to utilize available sales housing for referrals to displacees;

NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte that:

1. Delete the wording in Section 1 of the Resolution of the City Council of the City of Charlotte, N.C., as approved by City Council on July 28, 1975 and recorded in Resolutions Book 11, Page 37 and as amended on March 22, 1982 and recorded in Resolutions Book 18, Page 116; and substitute the following wording:

"Under the Community Development Block Grant Program, fair and reasonable relocation payments and assistance shall be provided in Community Development target areas of the City of Charlotte in accordance with Section 202, 203, and 204 of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) and applicable Housing and Urban Development (HUD) regulations to or for families, individuals, partnerships, corporations or associations displaced as a result of real property acquisition or code enforcement action initiated by the



City Council of the City of Charlotte."

2. Delete the wording in Section 2 and substitute the following wording:

"Families and individuals who are eligible for assistance under the Uniform Relocation Act P.L. 91-646 or the Resolution approved by City Council of the City of Charlotte, North Carolina, on July 28, 1975 and amended on March 22, 1982, as described in Section 1 above, may be offered additional assistance as a result of a determination that there is a reasonable likelihood that Community Development Project activities will not be able to proceed to actual construction because comparable replacement dwellings which comply with all applicable federal, state and local relocation requirements will not be available on a timely basis to those families and individuals. The methods of providing such additional assistance will be on a case-by-case basis and can include; (a) a replacement housing payment in excess of the limits set forth under Title II, Section 203 and 204 of P.L. 91-646, (b) the provision of direct mortgage financing by the City of Charlotte, (c) the relocation and, if necessary, rehabilitation of the replacement dwelling, (d) the purchase of land and/or a replacement dwelling by the City of Charlotte and subsequent sale or lease to, or exchange with, a displaced family or individual, (e) the removal of barriers to the handicapped as may be necessary to make the replacement unit architecturally accessible and habitable."

3. Delete the wording in Sections 3 A-D and substitute the following:

"An optional relocation assistance policy is established which authorizes additional rental assistance benefits as follows:

- A) Families and individuals who are eligible for assistance under the Uniform Relocation Act or the Resolution described in Section 1 above may receive a rental assistance payment in an amount not to exceed \$7,000 in addition to the \$4,000 maximum payment authorized by Section 204 of P.L. 91-646, for a total of up to \$11,000 over a period of 48 months.
- B) The payment of additional rental assistance provided by this Resolution must be paid in increments over the period of time to be assisted. Amounts payable under Section 204 of P.L. 91-646 may be disbursed in a lump sum or in incremental payments at the sole discretion of the displaced person.



- C) The actual amount, if any, of an additional rental assistance payment provided by this Resolution shall be computed as follows:

Forty-eight (48) times the difference between the displaced person's ability-to-pay monthly housing costs (defined by Federal Regulations at 24CFR42.45(f)) and the average monthly cost of rent and utility charges for the displaced person's replacement dwelling, less \$4,000."

4. Delete the wording in Section 4 and substitute the following:

"An optional Relocation Assistance Policy is established which authorizes increased downpayment assistance benefits as follows:

- A) A displaced family or individual eligible for relocation assistance and payments under the Uniform Relocation Act or the Resolution described in Section 1 above may receive a downpayment assistance payment in an amount not to exceed \$8,000 in lieu of the \$4,000 maximum payment authorized by Section 204 of the Uniform Relocation Act, P.L. 91-646.
- B) The actual amount of a downpayment assistance payment provided by this Resolution shall be computed and dispersed under the rules set forth in Section 42.455 of the HUD Handbook 1376.1, except that the matching requirement of Section 42.455 (a) shall not apply."

Add the following sections which were deleted as Sections 3D and 4.

5. "The adoption of the local option coverage shall be for a period of one year with quarterly reports to City Council and City Council will re-evaluate policy after the one-year period."
6. "The provisions of this Resolution shall become effective upon approval of the City Council of Charlotte, North Carolina and shall not be retroactive."



Request for Council Action

Charlotte

To the City Council

From the City Manager

Action Requested Request authorization to enter into a contract with CIS Leasing Corporation at \$49,183.00 per month for 48 months for the lease of IBM computers and related equipment.

Responsible Department MIS Department

This request should be organized according to the following categories Background, Explanation of Request, Source of Funding Clearances Bibliography

BACKGROUND

For the past nine months the City has been engaged in a procurement action aimed at replacing the Burroughs Corporation computer equipment currently used within the City's central computer facility located in the MIS Department and a computer facility located in the Police Department.

Three computer vendors responded to the City's request for proposals (RFP) which was issued in September, 1981. These vendors were:

- . Sperry Univac Division of Sperry Corporation
- . International Business Machines (IBM) Corporation
- . Burroughs Corporation

After an intensive evaluation effort, the MIS Steering Committee (composed of Assistant City Manager Carol Loveless, Finance Director Doug Carter, Budget and Evaluation Director Pam Syfert, and MIS Director Joe Motto) determined that three alternative approaches represented acceptable courses of action that could be taken by the City. These were:

- . Accept the Burroughs Proposal
- . Install a combination of Burroughs and IBM computer equipment
- . Install all IBM equipment

Because the City will be leasing the equipment, there is no legal requirement to accept or reject the vendor proposals as received. The alternatives listed above include two (the combination approach and the all-IBM approach) that were not proposed but were developed in consideration of how the City's best interests might be served.

For Office Use Only

Date Submitted June 1, 1982

Agenda Date Requested June 14, 1982

Consequences if Agenda Date is Delayed or Action is Deferred

Delivery schedules and conversion plan would be disrupted.

Contact Person for Questions from the City Manager's Office

Joe Motto

Authorized by

Department Head
Joe Motto

Approved by

Assistant City Manager
Carol Loveless

List Attachments

Contract

A cost summary of the vendor proposals and alternatives is given below.

	<u>Monthly Payment</u>	<u>Two-Year Payout Costs</u>
Univac Proposal	\$63,117	\$1,917,806
IBM Proposal	\$75,092	\$2,338,011
Burroughs Proposal	\$72,992	\$2,028,825
Combination Approach	\$76,000	\$2,100,000
All IBM Approach	\$75,000	\$2,300,000

During a luncheon meeting on April 26, 1982, City Council was presented with the findings of the evaluation effort. The all-IBM approach was recommended in spite of higher payout costs and the need for a major conversion from the current Burroughs computers. With the all-IBM approach, increased benefits would be expected as a result of greater opportunity for the use of third party software (offering approximately \$500,000 per year in potential cost offsets and benefits) and greater vendor support for the more effective use of computer technology. Through an informal vote, Council authorized staff to proceed with the all-IBM approach.

EXPLANATION OF REQUEST

In order to achieve the most cost effective method of procuring the IBM computer equipment, third party leasing arrangements were explored. Ten (10) third party leasing companies were contacted and were evaluated from a standpoint of price, stability, and customer experiences. In consideration of these factors, CIS Leasing Corporation of Syracuse, New York was selected. The monthly lease price quoted by CIS was the lowest quotation received for all new equipment. In addition, the monthly lease price will not be subject to increase over the 48 month term of the lease. For the first year, the City will experience a 7% savings in cost over a lease entered into directly with IBM; however, the IBM lease agreement would be subject to an annual price increase which in recent years has averaged about 14% per year. Consequently, it can be anticipated that leasing the IBM computer equipment through CIS Leasing Corporation as opposed to leasing the equipment directly from IBM will cause the City to be paying approximately 50% less for the equipment within the fourth year of the contract.

Therefore, pursuant to Council's direction on this issue, it is requested that a contract with CIS Leasing Corporation be authorized in the amount of \$49,183.00 per month for 48 months for the lease of IBM computers and related equipment. Under this lease contract, the City will accumulate no equity in the equipment nor will any purchase option be available.

The contract requested with CIS represents only a part of the total anticipated cost of the all-IBM approach. Additional contracts will be submitted to Council in the coming months for operating software and equipment maintenance. The total should not exceed the \$75,000 per month estimate indicated above.

SOURCE OF FUNDING

Funds to cover this contract expense have been placed in the MIS Department budget.



CONCESSION LEASE PROVISIONS

	SAME	FAVORS MBE	FAVORS OTHERS	RESTRICTS MBE
1. Airport Assigned MBE Its Location, Others Selected Based on Amount of Guarantee			X	
2. The Leased Counter and Office Area Have Been Improved to Finished Condition	X			
3. All Concessionaires Have Identical Rights to the Common Facilities, the Public Address System and the Employee Parking Lot	X			
4. All Concessionaires Pay for Their Use of Utilities on the Same Bases	X			
5. The MBE's Lease Has a Term of Ten Years; Others' Leases Have Terms of Five Years		X		
6. For the First Five Years MBE Pays 10% of Gross Receipts and During Second Five Years MBE Pays Greater of Minimum Guarantee Then in Effect Or 10%; Others Pay Greater of Minimum Guarantee Or 10% During First Five Years		X		
7. The Lease Established Standards for Operation, Automobiles and Employees Applicable to All Concessionaires	X			
8. The Lease Requires All Concessionaires to Maintain Their Leased Areas and To Make All Necessary Repairs	X			
9. All Concessionaires Are Required to Maintain Liability, Fire and Extended Coverage and Workers' Compensation	X			



CONCESSION LEASE PROVISIONS	SAME	FAVORS MBE	FAVORS OTHERS	RESTRICTS MBE
10. Continued Qualification As a MBE Is a Condition of the MBE Lease; Others Are Not Limited				X
11. All Concessionaires May Elect to Cancel Their Leases If Events Or Actions by the City Materially Interfere with Operations of the Concession	X			
12. MBE Is the Only Concessionaire Not Required to Post a Bond to Guarantee Payment of the Minimum Guarantee		X		



2

SERVICE AND STORAGE FACILITY LEASE PROVISIONS	SAME	FAVORS MBE	FAVORS OTHERS	RESTRICTS MBE
1. City Finances Cost of Construction of MBE Facility; Others Must Finance Own Facility		X		
2. City Decides What to Build for MBE; Others Design Their Improvements with Approval by City			X	
3. MBE Must Reimburse City Based upon an Assumed Return of 15% over Entire 25 Year Term of Lease				X
4. MBE Facilities Rent Is Deferred for 5 Years Unless MBF's Earnings Exceed \$25,000 in Which Event 50% of Excess Profit Is Applied on Rent		X		
5. All Concessionaires Pay \$3,500 Per Acre Ground Rent Adjustable to Current Fair Rental Value Every Five Years	X			
6. Term of Lease Is 25 Years	X			
7. All Lessees Are Obligated to Maintain, Repair and Insure Improvements to Satisfaction of the City	X			
8. If Lease Terminates for Any Reason, the City Must Reimburse Lessees Other Than MBE for Unamortized Improvements, and Purchase Price Must Be Paid in Cash Unless Termination Is Caused by Lessee's Breach			X	
9. All Concessionaires May Elect to Cancel Their Leases if Events or Actions by the City Materially Interfere with Operation of Concession	X			
10. For So Long As Rent Is Deferred, MBE's Payout of Revenues to Any Stockholders Is Very Limited				X



AGENDA

Meeting Type:	B
Date:	07-12 1982

City of Charlotte, City Clerk's Office

Charlotte

Public Service & Information Department
City Hall, 600 E Trade Street
Charlotte, North Carolina 28202
704/374 2395

Meetings in July '82

THE WEEK OF JULY 4 - JULY 10

- 6 Tuesday, 12 Noon HOUSING AUTHORITY/Work Session Charlottetown Terrace, 1000 Baxter Street
Tuesday, 7 30 p.m. PLANNING COMMISSION Cameron-Brown Building, First Floor Conference Room
7 Wednesday, 4 00 p.m. PLANNING COMMISSION/CITY COUNCIL (Presentation of Dilworth Small Area Plan)
City Hall, Training Center
8 Thursday, 4 00 p.m. CITY COUNCIL COMMUNITY DEVELOPMENT AND HOUSING COMMITTEE City Hall,
Second Floor Conference Room

THE WEEK OF JULY 11 JULY 17

- 12 Monday, 12 Noon PLANNING COMMISSION/Work Session Assembly point Cameron-Brown Building, First
Floor Conference Room Tour of Park Road Area
Monday, 2 00 p.m. CITIZENS HEARING City Hall, Council Chamber
Monday, 3 00 p.m. CITY COUNCIL MEETING City Hall, Council Chamber
13 Tuesday, 8 00 a.m. AIRPORT ADVISORY COMMITTEE Charlotte/Douglas International Airport, 6501 Old
Dowd Road, Airport Manager's Office
Tuesday, 9 00 a.m. HISTORIC DISTRICT COMMISSION Edwin Towers, First Floor Conference Room
14 Wednesday, 7 30 a.m. AD HOC COMMITTEE ON PLANNING/PLANNING COMMISSION Cameron-Brown Building,
First Floor Conference Room
Wednesday, 12 Noon INSURANCE & RISK MANAGEMENT AGENCY Cameron-Brown Building, Sixth Floor
Conference Room (Finance Department)
Wednesday, 7 30 p.m. HISTORIC PROPERTIES COMMISSION City Hall, Second Floor Conference Room
15 Thursday, 2 00 p.m. CITY COUNCIL AD HOC SOLID WASTE COMMITTEE City Hall, Second Floor Conference
Room
Thursday, 3 00 p.m. CHARLOTTE MECKLENBURG ADVISORY ENERGY COMMISSION City Hall, Third Floor
Conference Room

THE WEEK OF JULY 18 - JULY 24

- 19 Monday, 6 00 p.m. CITY COUNCIL MEETING/Zoning Hearings Education Center Board Room
20 Tuesday, 2 00 p.m. HOUSING AUTHORITY 1301 South Boulevard
Tuesday, 3 00 p.m. COMMUNITY FACILITIES COMMITTEE Utility Department Conference Room, 5100 Brook
shire Boulevard
Tuesday 7 30 p.m. CHARLOTTE TREE COMMISSION - Park Operations Conference Room, 701 Tuckaseegee Road
21 Wednesday, 8 30 a.m. CIVIL SERVICE BOARD - City Hall, Third Floor Conference Room
Wednesday, 4 00 p.m. EMPLOYMENT & TRAINING ADVISORY COUNCIL Belmont Regional Center, 700 Parkwood
Avenue
Wednesday 7 30 p.m. METROPOLITAN PLANNING ORGANIZATION Cameron-Brown Building, First Floor Con-
ference Room
22 Thursday, 8 00 a.m. CHARLOTTE CLEAN CITY COMMITTEE Cameron-Brown Building, Fifth Floor Conference
Room

(Continued)

THE WEEK OF JULY 25 JULY 31

26	Monday, 7 30 p m	SPECIALIZED TRANSPORTATION ADVISORY COMMITTEE City Hall, Third Floor Conference Room
27	Tuesday, 4 00 p m	CITY COUNCIL TRANSPORTATION COMMITTEE City Hall, Second Floor Conference Room MUNICIPAL INFORMATION ADVISORY BOARD - Cameron-Brown Building, Third Floor Conference Room
	Tuesday, 4 30 p m	COMMUNITY RELATIONS AWARDS SUBCOMMITTEE/COMMUNITY RELATIONS COMMITTEE Community Relations Conference Room, 623 East Trade Street
28	Wednesday, 4 30 p.m	COMMUNITY RELATIONS COMMITTEE - Covenant Presbyterian Church, 1000 East Morehead Street

Charlotte

IN MEETING ON MONDAY, JULY 12, 1982

11:30 A. M. - Executive Session
Training Center
2 00 P. M. - Citizens Hearing
2 30 P. M. - Council Discussion
Annual Report of Municipal
Information Advisory Board
3 00 P. M. - Formal Meeting
Council Chamber
City Hall

ITEM NO.

1. Invocation
2. Consideration of minutes of zoning hearings of June 21, 1982 and regular meeting of June 28, 1982.

PUBLIC HEARINGS

3. A. PUBLIC HEARING CONSIDERING THE RIGHT-OF-WAY ABANDONMENT OF A PORTION OF EAST NINTH STREET ON PETITION OF THE COMMUNITY DEVELOPMENT DEPARTMENT.

The portion of East Ninth Street to be abandoned is located between East Tenth Street Extension and North McDowell Street within the First Ward Urban Renewal Area. The abandonment of this right-of-way is a part of the First Ward Urban Renewal Area Development Plan which was adopted by City Council on April 30, 1973 and amended September 8, 1980. It is the intent of the petitioner to incorporate this right-of-way into the adjoining tracts of land, owned by the City of Charlotte, for future housing development.

On June 14, City Council voted to review the First Ward Plan and proposed street abandonments as they relate to the overall area. In that this public hearing has already been advertised,

(continued)

council agenda

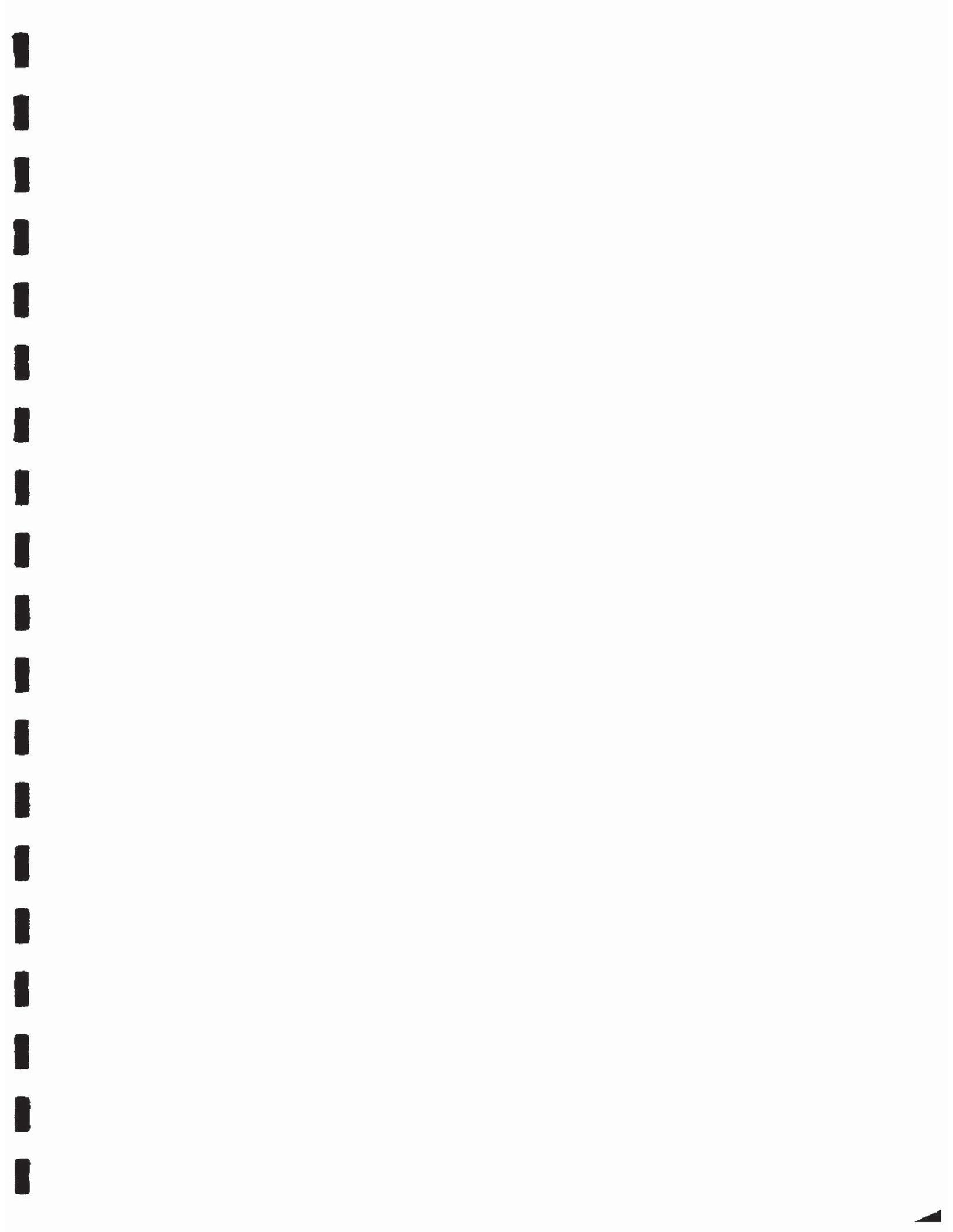
Mayor Eddie Knox

Mayor Pro Tem Harvey B. Gantt

Dave Berryhill
Charlie S. Dannelly
Laura Page Frech

Ron Leeper
Ralph Reiss McMillan
Pamella G. Patterson
Edwin B. Peacock, Jr.

George K. Selden Jr.
Herbert Spaugh Jr.
Minette Conrad Trosch



3. (continued)

it is requested that City Council go ahead and conduct the hearing for the withdrawal of the right-of-way of East Ninth Street as scheduled.

No City Department or private utility company has objected to this petition.

B. RECOMMEND ADOPTION OF A RESOLUTION CLOSING A CERTAIN PORTION OF EAST NINTH STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

Attachment No. 1.

4. A. PUBLIC HEARING TO CONSIDER THE RIGHT-OF-WAY ABANDONMENT OF A PORTION OF AN ALLEYWAY OFF THE 300 BLOCK OF McNINCH STREET ON PETITION OF THE COMMUNITY DEVELOPMENT DEPARTMENT.

The portion of the alleyway to be abandoned is 42.5 feet long and located approximately 198 feet from its intersection with McNinch Street. The land abutting the portion of alleyway to be abandoned is owned by the City of Charlotte. It is the intent of the petitioner to incorporate this right-of-way into the adjoining parcels for multi-family residential development. This abandonment is in accordance with the Third Ward Urban Renewal Area Development Plan as adopted by City Council on March 8, 1976 and amended on December 11, 1978 and June 8, 1981.

No City Department or private utility company has objected to the petition.

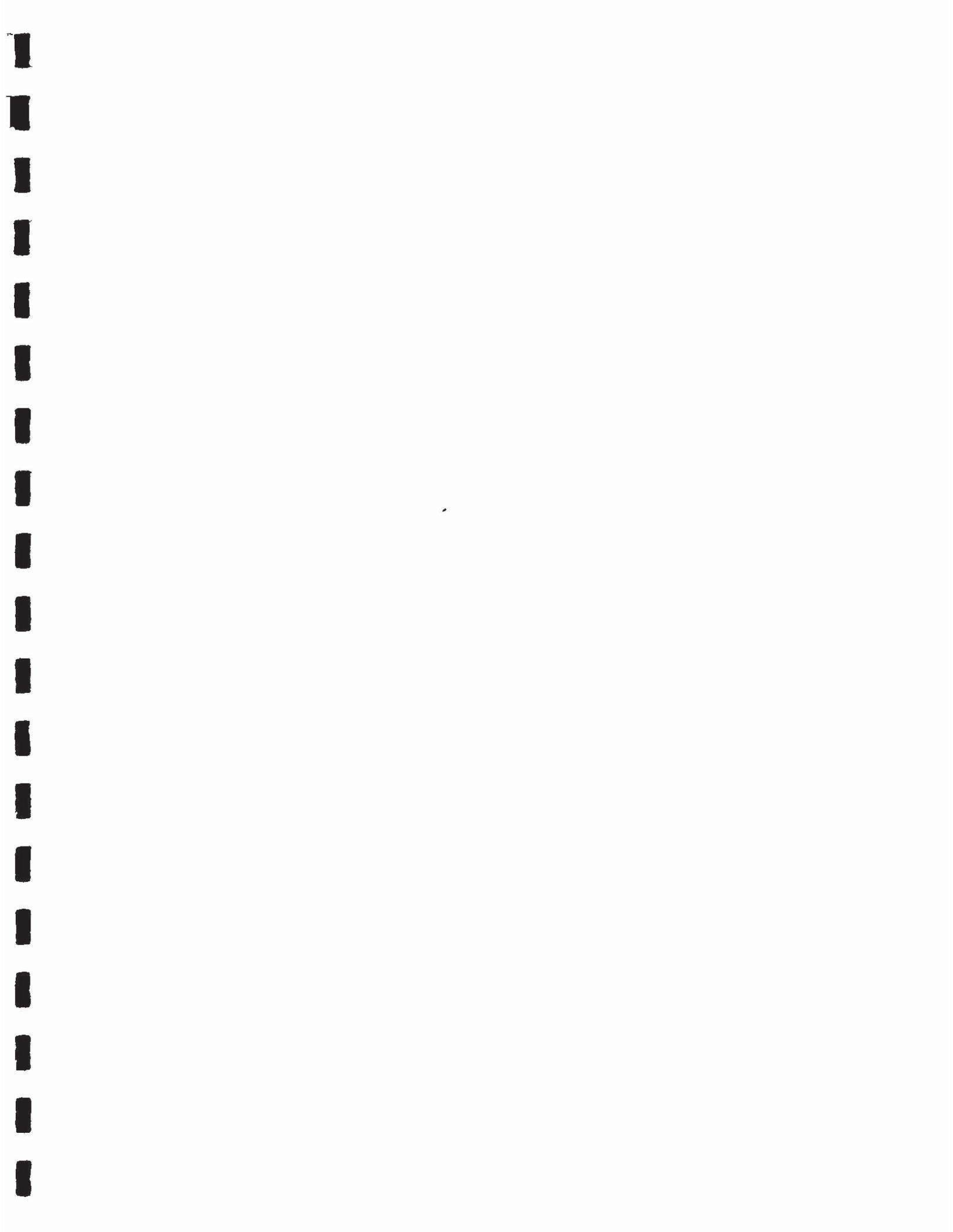
B. RECOMMEND ADOPTION OF A RESOLUTION CLOSING A CERTAIN PORTION OF AN ALLEYWAY OFF McNINCH STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

Attachment No. 2.

5. A. PUBLIC HEARING TO CONSIDER THE RIGHT-OF-WAY ABANDONMENT OF A PORTION OF FAIRMONT STREET ON PETITION OF THE CHARLOTTE-MECKLENBURG UTILITY DEPARTMENT.

This portion of Fairmont Street extends from Washington Avenue to Paton Avenue. Fairmont Street is currently a non-maintained paved roadway with all abutting property being owned by the Utility Department and operated as part of the Vest Water Treatment Plant.

(continued)



5. (continued)

The petitioner intends to incorporate this right-of-way into the adjoining parcels of land owned by the Utility Department for better operation of the Treatment Plant and protection around the property.

No City Department or private utility company has objected to the petition.

- B. RECOMMEND ADOPTION OF A RESOLUTION CLOSING A PORTION OF FAIRMONT STREET LOCATED BETWEEN PATTON AVENUE AND WASHINGTON AVENUE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

Attachment No. 3.

6. A. PUBLIC HEARING TO CONSIDER THE RIGHT-OF-WAY ABANDONMENT OF A PORTION OF MADISON AVENUE ON PETITION OF THE CHARLOTTE-MECKLENBURG UTILITY DEPARTMENT.

The portion of Madison Avenue to be abandoned extends approximately 200 feet from the intersection of Madison Avenue and Condon Street to the Brookshire Freeway right-of-way. This portion of Madison Avenue is a non-maintained, paved roadway being used as access to a storage area in conjunction with the Vest Water Treatment Plant. The petitioner intends to incorporate this right-of-way into the adjoining parcels of land owned by the Utility Department for better operation of the Treatment Plant and protection around the property.

No City Department or private utility company has objected to the petition.

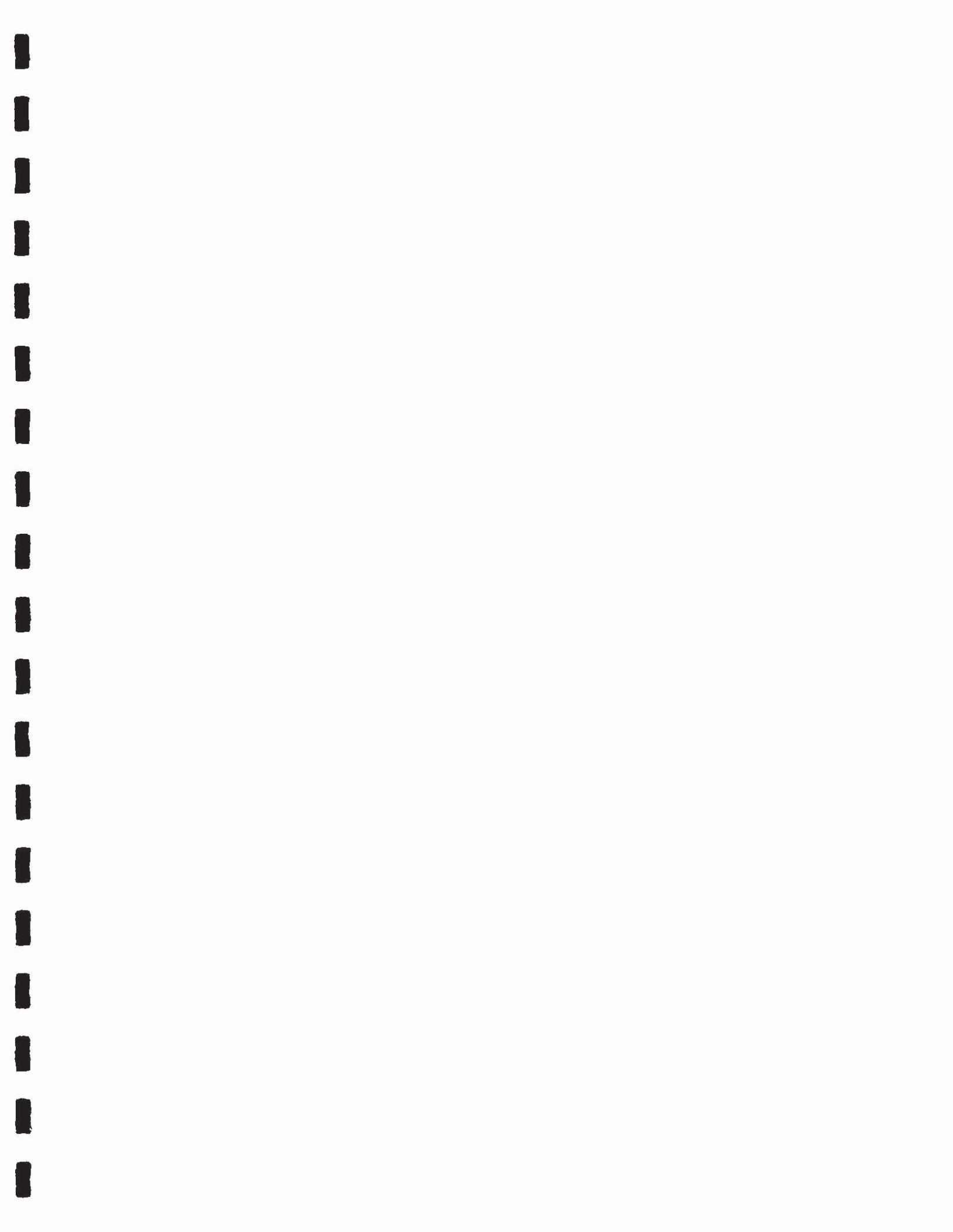
- B. RECOMMEND ADOPTION OF A RESOLUTION CLOSING A PORTION OF MADISON AVENUE LOCATED BETWEEN CONDON STREET AND THE BROOKSHIRE FREEWAY IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

Attachment No. 4.

7. A. PUBLIC HEARING TO CONSIDER THE RIGHT-OF-WAY ABANDONMENT OF ARTHUR LANE IN THE CHERRY COMMUNITY ON PETITION OF JOHN M. DWELLE AND ELEPHARE D. ZIMMERMAN.

Arthur Lane is a maintained, paved roadway which extends west from the 300 block of Cherry Street for an approximate length of 158 feet to its existing terminus. This proposed abandonment is not

(continued)



7. (continued)

in conflict with the development plan for the Cherry Community adopted by City Council on April 23, 1979. The adjoining tracts of land surrounding Arthur Lane are owned by the petitioners. It is their intent to incorporate this right-of-way into the adjoining tracts for business development.

No City Department or private utility company has objected to the petition.

B. RECOMMEND ADOPTION OF A RESOLUTION CLOSING ARTHUR LANE LOCATED WEST OF CHERRY STREET APPROXIMATELY ONE BLOCK SOUTH OF INTERSECTION OF CHERRY STREET AND INDEPENDENCE BOULEVARD IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

Attachment No. 5.

8. A. PUBLIC HEARING TO CONSIDER A PROPOSAL FROM MOTION, INC. FOR THE PURCHASE OF LAND LOCATED AT 208 VICTORIA AVENUE IN THE THIRD WARD NSA FOR THE DEVELOPMENT OF TEN SECTION 8 MULTI-FAMILY HOUSING UNITS IN THE THIRD WARD NEIGHBORHOOD STRATEGY AREA IN ACCORDANCE WITH THE REDEVELOPMENT PLAN APPROVED IN JANUARY, 1976 AND AMENDED MAY, 1981.
- B. RECOMMEND APPROVAL OF THE SALE OF LAND TO MOTION, INC. LOCATED AT 208 VICTORIA AVENUE IN THE THIRD WARD NSA FOR \$5,779.41.

Attachment No. 6.

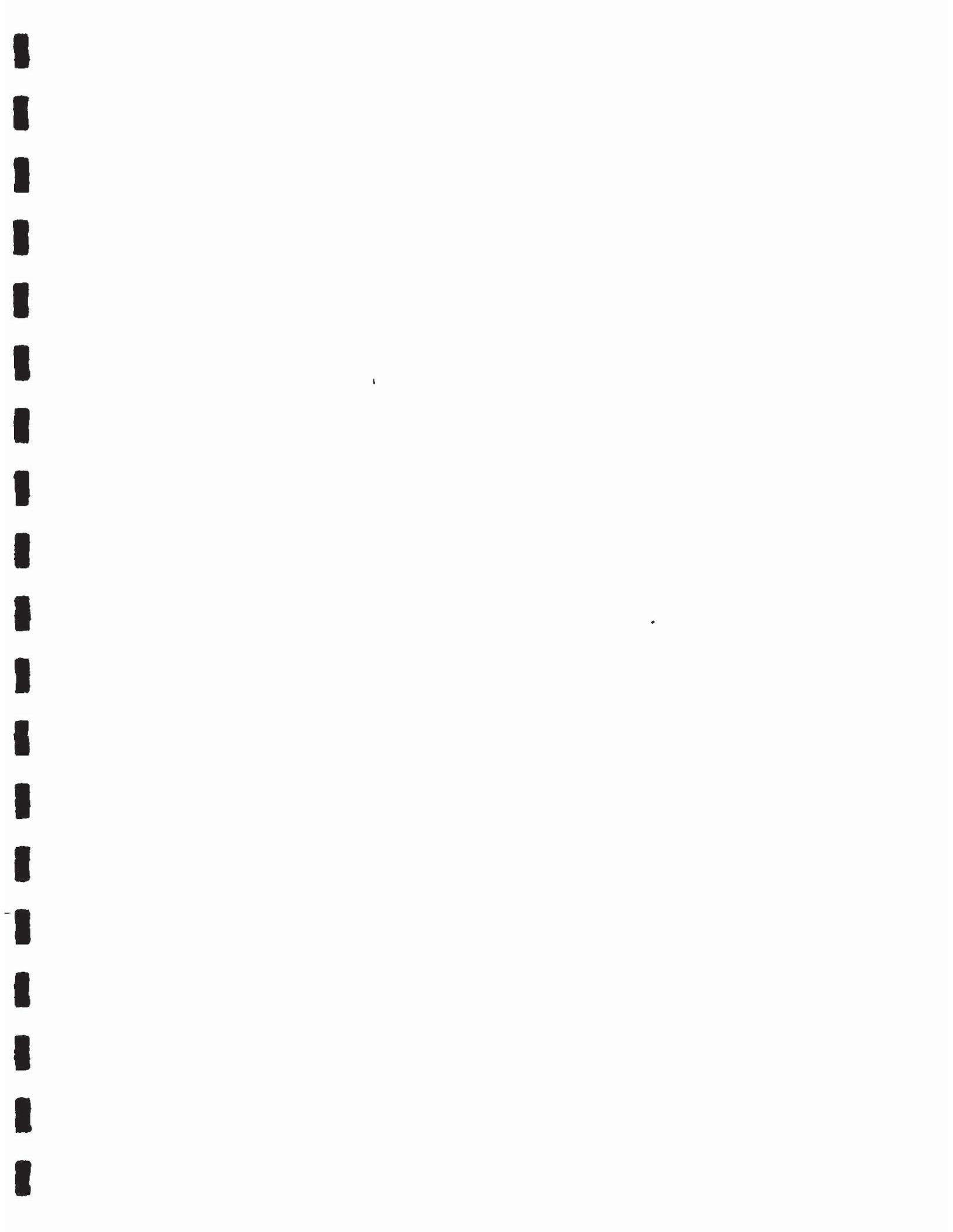
9. PUBLIC HEARINGS FOR THE PROPOSED DOUBLE OAKS AND TRYON HILLS REDEVELOPMENT PLANS.

On April 26, 1982 the City Council requested the Charlotte-Mecklenburg Planning Commission to conduct blight surveys for Double Oaks and Tryon Hills, as proposed by the John Crosland Company and recommended by the Community Development Department. The Planning Commission has since certified both areas as "rehabilitation, conservation, and reconditioning" areas and preliminary plans have been developed.

The following public hearings are necessary to allow citizen comment on the proposed Double Oaks and Tryon Hills Redevelopment Plans. Two separate hearings must be held for each plan.

City Council will take no action today. Staff will prepare the final draft plans for each area and submit them to the Planning Commission for review. The second set of hearings will be held on August 9 to allow final citizen comment before adoption by City Council

(continued)



9. (continued)

A. PUBLIC HEARING ON THE PROPOSED DOUBLE OAKS REDEVELOPMENT PLAN.

The plan includes:

- . . . Substantial rehabilitation of approximately 570 units of deteriorating multi-family housing
- . . . No changes in existing zoning.
- . . . No street closings.
- . . . No public improvements by the City.
- . . . The John Crosland Company will provide additional recreational facilities and off-street parking.
- . . . The Company has offered to assist church operated day care in its building rehabilitation
- . . . Estimated project construction cost is \$5,518,000.
- . . . Economic feasibility of the proposed project is dependent upon the use of tax exempt financing, eligible only in designated urban redevelopment areas.

B. PUBLIC HEARING ON THE PROPOSED TRYON HILLS REDEVELOPMENT PLAN.

The plan includes

- . . . Substantial rehabilitation of 257 units of deteriorating multi-family housing.
- . . . Recommendations for rezoning office use along North Church and Twenty-Fourth Streets for residential use.
- . . . No street closings.
- . . . No public improvements by the City.
- . . . Estimated project construction cost is \$2,461,000.
- . . . Economic feasibility of the proposed project is dependent upon the use of tax exempt financing, eligible only in designated urban redevelopment areas.

POLICY AGENDA

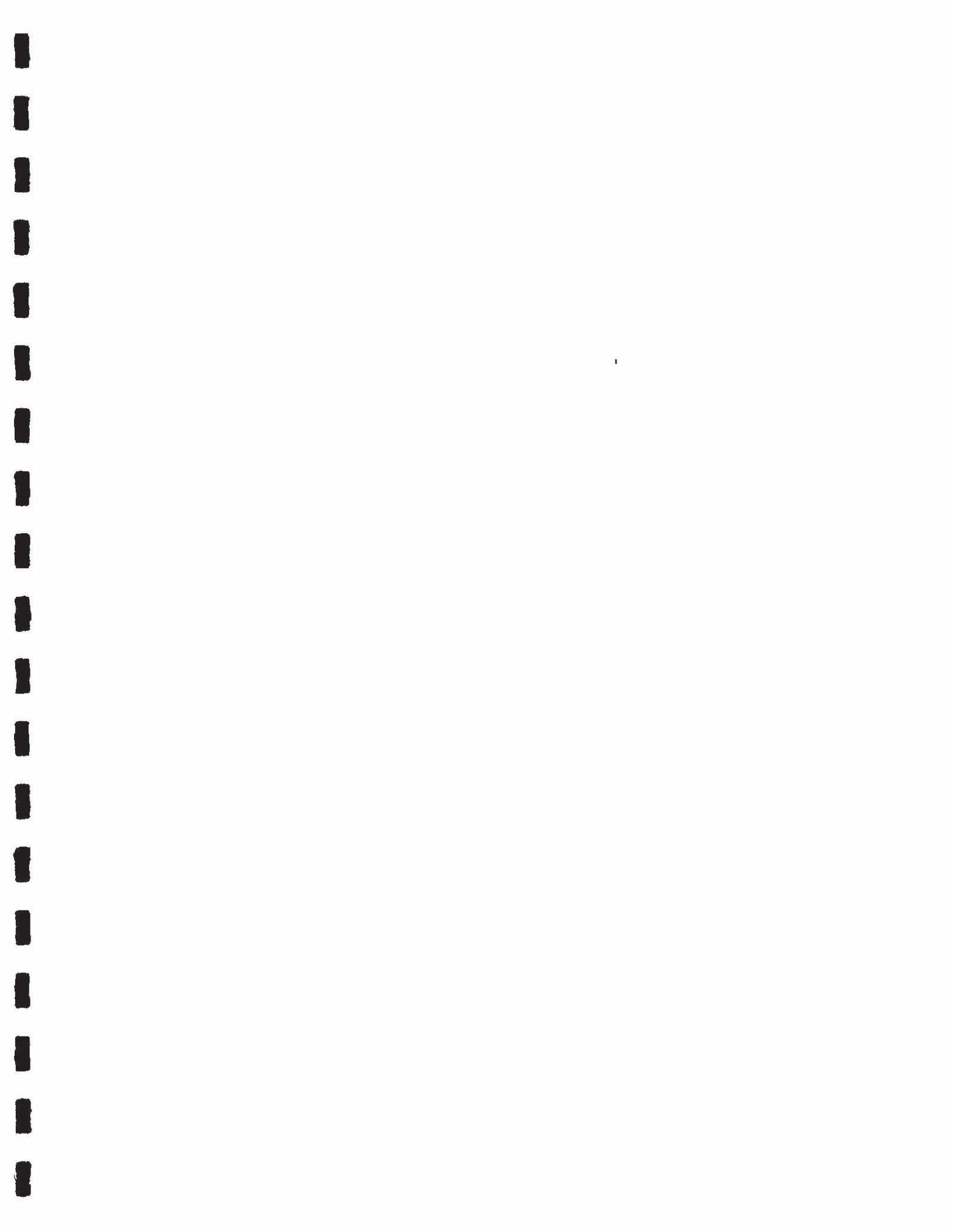
10. CONTINUE DISCUSSION OF OPTIONS PROPOSED FOR AMENDING THE HOUSING ASSISTANCE PLAN (HAP) LOCAL POLICY STATEMENT.

On June 28, 1982, the Community Development Department presented four options for City Council review that would allow additional sites to be considered for the development of new housing projects. Those options are shown below:

Option A. The ineligible areas for assisted housing of twenty-five (25) or more family units would be as follows:

- (a) Census Tracts (CTs) which the Charlotte-Mecklenburg Planning Commission has identified as Marginal, Deteriorated or Depressed.

(continued)



10. (continued)

- (b) CTs which have concentrations of (1) Low income families (80% or less of median family income for City); (2) Black population (40% or more of population).
- (c) Any new construction project containing 80% market rate rents and 20% Section 8 rents may not be located within 1/2 mile of any other assisted housing project except in racially impacted areas.
- (d) A distance of 3/4 mile (property line to property line at the closest point) must be maintained between 100 percent Section 8 new construction or public housing projects - existing or approved.
- (e) CTs where the black population ratio has increased by more than 10 percentage points between 1970 and 1978.
- (f) CTs having three (3) or more approved Section 8 projects of the 80/20 combination.
- (g) CTs having two or more public housing projects, or two or more 100 percent Section 8 projects, or any such combination.

Option A is basically a restatement of the existing HAP

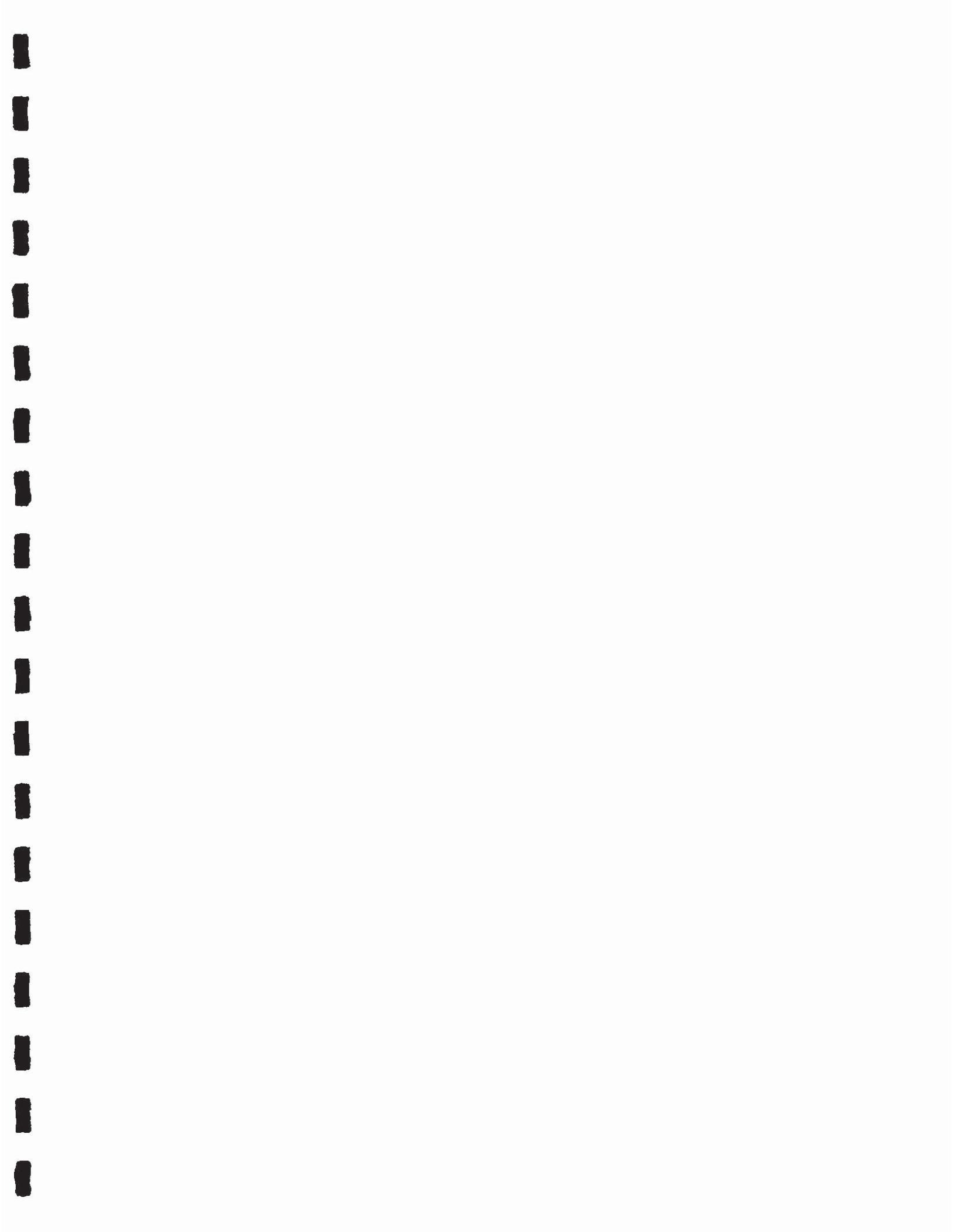
Option B. The proposed ineligible areas would be as follows

- (a) CTs with 50 percent or more lower-income households.
- (b) Areas within 3/4 mile (property line to property line at the closest point) must be maintained between any 100 percent Section 8 new construction or public housing projects, existing or approved, of 25 units or more.

Option C. The proposed ineligible areas would be as follows

- (a) CTs with 50 percent or more lower-income households.
- (b) CTs with 40 percent or more black population.
- (c) CTs with two or more 100 percent public housing and/or Section 8 projects existing or approved.
- (d) Areas with 3/4 mile (property line to property line at the closest point) must be maintained between 100 percent Section 8 new construction or public housing projects - existing or approved.
- (e) CTs where the percentage of blacks in the total population increased more than 15 percentage points between 1970-1980.

(continued)



10. Option C (continued)

Note: In an action on December 2, 1981, the C-M Community Relations Committee approved a motion in support of Option C with the following amendment for criteria (c) and the addition of (f)

(c) CTs with two or more public housing and/or 100% Section 8 projects and/or 80%/20% Section 8 projects with 25 or more units of assisted housing - existing or approved.

(f) In order to encourage the development of assisted housing in an equitable manner, incentives (to be determined) should be offered to proposals for the construction of assisted housing in census tracts which have all of the following characteristics:

- 1) Less than 30% black population in 1980.
- 2) Less than 40% lower income households in 1980.
- 3) No sites with 25 or more assisted family housing units - existing or approved.

Option D. The proposed ineligible areas would be as follows

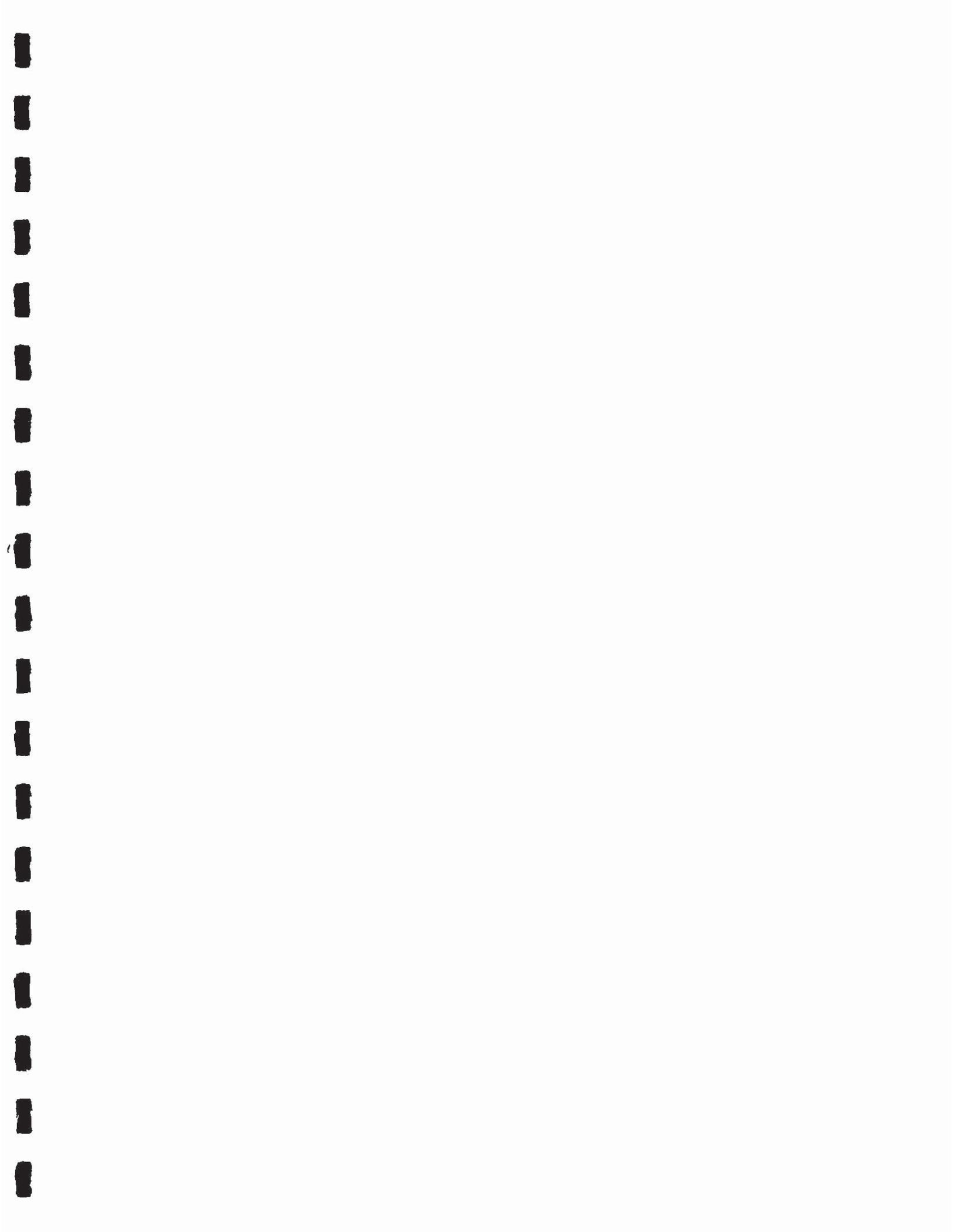
(a) Areas with 3/4 mile (property line to property line at the closest point) must be maintained between any 100 percent Section 8 new construction or public housing projects - existing or approved.

Following a discussion of these four options, City Council directed the Community Development Department to bring back a fifth option, that would be a modification or merger of Option B and Option C, for consideration at the next meeting. The Community Development Department is now preparing a new map that would incorporate the comments from City Council for presentation on July 12. It is planned that representatives from the Community Relations Committee and the School Board will attend this meeting and give feedback on the new option.

11. CONSIDER ADOPTION OF ONE OF THREE OPTIONS FOR THE CONSTRUCTION OF A 50-UNIT HOUSING PROJECT TO BE FINANCED AND OWNED BY THE CITY OF CHARLOTTE.

On March 22, 1982, City Council directed staff to develop a Model A Plan for building a 50-unit housing project to be financed with General Revenue Sharing funds and to report back with specific information on the issue of sites. In response to these directions, staff has prepared a Request for Proposals that states the intent to award a contract to a developer for the selection of a site and the construction of a 50-unit multi-family housing project to be

(continued)



11. (continued)

financed and owned by the City. In addition, City Council has held a public hearing on four options to amend the Locational Policy Statement in the Housing Assistance Plan, and requested staff to prepare an additional option for discussion on July 12.

Shown below are the three alternate methods proposed by the Community Development Department for getting the desired housing built. Council selection of a development proposal, along with a decision on an amended Housing Assistance Plan, will enable the City to move towards implementation of this housing goal.

A. Turnkey Method

- . . . City would advertise for developers to submit proposals to provide a completed project, including the site, as prescribed in the Request for Proposal and Proposal Information Package.
- . . . City would select best proposal, taking into consideration site, cost, design, developer's experience and other evidence of ability to satisfactorily complete project.

Advantages of Turnkey Method -

- (a) City would receive a complete project ready for occupancy.
- (b) A single contract would provide all the services desired.
- (c) Would require no administrative cost.
- (d) Would require the developer to provide a site.

Disadvantages of Turnkey Method -

- (a) Lack of total control of the quality and durability of construction.

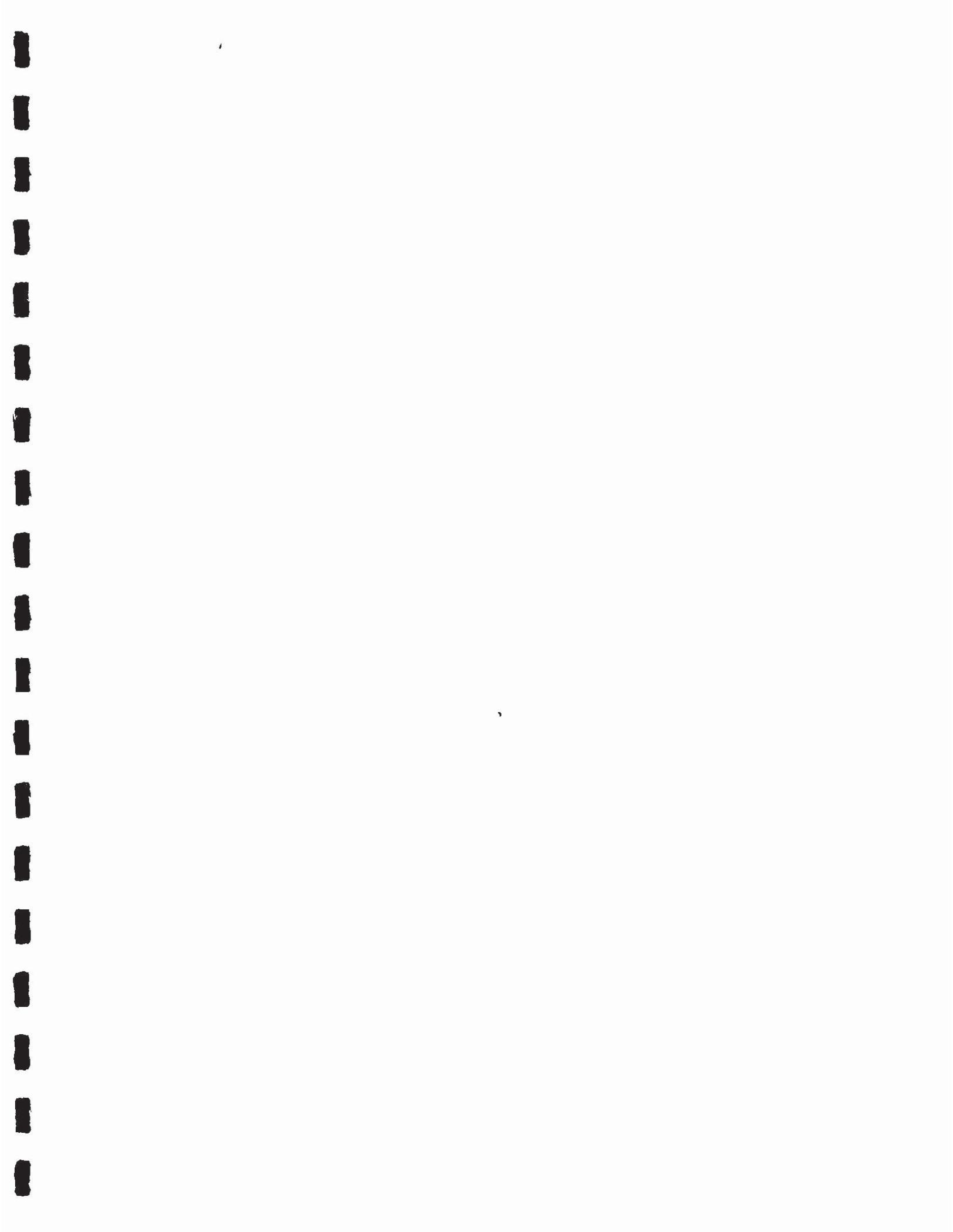
B. Conventional Method

- . . . City would contract with an architect to prepare plans specifications for a proposed project on a site owned by the City.
- . . . Following City approval of the plans and specifications, an advertisement requesting bid proposals from developers would be published.
- . . . A construction contract would be awarded to the lowest responsible bidder, subject to City approval

Advantages

- (a) Project would be built in accord with the City's approved plans and specifications.
- (b) The project would be carefully monitored by the architect under contract to the City to assure overall quality in design, construction and workmanship.

(continued)



11. B Conventional Method (continued)Disadvantages

- (a) City would be required to secure a site.
- (b) Would limit site selection.
- (c) Additional administrative cost will be incurred.

C. Public Housing Conventional Method

- . . . City would contract with the Housing Authority to advertise a Request for Proposals for the design and construction of the project to be located on a site owned by the Housing Authority.
- . . . The Housing Authority would have full responsibility for the design and quality of the project, subject to City approval.

Advantages

- (a) Has possible option on an available site.
- (b) Has extensive experience in multi-family housing construction and management.
- (c) Proven ability in the management of low income housing units.
- (d) The Housing Authority's chief executive officer has agreed on behalf of the Authority's Board of Commissioners to build a housing project for the City consistent with the City's needs.

Disadvantages

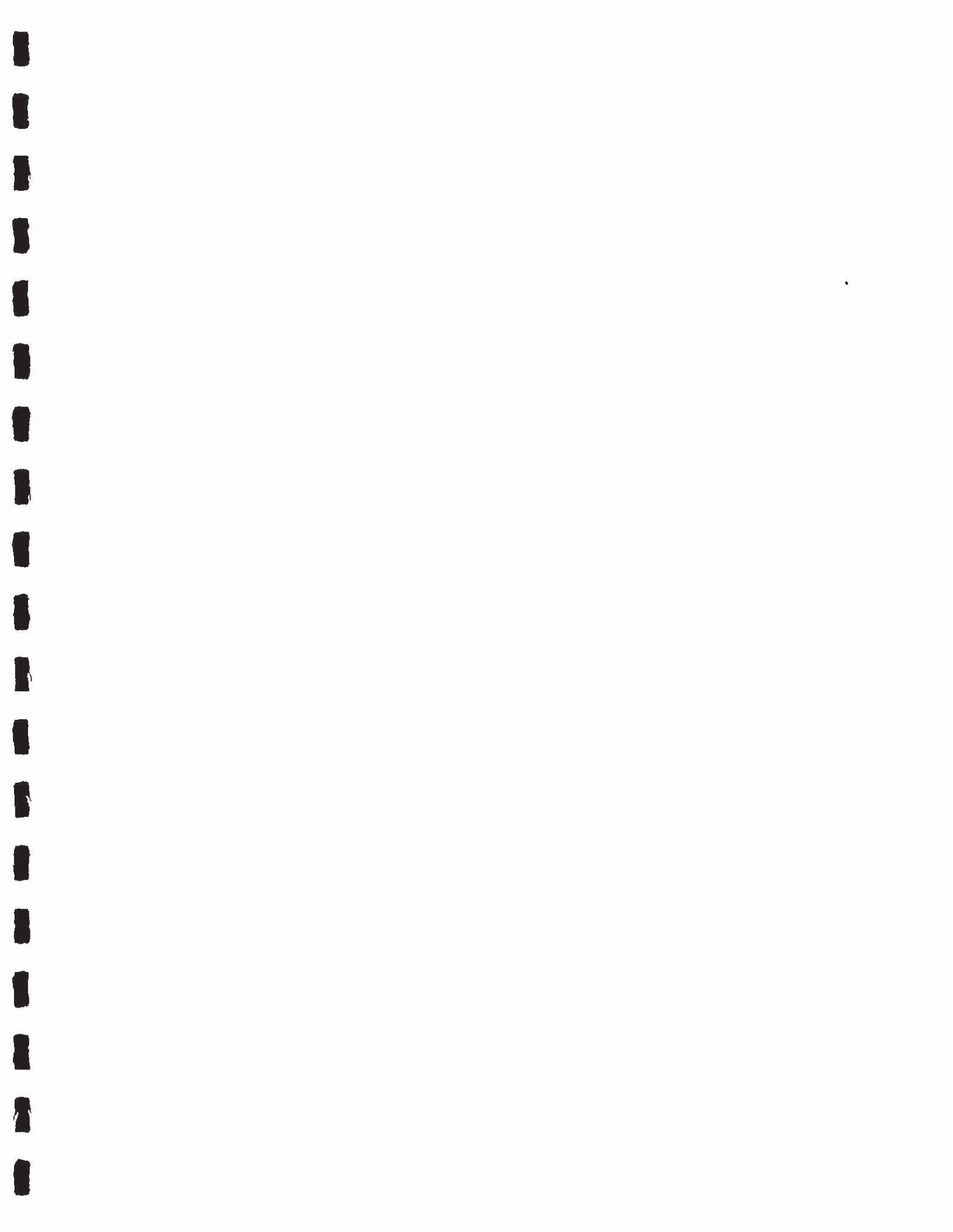
- (a) If the Housing Authority follows HUD's prescribed standards, cost would be higher.

12. CONTINUE DISCUSSION OF DESIGN CONSIDERATIONS FOR THE TRYON STREET TRANSIT MALL.

On June 28, 1982 City Council was asked to adopt a resolution endorsing in concept the schematic designs of the Tryon Street Transit Mall as presented by the design consulting team and authorizing the consultant to proceed with the design development phase. However, questions were raised at the City Council meeting by uptown business groups about criteria used for the recommended bus transfer stop location scheme as well as other design concerns.

City Council deferred action on the proposed resolution and asked the City Manager to work with the concerned parties and come back with greater detail at the Council meeting on July 12.

A meeting between the transportation and design consultants and the uptown business community to discuss the transfer stop locations has been scheduled for Thursday, July 8. A Council-Manager luncheon is also being arranged for the same day to provide a report to the City Council



13. CONSIDER REPORT FROM THE CITY MANAGER ON PROPOSED AGREEMENT TO CONSOLIDATE SEVERAL CITY AND COUNTY DEPARTMENTS AND TO ADJUST THE FUNDING OF SEVERAL NON-DEPARTMENTAL AGENCIES: AND REQUEST FROM THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS TO FORM AN AD HOC FUNCTIONAL CONSOLIDATION COMMITTEE.

City Council directed the City Manager to meet with the County Manager in order to identify possible City-County functional consolidations. The result of those meetings is a proposal to

- . . . Functionally consolidate the Animal Control and Ridershare activities under the City;
- . . . Consolidate Building Inspection activities under the County,
- . . . Centralize the activities of the Charlotte-Mecklenburg Planning Commission staff under the direction of the City Manager as a City department; and
- . . . Reassign City/County non-departmental agency funding responsibilities to individual governments. More specifically, the City will now assume full funding responsibility for Historic Properties, Victim Assistance, Army and Air National Guards, and the Safety Council. The County will assume funding responsibility for Information and Referral, The Relatives, Council on Aging and the Life Saving Crew.

The proposed agreement was considered in the July 6 meeting of the County Commission. Commission Chairman Tom Ray wrote Mayor Knox, requesting that the Mayor and City Council join them in forming a City/County ad hoc functional consolidation committee to address the departmental and functional merger issues outlined in the proposed agreement. The proposed committee would be composed of two County Commissioners, Walton and Bissell, and two Council Members.

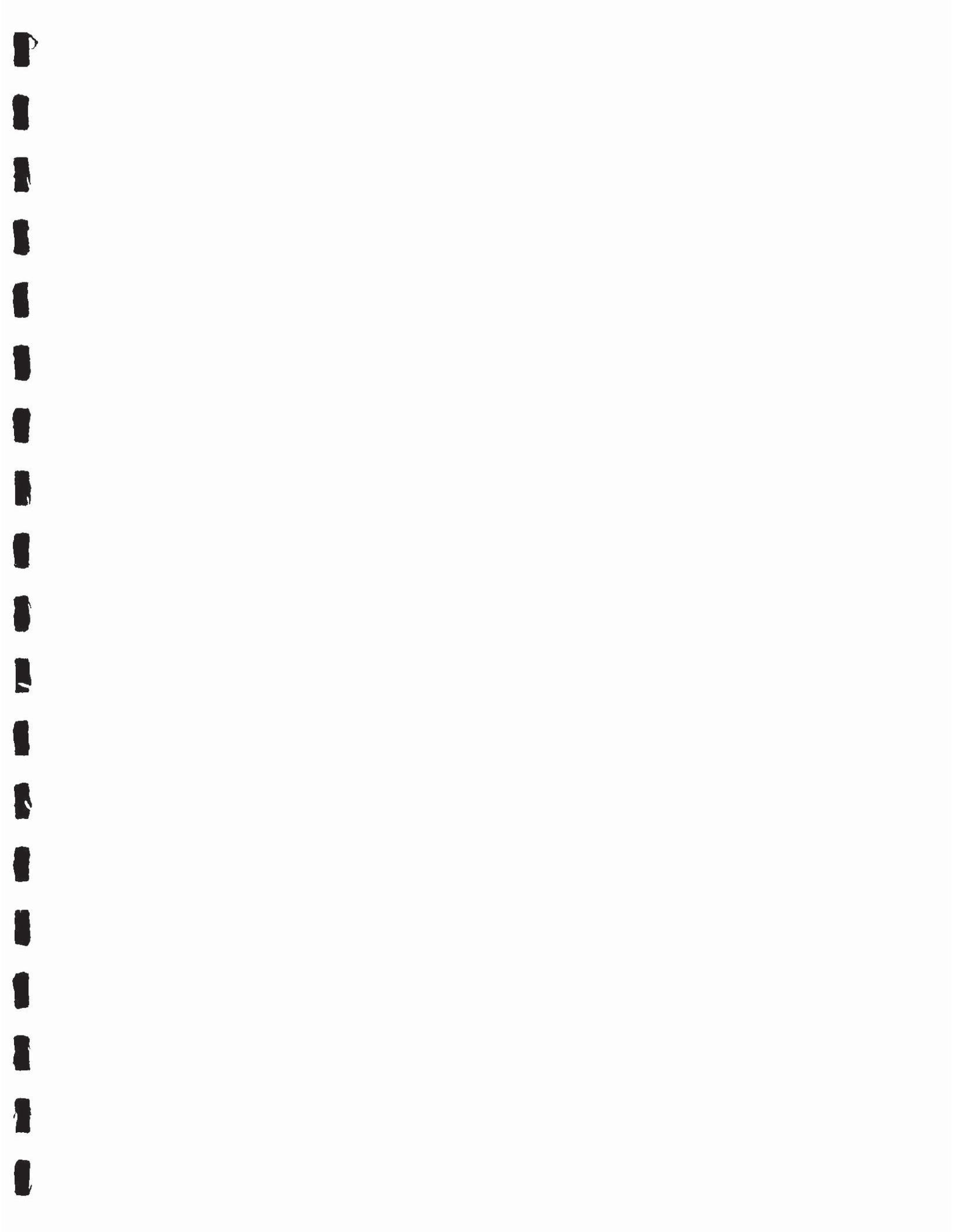
Attachment No. 7.

14. CONSIDERATION OF APPOINTMENT TO THE CHARLOTTE-MECKLENBURG ART COMMISSION FOR A ONE-YEAR TERM TO EXPIRE JULY 31, 1983.

The following nominations have been made:

- (a) Robert Cheek, nominated by Councilmember Gantt.
- (b) Murray Whisnant, nominated for reappointment by Councilmember Selden.

Attachment No. 8.



BUSINESS AGENDA

15. RECOMMEND APPROVAL OF A LAST RESORT GRANT IN THE AMOUNT OF \$11,030.00 FOR THE REV. AND MRS. A. D. EZELL, FIVE POINTS HOMEOWNERS AND DISPLACEDS, TO ENABLE THEM TO PURCHASE A SINGLE FAMILY HOUSE FROM THE BIDDLEVILLE HOUSING CORPORATION AT A SALES PRICE OF \$34,030.

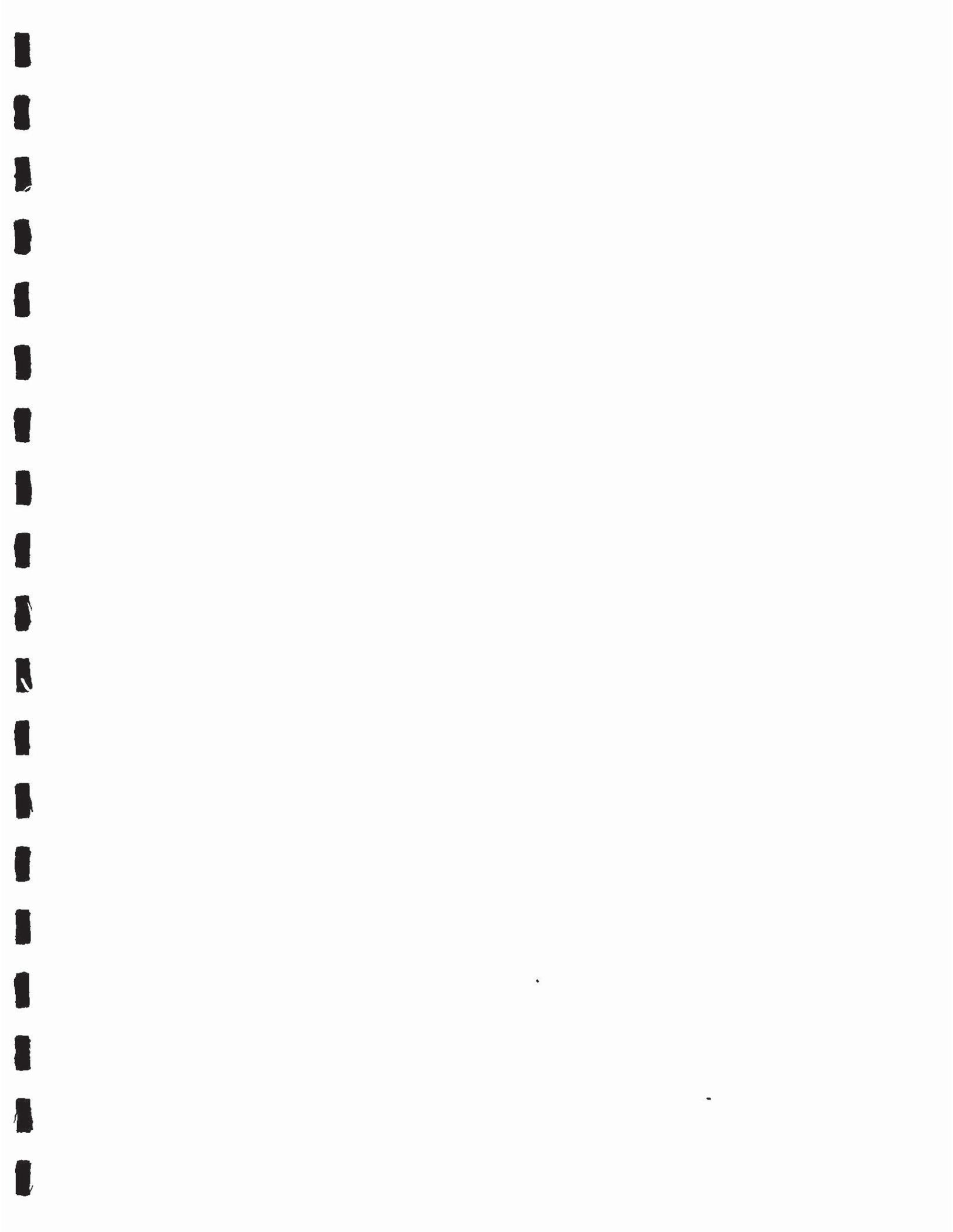
The Uniform Relocation Assistance and Real Property Acquisition Act of 1970, Section 206, authorizes the use of Last Resort Payments to displacees if comparable housing is not otherwise available. City Council adopted a resolution on March 22, 1982 establishing a policy on Local Option and Last Resort for Neighborhood Strategy Area (NSA) relocatees.

Rev. and Mrs. A. D. Ezell of 1408 Cassey Court in the Five Points NSA are current homeowners being displaced by the assembly of land for the Five Points public housing development. They want to remain Five Points homeowners and can only afford to do so if there are no mortgage payments.

Staff is proposing the following arrangement to allow the Ezells to purchase out-right one of the units offered by the Biddleville Housing Corporation. There is no other comparable housing available for the Ezells since they are unable to pay any type of mortgage.

- . . . Purchase the Ezell home at 1408 Cassey Court for \$9,000. Nine thousand dollars is the highest appraisal price.
- . . . Provide the Ezells with a Homeowners Replacement Housing Payment not to exceed \$15,000. Fifteen thousand dollars is the maximum payment allowable under the Uniform Relocation Act. This payment will cover the difference between the sale of their home and the cost of the new unit, increased interest rates, and incidental relocation costs. Replacement Housing Payments are routinely paid to displacees who are homeowners and do not require City Council action.
- . . . Provide the Ezells with a Last Resort Grant of \$11,030 needed to cover balance of replacement housing cost, including attorney fees and closing costs.

This arrangement is recommended because it will help a displacee family living in Five Points to remain as homeowners in Five Points and it helps the Biddleville Housing Corporation to sell the housing units completed in Phase I to make way for construction of Phase II in Five Points.



16. RECOMMEND APPROVAL OF CHANGE ORDER NO. 1 TO CONTRACT WITH LAWRENCE AND AHLMAN, INC. TO PROVIDE GENERAL LANDSCAPING FOR NEW TERMINAL FACILITY WITH NO INCREASE IN CONTRACT AMOUNT

City Council deferred action on this item on June 28 in order to receive a complete report on the landscaping situation at the airport. A report from the Southeast Regional Director of Synterra, Ltd. addressing the comments of the City horticulturist, landscape designer, and arborist was forwarded to City Council along with Council-Manager Memorandum #67 on June 30, 1982.

On March 22, 1982 City Council awarded a contract to Lawrence & Ahlman, Inc. to provide general landscaping for the new terminal facility. The contract was bid on a unit price basis for trees and shrubs to be installed according to plans and specifications developed by Synterra, Ltd., the landscape architect.

The architect has now determined that certain additional plant specimens would be beneficial to the overall landscaping plan. These additional plant specimens will be substituted for other plant specimens in the original contract so that the result is no increase in the total contract amount.

17. CONSIDER GRANTING PERMISSION TO PRIVATE CITIZEN TO DISCHARGE FIREARM WITHIN THE CITY LIMITS FOR PURPOSE OF KILLING DESTRUCTIVE SQUIRRELS ON HIS PROPERTY.

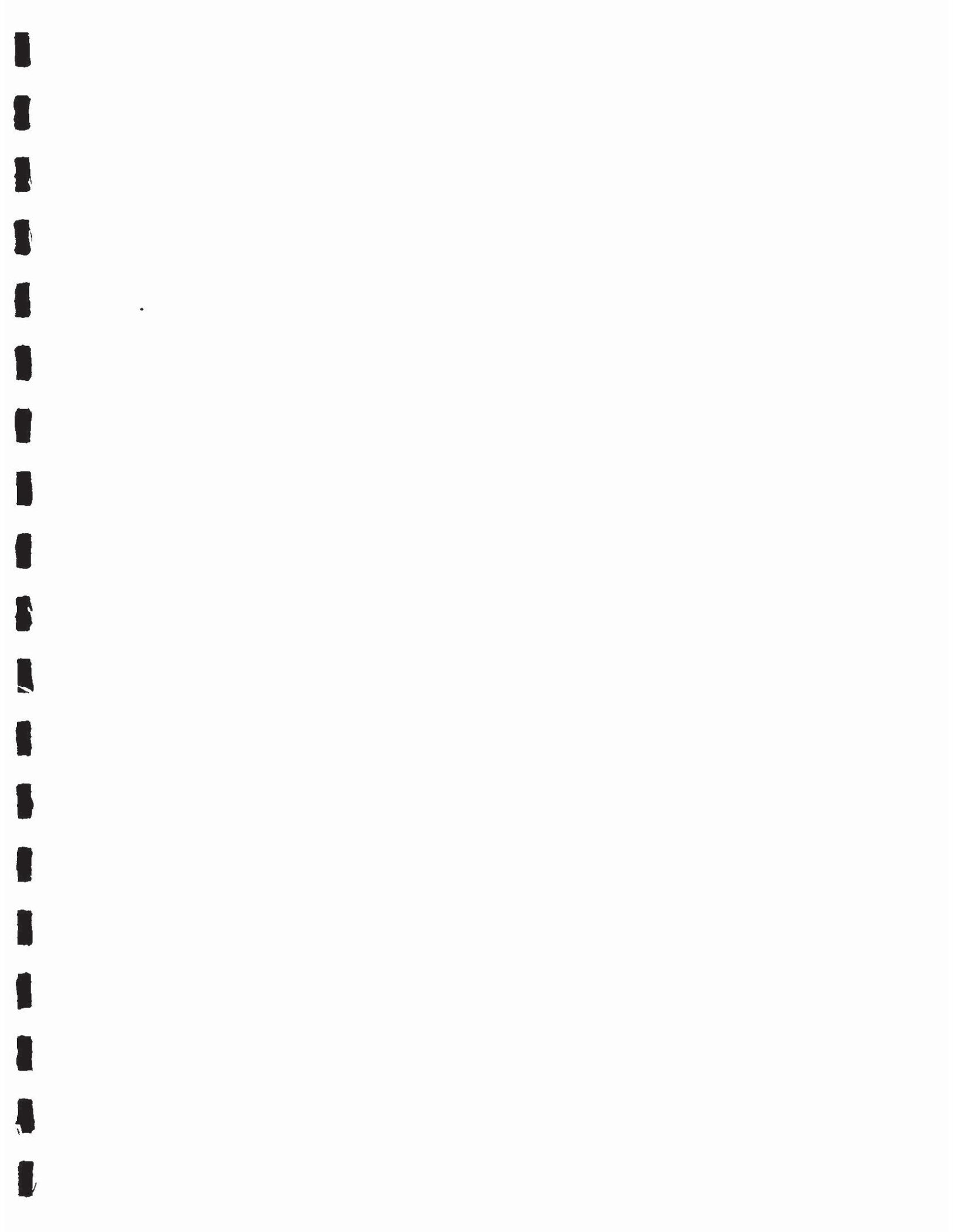
Mr. John M. Painter, 6700 Virginia Circle, has requested permission to shoot several squirrels in his yard that are destroying his property. Mr. Painter has obtained a permit from the North Carolina Wildlife Commission for this purpose since squirrels are a protected species and this is not open season.

In accordance with Section 13-38(a) of the Charlotte City Code, Mr. Painter must receive permission from City Council in order to discharge live ammunition within the City limits. Mr. Painter is hereby requesting this permission. Mr. Painter's permit from the Wildlife Commission expires on August 20, 1982

18. DECISION ON PETITION NO. 82-32 BY CITY OF CHARLOTTE ENGINEERING DEPARTMENT FOR A CHANGE IN ZONING FROM R-9 TO I-2(CD) FOR A 53 ACRE TRACT LOCATED ON THE SOUTH SIDE OF YORKMONT ROAD, APPROXIMATELY 95 FEET WEST OF THE INTERSECTION OF YORKMONT ROAD AND PRICE LANE

The Planning Commission has recommended that the petition be denied.

Action was deferred on this petition at the June 21st meeting



* * * * *

The City Attorney advises that Agenda Items No. 19 through No. 42 may be considered in one motion. However, any member of Council may request an item be divided and voted on separately.

* * * * *

Budget Ordinances

- 19. A. RECOMMEND ADOPTION OF A BUDGET ORDINANCE TRANSFERRING \$5,980 IN FUNDS FROM THE LAKEVIEW DISTRICT PARK ACCOUNT INTO THE KILBORNE DISTRICT PARK ACCOUNT TO FUND RELOCATION OF THE JOGGING/FITNESS TRAIL IN THE KILBORNE DISTRICT PARK.

Funds available for transfer from the Lakeview District Park account are a result of savings in the land acquisition costs.

- B. RECOMMEND APPROVAL OF CHANGE ORDER NO. 1 IN THE AMOUNT OF \$5,980 IN THE CONTRACT WITH CROWDER CONSTRUCTION COMPANY FOR RELOCATION OF THE JOGGING/FITNESS TRAIL IN THE KILBORNE DISTRICT PARK.

On January 11, 1982 City Council awarded a contract in the amount of \$209,100.00 to Crowder Construction Company for development of the Kilborne District Park. The contract included an entrance road, parking areas, tennis courts, multi-purpose fields, restrooms and a jogging fitness trail.

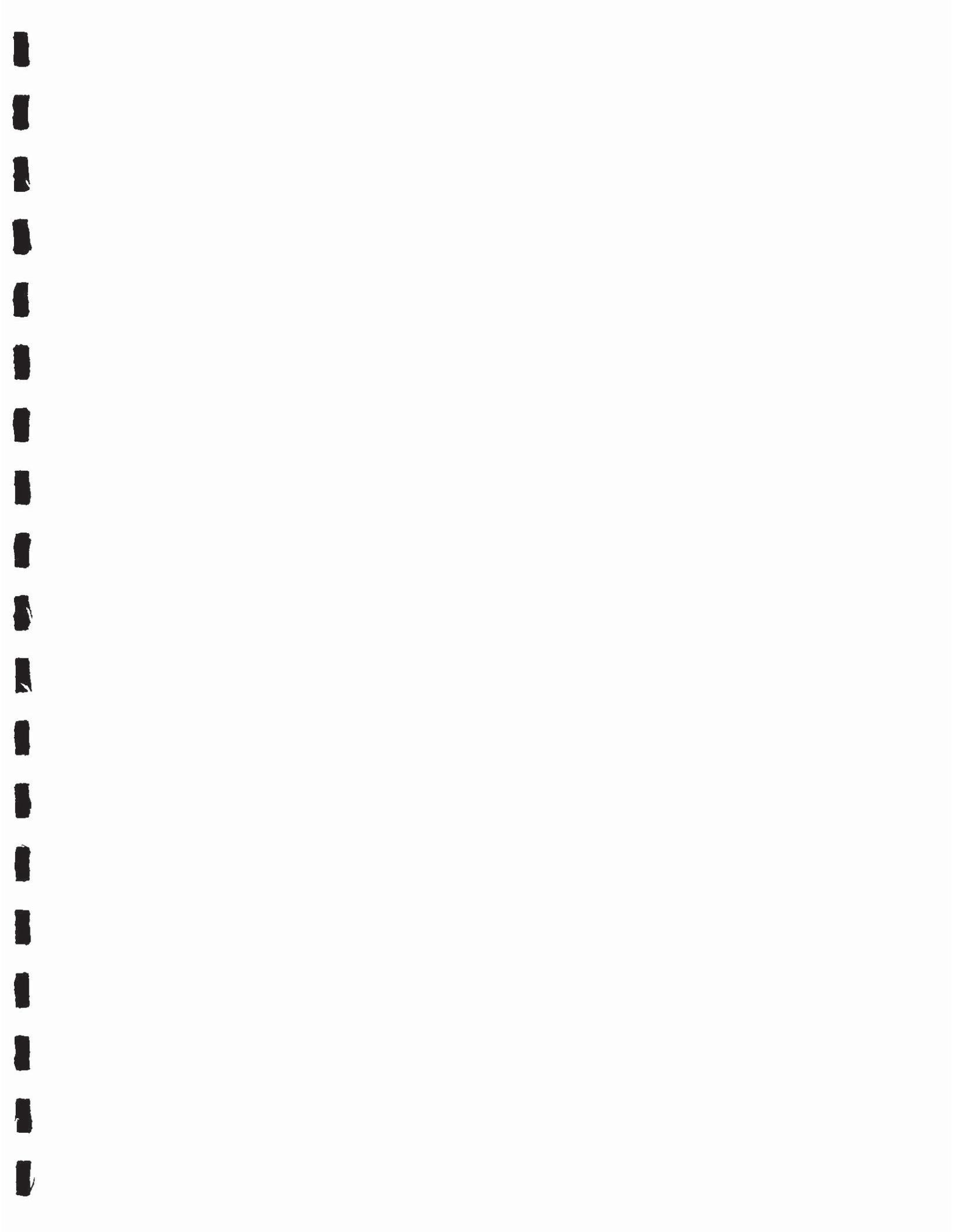
Through a miscommunication, the jogging/fitness trail was located within 150 feet of the property lines of neighborhood residents. An agreement between the City and the neighborhood had called for all "active" parts of the park to be located further away from residential properties.

This change order will cover the cost of re-seeding the existing trail and locating a new one at a minimum distance of 250 feet away from residential property lines. Approval of this change order will increase the total contract amount to \$215,080.

- 20. RECOMMEND ADOPTION OF A BUDGET ORDINANCE APPROPRIATING ADDITIONAL FUNDS IN THE AMOUNT OF \$127,000 FOR CONSTRUCTION OF 16-INCH WATER MAIN ALONG U. S. 21 TO SERVE A PORTION OF THE NORTH MECKLENBURG AREA.

The Charlotte-Mecklenburg Utility Department proposes to construct a 16-inch water main along U. S. Highway 21 from Verhoeff Drive to Gilead Road. The proposed project would extend the City-County water system to the west side of Huntersville and would be a continuation of the water extension program to eventually provide service into the North Mecklenburg 201 Sanitary Sewer Area and the Lake Norman Area.

Funds are available in the County Water Bond Fund Balance.



- 21. RECOMMEND ADOPTION OF A BUDGET ORDINANCE APPROPRIATING \$200,000 IN URBAN MASS TRANSPORTATION ADMINISTRATION AND \$50,000 IN NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FUNDS FOR THE PURCHASE OF TRANSIT SIGNAL PREEMPTION EQUIPMENT FOR CENTRAL AVENUE.

On September 14, 1981 City Council authorized application for Urban Mass Transportation Administration (UMTA) funds to purchase equipment enabling bus preemption of traffic signals on Central Avenue. On March 25, 1982, UMTA approved grant for \$200,000 to fund 80% of project costs. On May 18, 1982 the City received contracts from the North Carolina Department of Transportation for \$50,000 to fund the remaining 20%. No City matching funds are required.

These grant funds will be used to purchase signal emitters and receivers which will allow transit buses using Central Avenue to move passengers faster, and possibly generate ridership increases on the express routes by reducing traffic signal delays.

This project is one component of the Central Avenue Comprehensive Transportation System Management (TSM) study completed by the Charlotte Department of Transportation in 1981.

Bid List

- 22. RECOMMEND APPROVAL OF BID LIST AS SHOWN.

A. Item Crushed Stone, 72,900 Tons St. Div , Operations Dept,
Airport & Utility Depts

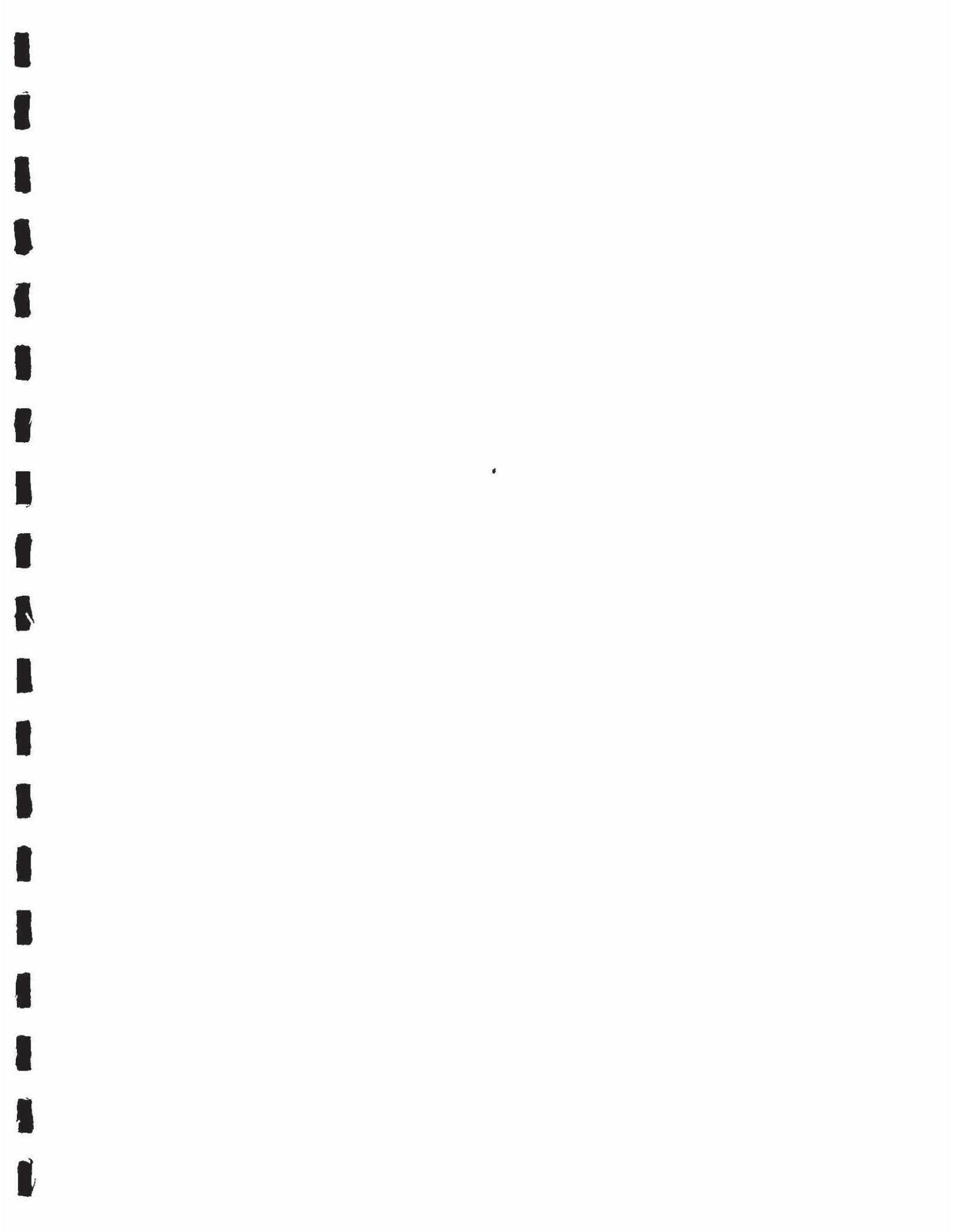
Recommendation By Operations Director and Purchasing Director that the low bid, Vulcan Materials Company, Charlotte, N. C., in the amount of \$377,670.00, be accepted for award of contract on a unit price basis.

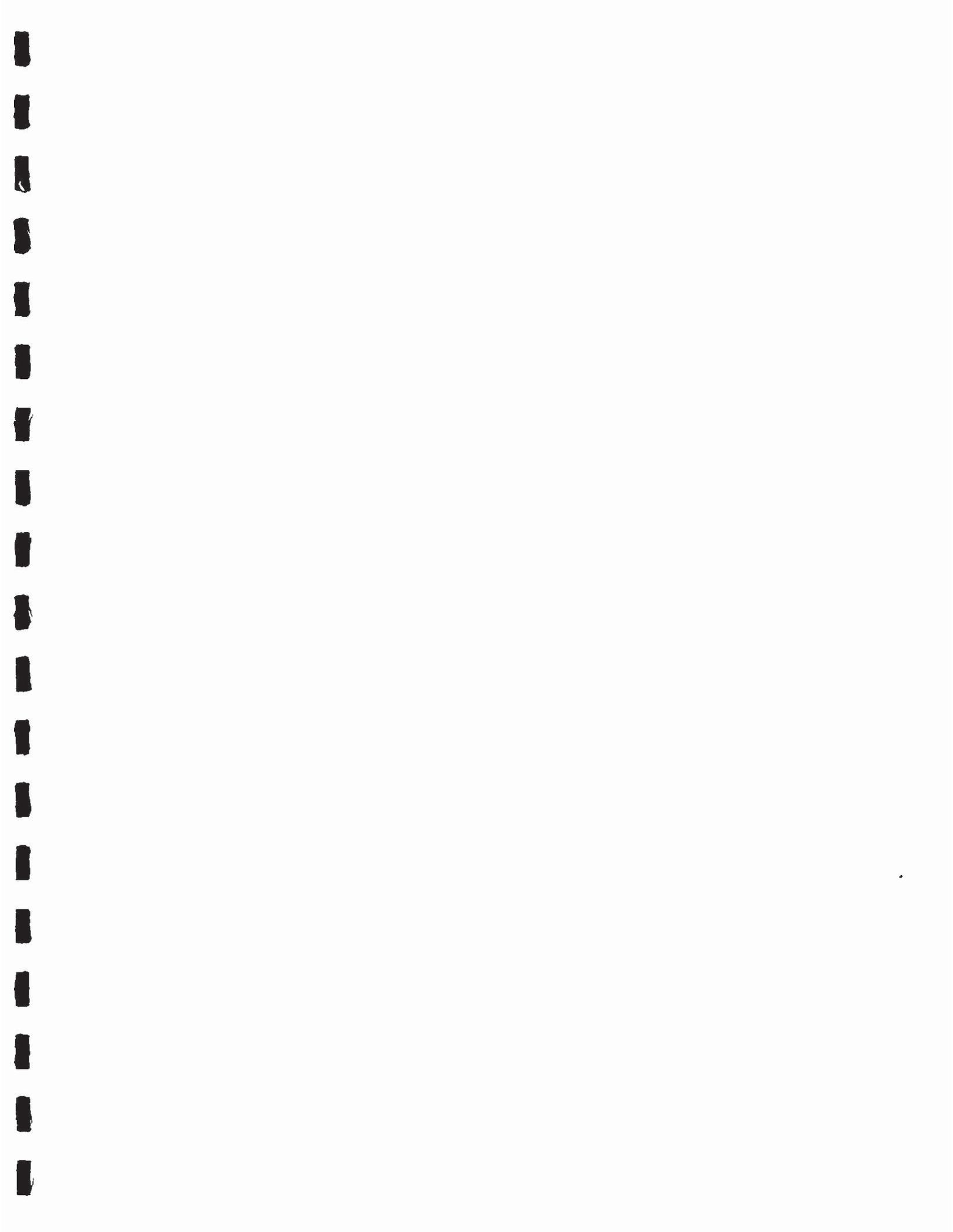
Bid Summary.

Vulcan Materials Company	Charlotte, N. C.	\$ 377,670.00
Martin-Marietta Aggregates	Raleigh, N. C.	404,470.00

Justification: Crushed Stone is necessary for construction and maintenance of City streets, sidewalks, water and sewer drainage and Airport runways.

Source of Funding: A commitment of funds is not required until a firm order is placed. Powell Bill Fund - Resurfacing of streets by City Forces.





22. C. (continued)

Other Information: The Finance Department in preparing the necessary documents for Council approval to implement the equipment lease-purchase arrangement adopted through the FY-83 budget. This agreement will be approved prior to delivery of the garbage trucks.

Staff estimates a potential savings of \$200,000 through action on Bids B and C.

D. Central Avenue TSM Sidewalk and Wheelchair Ramps
Project No. 512-82-015

Engineering Dept

Recommendation By the City Engineer that the low bid of \$85,722.50 as submitted by Crowder Construction Company be accepted for award on a unit price basis subject to approval by the N. C. Department of Transportation

Bid Summary:

Crowder Construction Company	\$ 85,722.50
Crescent Construction Company	88,699.00
T L. Harrell's Construction Co., Inc.	88,989.50
Roberts Enterprises	105,550.50
AJM Development & Utilities, Inc.	106,375.00
Lee Skidmore, Inc.	108,575.50
Blythe Industries, Inc.	111,574.40

Justification. This project includes the construction of wheelchair ramps at various locations along Central Avenue from 12th Street to Sharon Amity Road. The work will also include sidewalk construction on Albemarle Road at Delta Road and Lawyers Road at Albemarle Road.

This project is part of an overall Federal Transportation Systems Management Grant to improve the transportation corridor from I-77 to East Charlotte along Central Avenue. The grant was approved in September 1981 and City Council subsequently entered into Municipal Agreement with the N. C. Department of Transportation

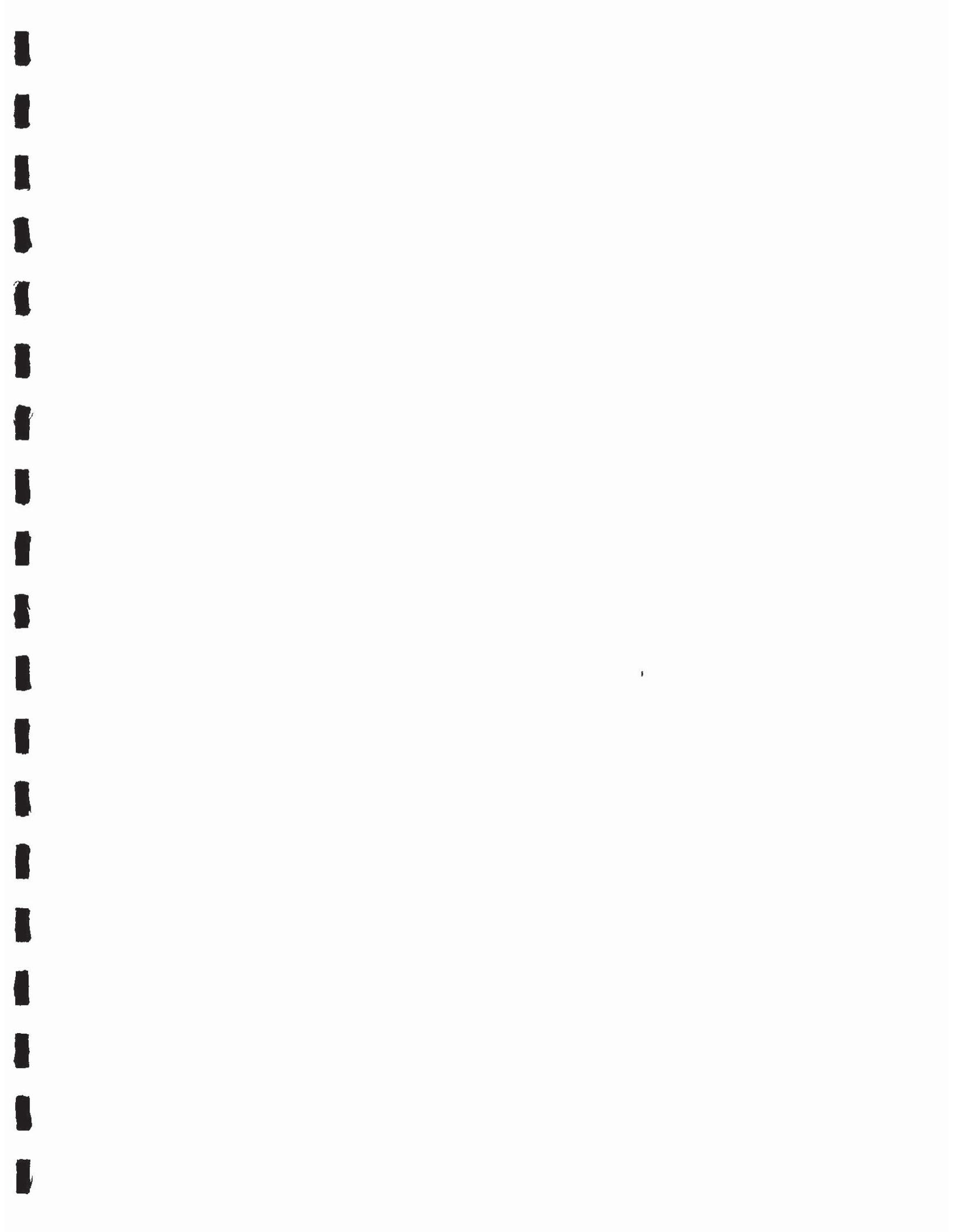
Source of Funding: General Capital Improvement Project Fund - Transportation System Management Improvements.

E. Item: Fourth Ward Sidewalks, Phase IV
Project No. 512-76-193

Community Development Dept.

Recommendation By the City Engineer that the low bid of \$95,208 00 as submitted by Blythe Industries, Inc. be accepted on a unit price basis.

(continued)



22. E. (continued)

Bid Summary

Blythe Industries, Inc	Charlotte, N. C.	\$ 95,208 00
AJM Development & Utilities, Inc.	Matthews, N. C.	100,199.00
* Crowder Construction Company	Charlotte, N. C.	102,040.50
Lee Skidmore, Inc.	Belmont, N. C.	102,280.00
Donald C. Neal Construction Co.	Charlotte, N. C.	136,832.50

* The bid submitted by Crowder Construction Company was not accompanied by a 5% Bid Security as required by North Carolina General Statute. The City Attorney's office has previously issued an opinion that bids not accompanied by proper bid security cannot be considered.

Justification: This project consists of resetting granite curb and brick sidewalks at the following locations

- (a) North Church St. from West 7th to West 9th Sts (west side)
- (b) West 7th St. from North Poplar to North Church Sts. (north side)
- (c) West 9th St. from North Poplar to North Church Sts. (south side)
- (d) West 10th St. and North Poplar St. at the Poplar Apartments
- (e) West Sixth St. at North Pine St.
- (f) North Pine St. at West Sixth St.

This project is a continuation of public improvements to be constructed in the Fourth Ward Historic District. These improvements were approved as part of the modified overall Community Development plan by City Council in July 1978.

Source of Funding: General Capital Impr-vement Projects - Fourth Ward Urban Renewal.

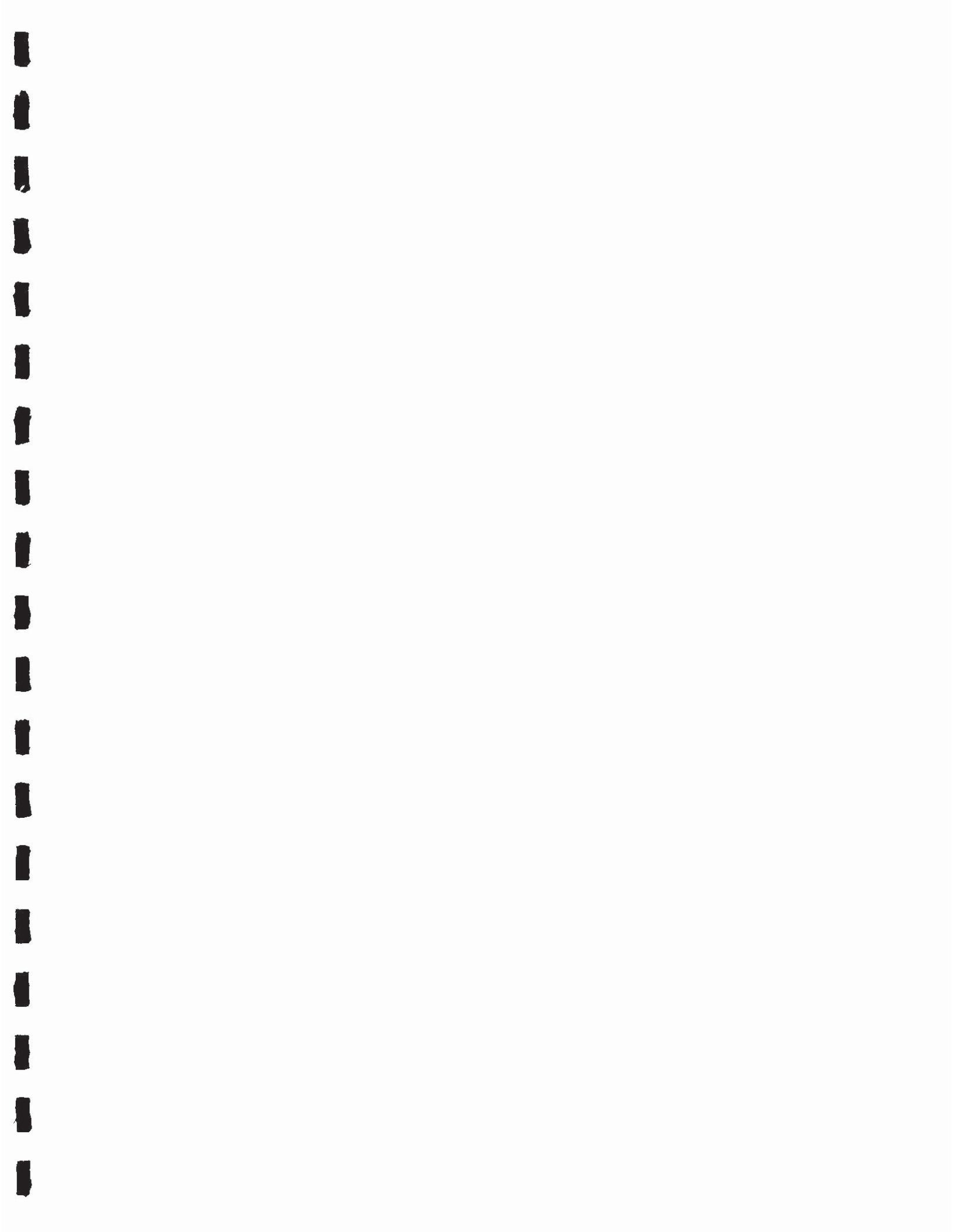
F. Item Water Distribution Project
16-inch Water Main along U. S. 21
- Statesville Road

C-M Utility Dept.

Recommendation: Acting Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Sanders Brothers, Inc., of Charlotte, North Carolina in the amount of \$238,267.14 be accepted for award of contract on a unit price basis.

Bid Summary

Sanders Brothers, Inc.	Charlotte, N. C	\$238,267.14
Dellinger, Inc.	Monroe, N. C.	242,542.95
Rand Construction Company	Richfield, N. C.	251,496.00
AJM Development & Utilities	Matthews, N. C.	258,560.50
Abernethy Construction Company	Lincolnton, N. C.	261,234.50
Propst Construction Company	Concord, N. C.	264,123.50
Lockwood Construction Company	Pineville, N. C.	264,362.00



22. F. (continued)

Stillwell Enterprises, Inc.	Sylva, N. C.	\$265,862.75
Blythe Industries, Inc.	Charlotte, N. C.	267,234 00
RDR, Incorporated	Stanfield, N. C.	267,677 00
Rea Brothers, Inc.	Pineville, N. C.	268,678.80
Hall Contracting Corporation	Charlotte, N. C.	272,335.00

Justification: This project would extend the City/County water system to the west side of Huntersville and would be a continuation of the water extension program to eventually provide service into the North Mecklenburg 201 Area and the Lake Norman Area. This project has been partially funded for some years, but the demand for water service did not justify the expense until several developers recently requested water service in this area.

Source of Funding County Water and Sewer Capital Improvement Project Fund, Old Satesville Road Water Main.

Contracts and Change Orders

23. RECOMMEND THAT THE LOW BID OF \$632,684.66 AS SUBMITTED BY MATERIALS CONSULTANTS INTERNATIONAL, INC , CHARLOTTE, NORTH CAROLINA, BE ACCEPTED FOR AWARD OF CONTRACT ON A UNIT PRICE BASIS FOR FIRST WARD COMMUNITY DEVELOPMENT STREET IMPROVEMENT, PHASE IV.

This project will include the widening of McDowell Street from Ninth Street to Sixth Street and the construction of a reinforced concrete box culvert under McDowell Street through the proposed First Ward Park area up to North Alexander Street.

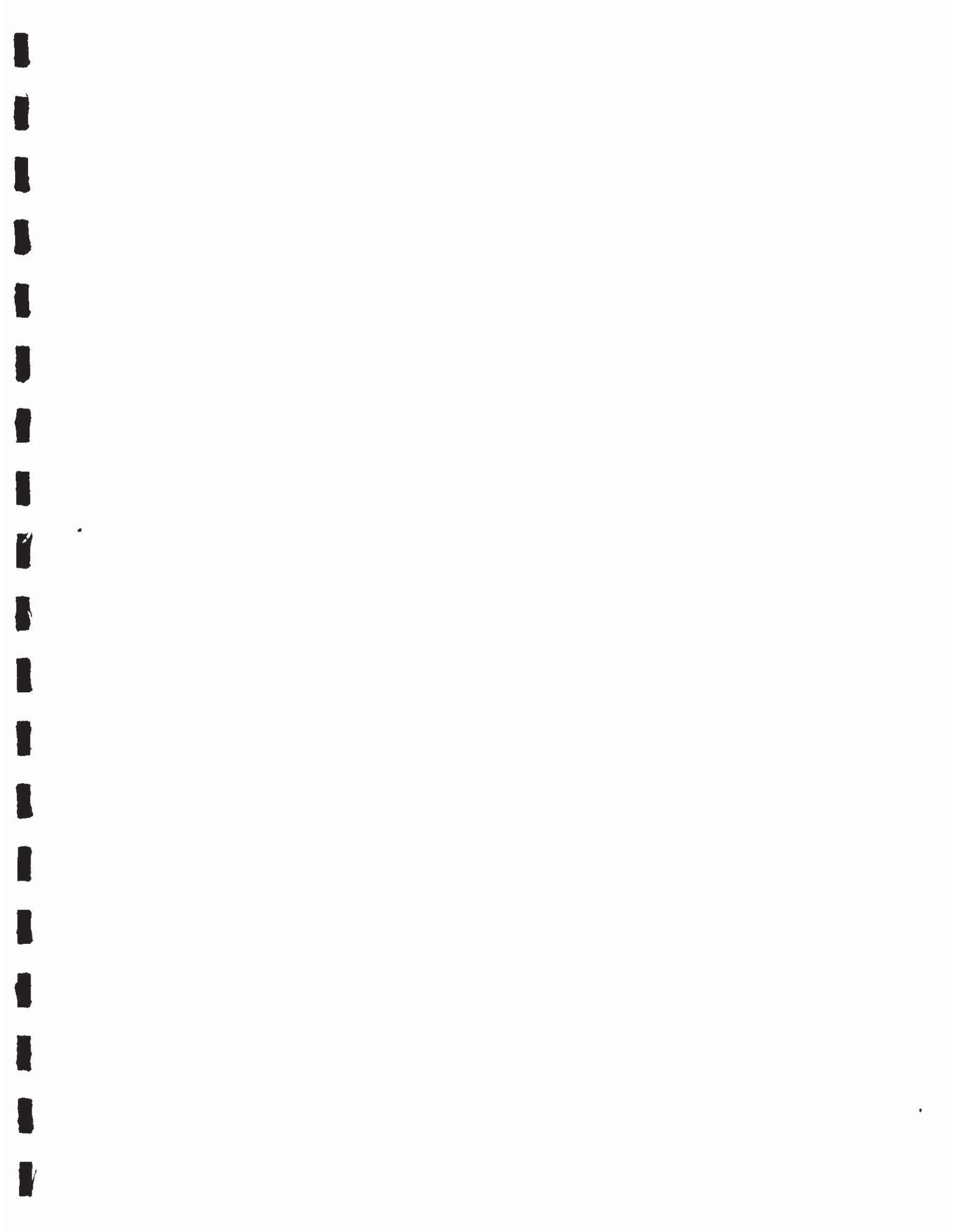
The following bids were received by the City on May 17, 1982.

Material Consultants Intl., Inc.	Charlotte, N. C.	\$632,684 66
Crowder Construction Company	Charlotte, N. C.	716,009 70
Hickory Construction Company	Hickory, N. C.	718,177.80
Blythe Industries, Inc.	Charlotte, N. C.	768,594.00

Source of Funding: Urban Redevelopment Fund - First Ward.

City Council postponed award of this contract on June 14. Since the low bid came in approximately \$118,000 under estimate, staff is recommending that the contract be awarded at the Council meeting on July 12. All bids are scheduled to expire on July 16 if no award is made before then.

IF CITY COUNCIL DOES NOT WISH TO AWARD THE CONTRACT TO THE LOW BIDDER AT THIS MEETING, THE CITY ATTORNEY ADVISES THAT CITY COUNCIL SHOULD REJECT ALL BIDS.



24. RECOMMEND AUTHORIZATION TO ENTER INTO TWO LEASES WITH WORTHINGTON LEASING CORPORATION AT A TOTAL RATE OF \$2,283.00 PER MONTH FOR TWENTY-FOUR (24) MONTHS TO PROVIDE AIR CONDITIONING AND ELECTRICAL POWER MANAGEMENT SYSTEMS FOR NEW COMPUTER EQUIPMENT.

A new computer facility must be constructed for the transition from the Burroughs central processing computer to the IBM equipment, as authorized by City Council on June 28. However, both the old and new facilities must be maintained during the transition period of 18 to 24 months.

These lease agreements will supply the mechanical support systems to maintain the computer room environment at 75 degrees and 50 percent humidity, and to provide clean electrical power input (electrical input that has no interference from other power users in the building) to the main frame equipment. The new computer equipment cannot operate without these requirements.

Funds for these lease agreements are included in the Municipal Information Systems Department budget

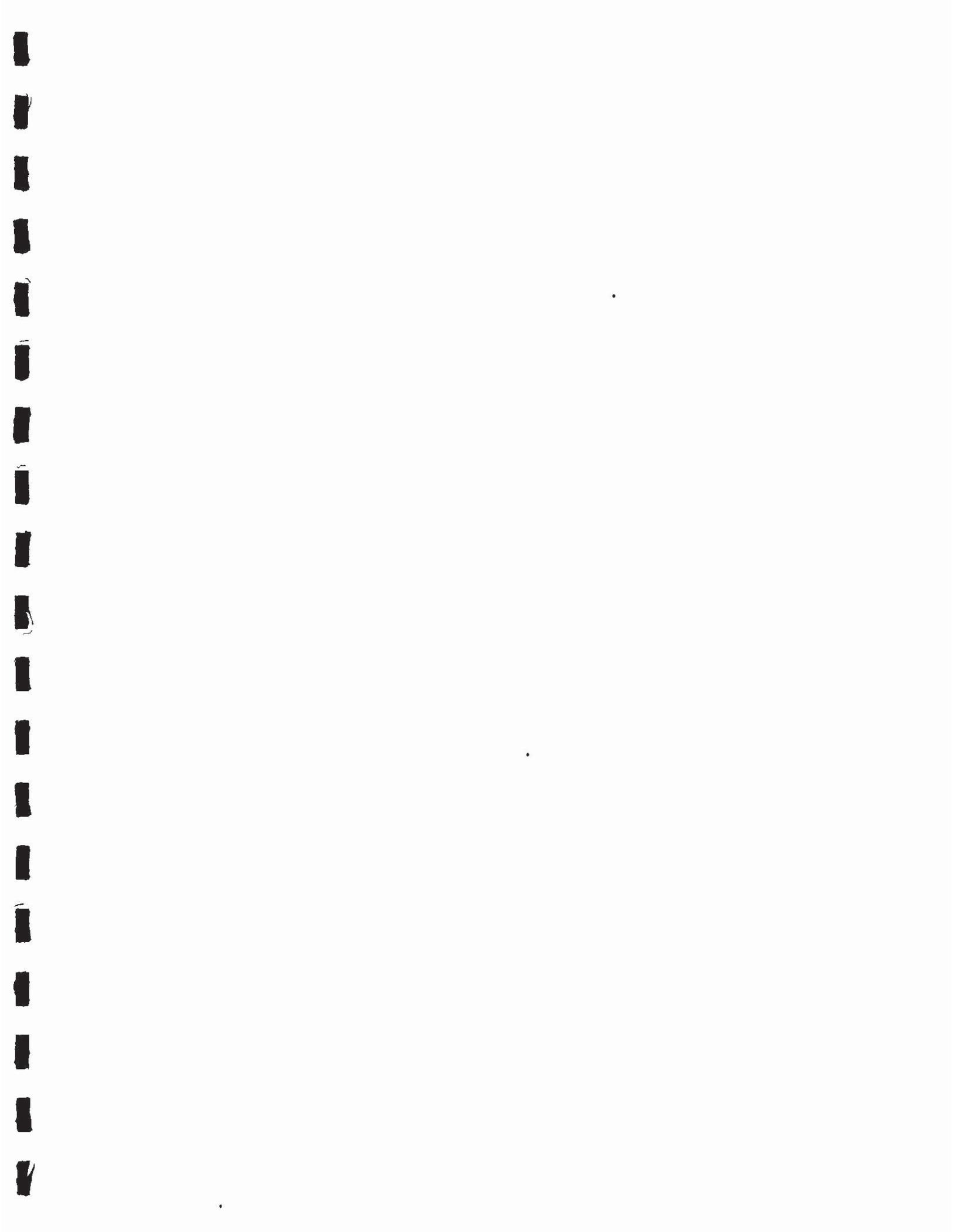
25. RECOMMEND APPROVAL OF TWO CONTRACTS FOR FOURTH WARD PHASE IV STREET LIGHTING BETWEEN THE CITY OF CHARLOTTE AND DUKE POWER COMPANY.

A street lighting plan prepared by a consultant for the Community Development Department specifies the use of conduit systems, decorative poles, and decorative luminaires to light streets in the Fourth Ward Area. The contracts are standard lighting agreements required by Duke Power Company.

One contract is for intersection lighting. A pre-payment of \$7,403.40 is required for installation of 18 General Electric decashield luminaires, or equivalent, with 250 watt, 27,500 lumen lamps mounted at approximately 32 feet on standard metal poles. The luminaires shall have a black finish and the standard metal poles shall be painted to match the luminaires.

The other contract is for mid-block lighting. A prepayment of \$56,361.82 is required for installation of 18 HADCO VS30 Spectra luminaires with 100 watt, 9,500 lumen lamps mounted at 12 feet on straight, direct burried, four inch metal poles and 36 HADCO VS30 Spectra luminaires with 150 watt, 16,000 lamps mounted at 15 feet on straight, direct burried, four inch metal poles. All pole-luminaire assemblies will have a black finish and be served by underground conductors.

Funds for pre-paying charges stipulated in the contracts are in the Fiscal 1983 Capital Improvement Program Budget. Monthly charges will be paid through the street lighting budget.



26. RECOMMEND APPROVAL OF A SERVICE AGREEMENT WITH YORK DIVISION, BORG WARNER CORPORATION, TO PROVIDE PARTS, LABOR, AND EMERGENCY SERVICE FOR THE NEW AIRPORT TERMINAL AIR CONDITIONING SYSTEM IN THE AMOUNT OF \$44,580 PER YEAR.

The air conditioning system at the new airport terminal building consists of 6 chillers, 14 air handling units, and 114 variable air volume boxes. Routine maintenance, servicing and operation of the equipment is done by airport personnel

This service agreement will cover all parts and labor needed for major emergency service, including a special electronic device to monitor vital temperature points (such as computer locations) twenty-four hours a day.

Data reviewed by staff indicates that an annual energy savings in excess of \$9,000 could be expected by maintaining the air conditioning system at full efficiency through the quick emergency service guaranteed under this agreement.

Funds were set aside in the airport construction budget to cover this agreement.

27. RECOMMEND APPROVAL OF LIGHTING AGREEMENT WITH DUKE POWER COMPANY TO PROVIDE PEDESTRIAN PLAZA LIGHTING AT THE CHARLOTTE/DOUGLAS INTERNATIONAL AIRPORT, AT A MONTHLY COST OF \$157.04.

This agreement will provide decorative lighting in the landscaped pedestrian plaza through the center of the short term parking lot. Under the terms of this agreement, Duke Power is to furnish and install eight 16-foot light assemblies adjacent to the plaza which was recently completed as part of the overall landscape design.

The additional facilities charges for the pole luminaires and the contribution in aid of construction for underground work will be included in the monthly charges.

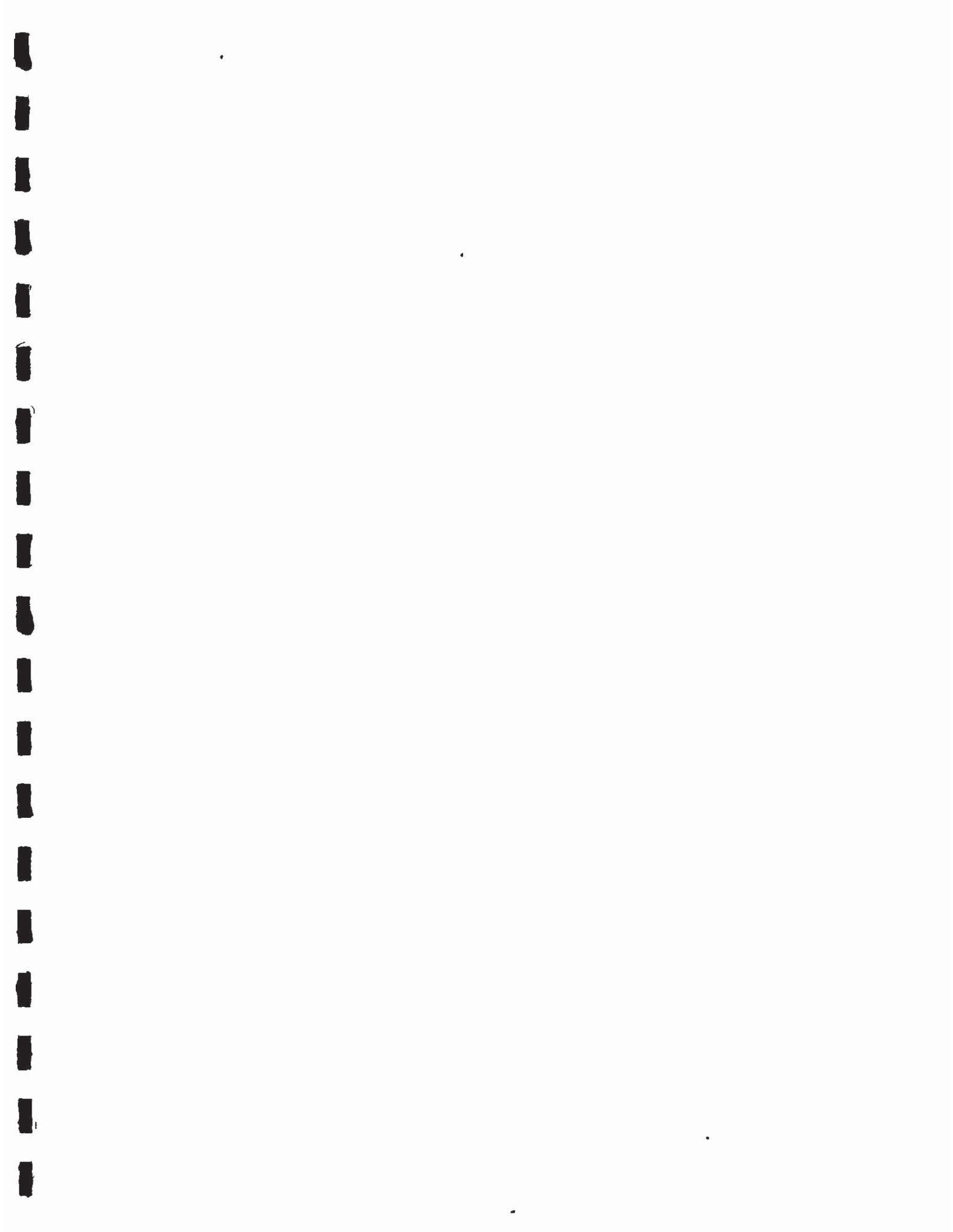
Funds for this agreement are available in the Airport Operating budget.

28. RECOMMEND APPROVAL OF THE FOLLOWING CHANGE ORDERS TO CONTRACTS FOR CONSTRUCTION OF THE NEW TERMINAL FACILITIES AT THE AIRPORT, INCREASING TOTAL CONTRACT AMOUNTS BY \$396,458.

A. Contract - General Construction
Robert H. Pinnix Associates
Award Date May 19, 1980
Contract Amount to Date \$13,609,082
Change Order No. G-9 \$182,799

This change order covers design changes requested by the airlines, changes to coordinate with other contractors, and architectural additions or deletions.

(continued)



28. (continued)

B. Contract - Upfitting Package
Beam Construction Company, Inc.
Award Date: January 25, 1982
Contract Amount to date: \$506,600
Change Order No. G-1: \$77,681

This change order covers additional work required by concession and other tenant agreements such as Barber Shop, Game Room, Chocolate Shop, Ice Cream Shop, Rent-A-Cars, as well as various airline tenant spaces, and various changes in design due to coordination with airline conveyor contractors and other architectural additions and deletions.

C. Contract - Electrical Construction
Watson Electric Company, Inc.
Award Date: May 19, 1980
Contract Amount to Date: \$1,916,868
Change Order No. E-7: \$67,471

This change order covers changes requested by the airlines and revisions required by other tenant agreements and design changes and coordination items.

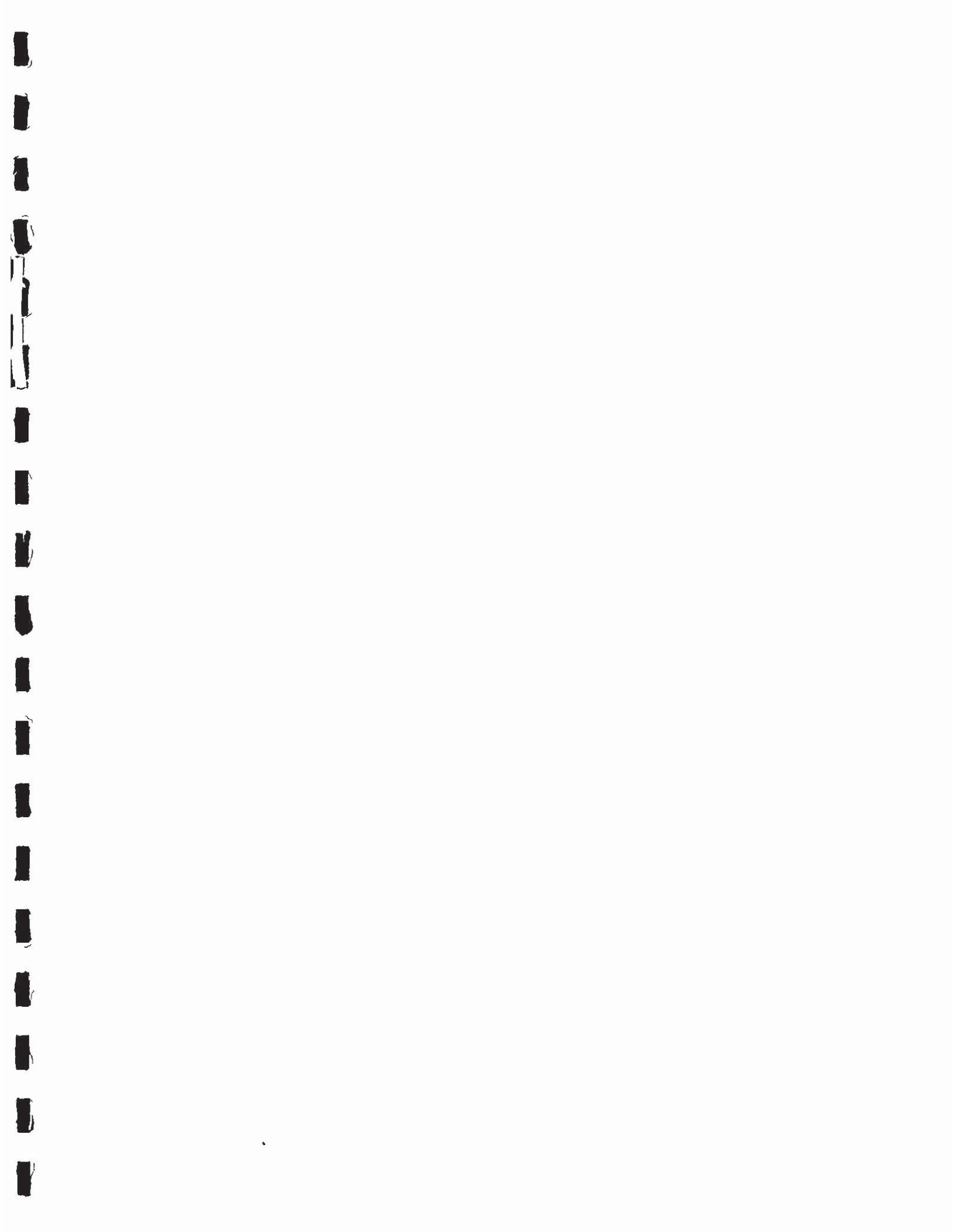
D. Contract - Mechanical Construction
The Poole & Kent Corporation
Award Date: June 30, 1980
Contract Amount to Date: \$4,137,116
Change Order No. M-5: \$28,378

This change order covers design changes or coordination items in the contract drawings and other design changes requested by Delta Airlines.

E. Contract - Plumbing Construction
Alpha Mechanical, Inc.
Award Date: May 19, 1980
Contract Amount to Date: \$723,678
Change Order No. P-7: \$13,246

This change order covers additional plumbing work to the Barber Shop, Ice Cream Parlor, and Chocolate Shop concessions and design changes or coordination items in contract drawings.

F. Contract - Upfitting Mechanical Package
C & M Associates
Award Date: February 8, 1982
Contract Amount to Date: \$39,242
Change Order No. G-1: \$13,600



28. (continued)

This change order covers mechanical revisions for the Game Room, Chocolate Shop, and Airport Security Office. The mechanical requirements for these spaces had not been determined at the time the original contract was awarded.

G. Contract - Toll Plaza and Bus Shelters
Beam Construction Company, Inc.
Award Date February 8, 1982
Contract Amount to Date: \$284,119
Change Order No. G-1: \$13,283

This change order will provide an additional toll booth to be installed on the lower level roadway for the City's taxicab dispatcher, and cover additional costs for unanticipated field conditions and design changes.

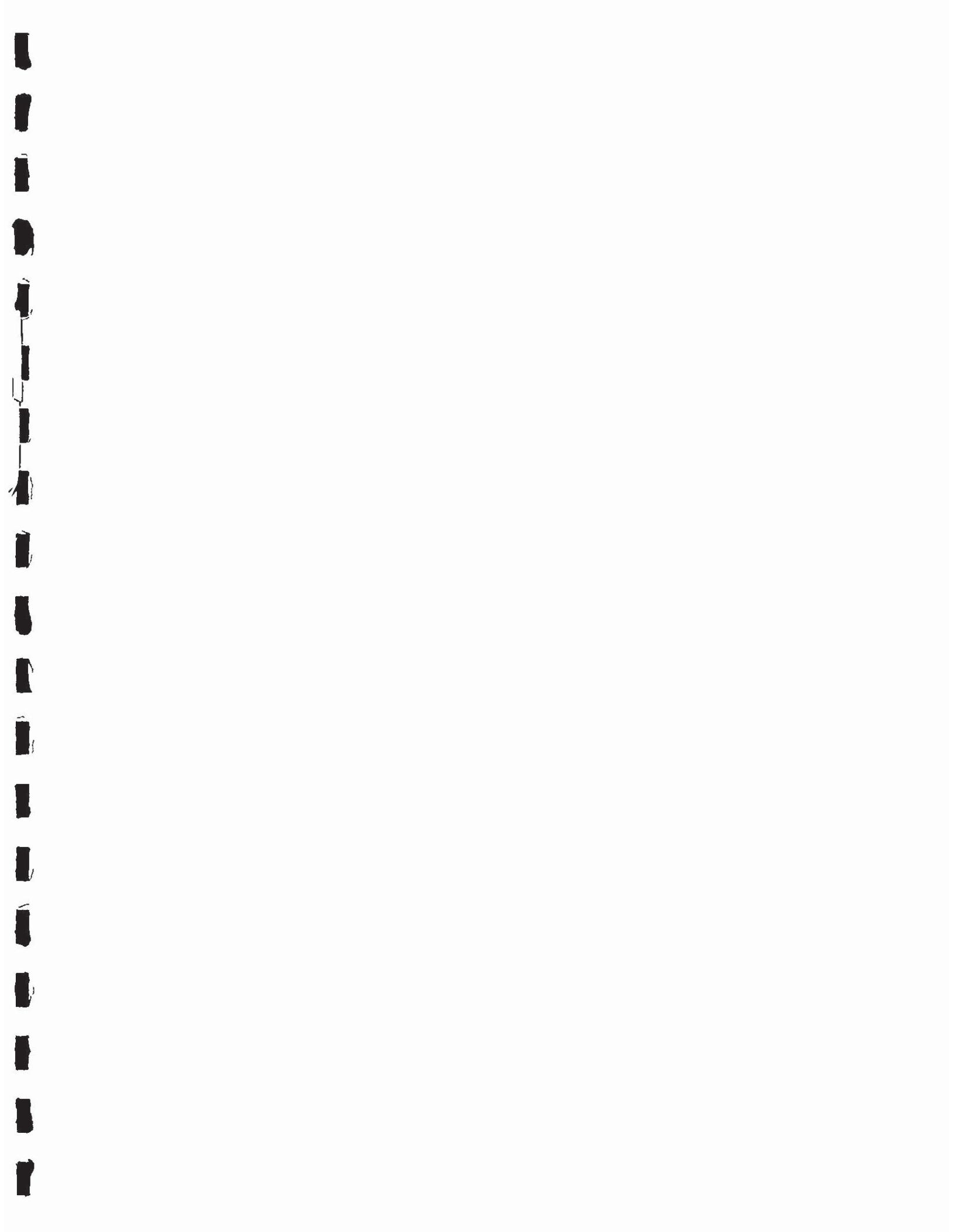
Funds are available in new terminal project contingency for these change orders.

29. RECOMMEND APPROVAL OF CHANGE ORDER NO. 1 IN THE AMOUNT OF \$12,012.00 FOR THE FOURTH WARD PARK - PHASE II CONTRACT WITH MORETTI CONSTRUCTION COMPANY.

On June 30, 1980 City Council awarded this contract in the amount of \$38,100.00 for the construction of a pedestrian plaza and fountain to Moretti Construction Company as the second phase of the Fourth Ward Park.

This project was substantially complete on November 1, 1980 except for installation of mechanical equipment. However, in March of 1981 it was noted that the fountain and plaza areas were beginning to sink. This change order is needed so that these areas can be dismantled and the reasons for improper settlement determined and corrected. If the settlement is the result of workmanship or materials supplied by the contractor, then no funds will be expended by the City for repairs. If the problems are found to be outside the control of the contractor (i.e., a buried storm drainage line, etc.), then the City will be required to pay for the removal and reconstruction of the area at a maximum cost of \$12,012.

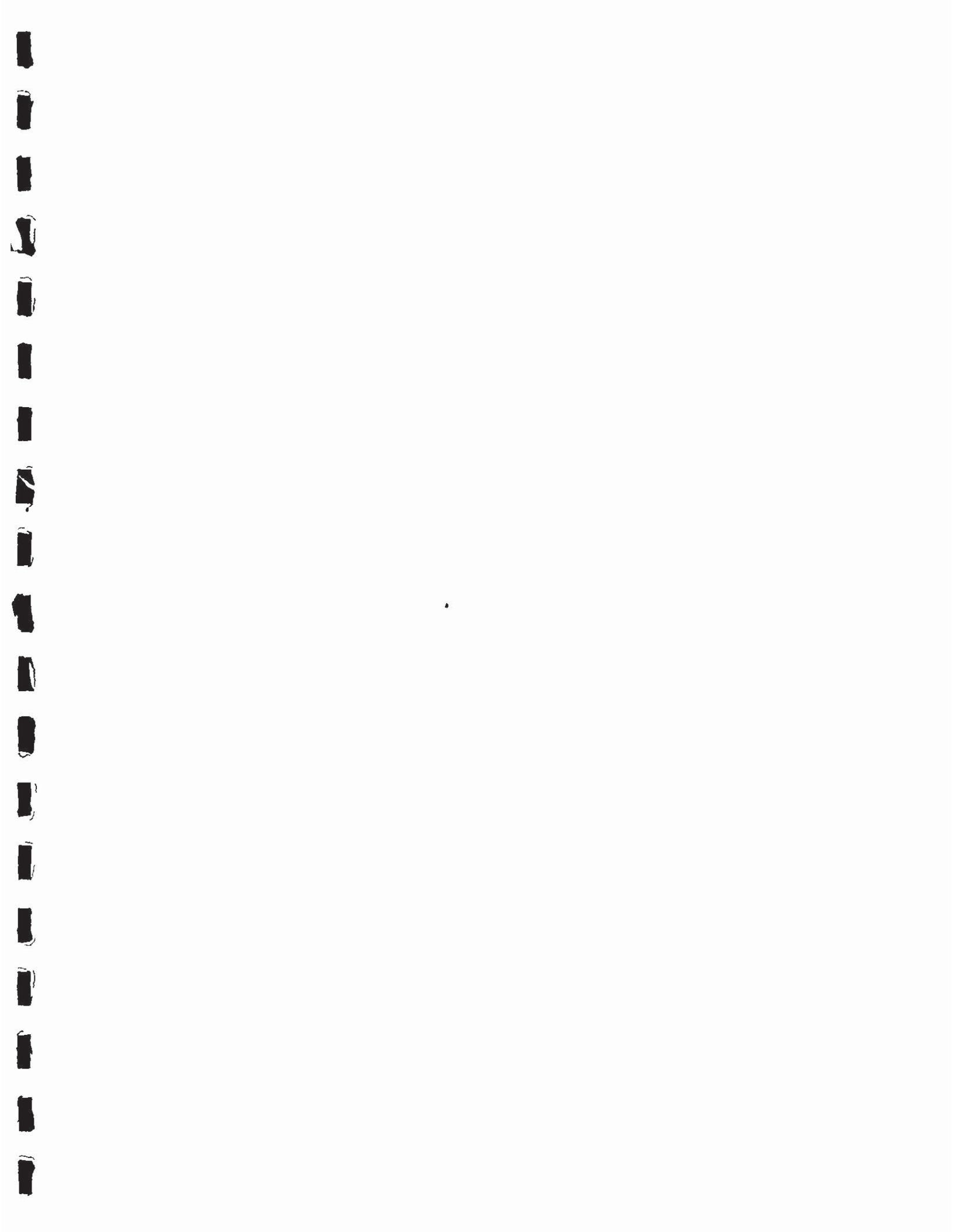
Funds are available in Fiscal 1983 CIP for Fourth Ward to cover this change order.



Property Transactions

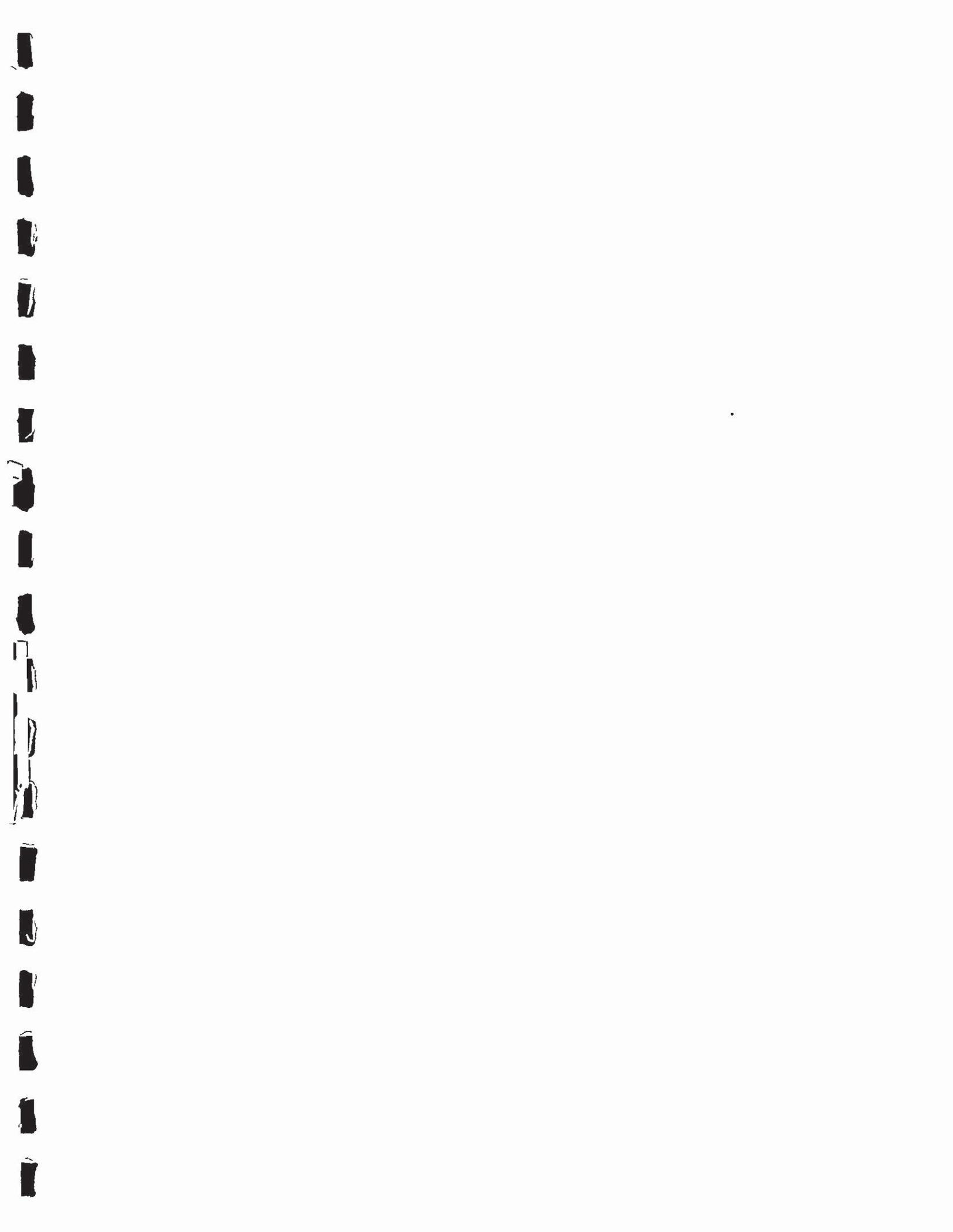
30. RECOMMEND ADOPTION OF A RESOLUTION AUTHORIZING CONDEMNATION ACTION AGAINST H. M. VICTOR, IVEY W. STEWART, E. E. JONES, TRUSTEES FOR PROPERTY LOCATED AT 230 SOUTH CEDAR STREET.
- Reason for Condemnation: City Attorney has advised that condemnation action is needed to obtain fee-simple title to property. Property is needed to assemble low-income housing site in the Third Ward Neighborhood Strategy Area.
- Condemnation Price: \$1,150
31. RECOMMEND APPROVAL FOR PROPERTY AND RIGHT-OF-WAY ACQUISITION AS SHOWN.
- A. Acquisition of 2,000 ± square feet plus temporary construction easement, at southwest corner Dalton Village Drive and West Boulevard, from North Carolina National Bank, for \$1.00, for Sanitary Sewer to serve 2116 West Boulevard. (Easement)
 - B. Acquisition of 1,031.40 square feet at 7411 Concord Road, from Province Development, Ltd., for \$1.00, for Sanitary Sewer to serve Old Concord Subdivision. (Assignment of Easement)
 - C. Acquisition of 100.05 ± square feet, on Matthews-Pineville Road, from Woodfield Associates, a North Carolina Limited Partnership, for \$1.00, for Sanitary Sewer to serve Woodfield Corporate Center. (Easement)
 - D. Acquisition of 8,326.20 square feet on Matthews-Pineville Road, from Woodfield Associates, a North Carolina Limited Partnership, for \$1 00, for Sanitary sewer to serve Woodfield Corporate Center. (Assignment of Easement)
 - E. Acquisition of 2,389 square feet at 847 North Church Street, from Soule Steel & Iron Company, for the appraised value of \$2,400.00, for Tryon-Church Connector. (Temporary construction Easement).
 - F. Acquisition of 8,100 square feet with 1 single family frame structure and 1 frame duplex (one occupied), at 429, 433 North Summit Avenue, from Samuel Pettus, for \$8,100.00, for Five Points Area - Assemblage for Residential and Public/Open Space. (Option)
 - G. Acquisition of 10,300 square feet with 2 single family frame structures (one single family frame structure damaged by fire. One occupied), at 417, 421, 423 North Summit Avenue, from Samuel Pettus, for \$7,900.00, for Five Points Area - Assemblage for Residential and Public/Open space (Option)

(continued)



31. (continued)

- H. Acquisition of 9,350 square feet with 4 single family frame structures (four occupied), at 408 North Summit Avenue, from Thomas F. Kerr & Company, Inc., for \$17,350 00, for Five Points Area - Assemblage for Residential and Public/Open space. (Option)
- I. Acquisition of 6,025 square feet of vacant residential land at 218 Frazier Avenue, from Roberta Spratt, for \$3,250.00, for Five Points Area - Low income housing sites. (Option)
- J. Acquisition of 2,050 square feet of vacant residential land on Montgomery Street, from North Carolina Department of Transportation, for \$615.00, for Five Points Area - Low income housing sites. (Option)
- K. Acquisition of 1,448 square feet of vacant residential land on Frazier Avenue, from Richard D. Gu9ney, Jr., for \$1,050.00, for Five Points Area - Low income housing sites. (Option)
- L. Acquisition of 800 square feet of vacant residential land on northeast corner of Frazier Avenue and Lawing Avenue, from George E. James and wife, Lavert G. James, for \$650.00, for Five Points Area - Low income housing sites. (Option)
- M. Acquisition of 4,879 square feet with 1 single family frame structure (one occupied) at 521 Mill Road, from Ms. Johnsie Lowe, for \$30,000.00, for Five Points Area - Assemblage for expansion of Johnson C. Smith University. (Condemnation)
- N. Acquisition of 3,980 square feet plus temporary construction easement, at 844 North Church Street, from B. V. Belk, Jr. and wife, Harriet C. Belk, for \$12,120.00, for Tryon-Church Connector. (Condemnation)
- O. Acquisition of 4,204 square feet plus temporary construction easement, at 840 North Church Street, from Leo Grosswald and wife, Rea Grosswald (Deceased), Roger R. Grosswald and Joyce M. Pressley, for \$14,700.00, for Tryon-Church Connector. (Condemnation)
- P. Acquisition of 1,673 square feet plus temporary construction easement, at 828 North Church Street, from Leo Grosswald and wife, Rea Grosswald (Deceased), Roger R. Grosswald and Joyce M. Pressley, for \$85,000.00, for Tryon-Church Connector (Condemnation)



Personnel Actions

32. RECOMMEND ADOPTION OF A RESOLUTION AMENDING THE EMPLOYEE GROUP INSURANCE PLAN TO ESTABLISH A SPECIAL CONTINGENCY RESERVE AND TO MODIFY THE PORTION OF THE CITY CONTRACT WITH LIFE OF VIRGINIA REGARDING CONTINUATION AND CONVERSION OF ACCIDENT AND HEALTH INSURANCE.

Adoption of this resolution will accomplish the following:

1. Allow the City, as the policy holder, to maintain and receive interest income from the special contingency reserve established in the contract with Life of Virginia for employee group insurance.

Currently, Life of Virginia, as the carrier, maintains the reserve and the City only receives a portion of interest earned on investment. The reserve consists of approximately one month's premium, and is required in the event projected premiums are not sufficient to cover actual claims and related costs.

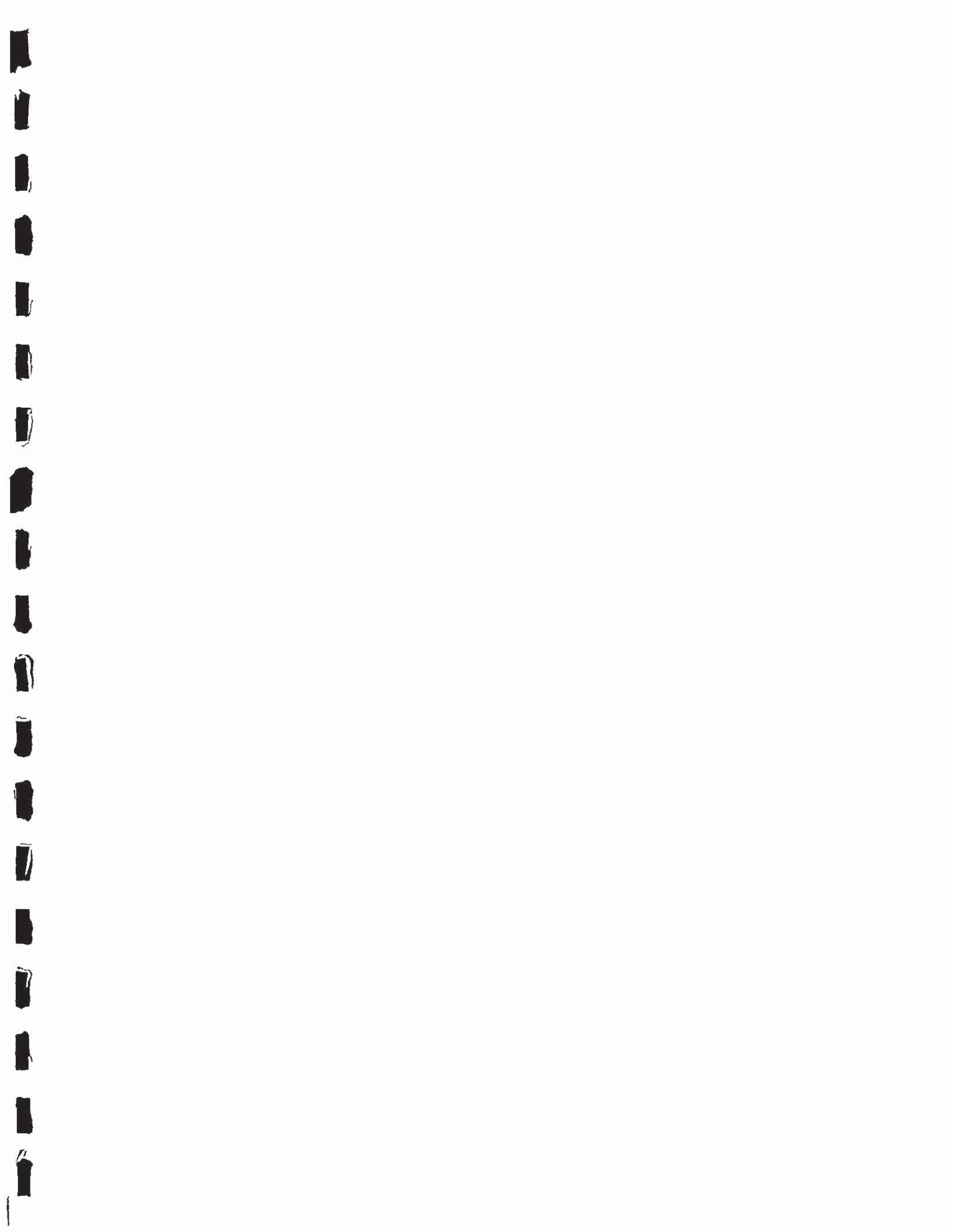
2. Allow employees who terminate employment with the City to obtain major medical coverage. Currently, the employee can only obtain an individual hospital and surgical expense policy. This amendment is needed to bring the City policy into compliance with State Law.
3. Allow employees who retire prior to becoming eligible for Medicare, but who remain eligible for group coverage, the choice of buying an individual conversion policy or remaining insured under the group policy.
4. Allow terminating employees or dependents to continue their group coverage for three months prior to, or in lieu of, buying an individual conversion policy. This amendment is needed to bring the City policy in compliance with State law.

These changes will not affect insurance rates for the City.

33. RECOMMEND ADOPTION OF A RESOLUTION TO ELECT A TAX SHELTER OF EMPLOYEES' CONTRIBUTIONS PAYABLE AS MEMBERS OF THE NORTH CAROLINA LOCAL GOVERNMENTAL EMPLOYEE'S RETIREMENT SYSTEM.

The 1981 General Assembly (1982 Regular Session) enacted legislation which allows participating employers in the North Carolina Local Government Employee's Retirement System to elect a method of income tax sheltering the retirement contributions of employees who are members of this system. Adoption of this resolution will allow the employee contribution (6% of his/her salary) to be deducted from gross salary for the purpose of calculating Federal and State withholding tax. This method is allowed under the Internal Revenue Service Code and will enable the typical employee to realize an increase in take-home pay of 2% - 4%. At retirement, the employee

(continued)



33. (continued)

would pay Federal Income Tax on all amounts received over and above the contributions made prior to the date of election to tax shelter the contribution.

This legislation applies only to members of the Local Governmental Employee's Retirement System. It does not apply at this time to the members of the Law Enforcement Officer's Benefit and Retirement Fund or to the members of the Charlotte Firemen's Retirement System. The Board of Trustees for these bodies will be considering changes to their plans to qualify them under the Internal Revenue Service Code.

Rehabilitation Grants & Loans

34 RECOMMEND APPROVAL OF A LOAN AGREEMENT BETWEEN THE CITY OF CHARLOTTE AND THE FOLLOWING APPLICANTS FOR HOUSING REHABILITATION IN THE AMOUNTS AS INDICATED.

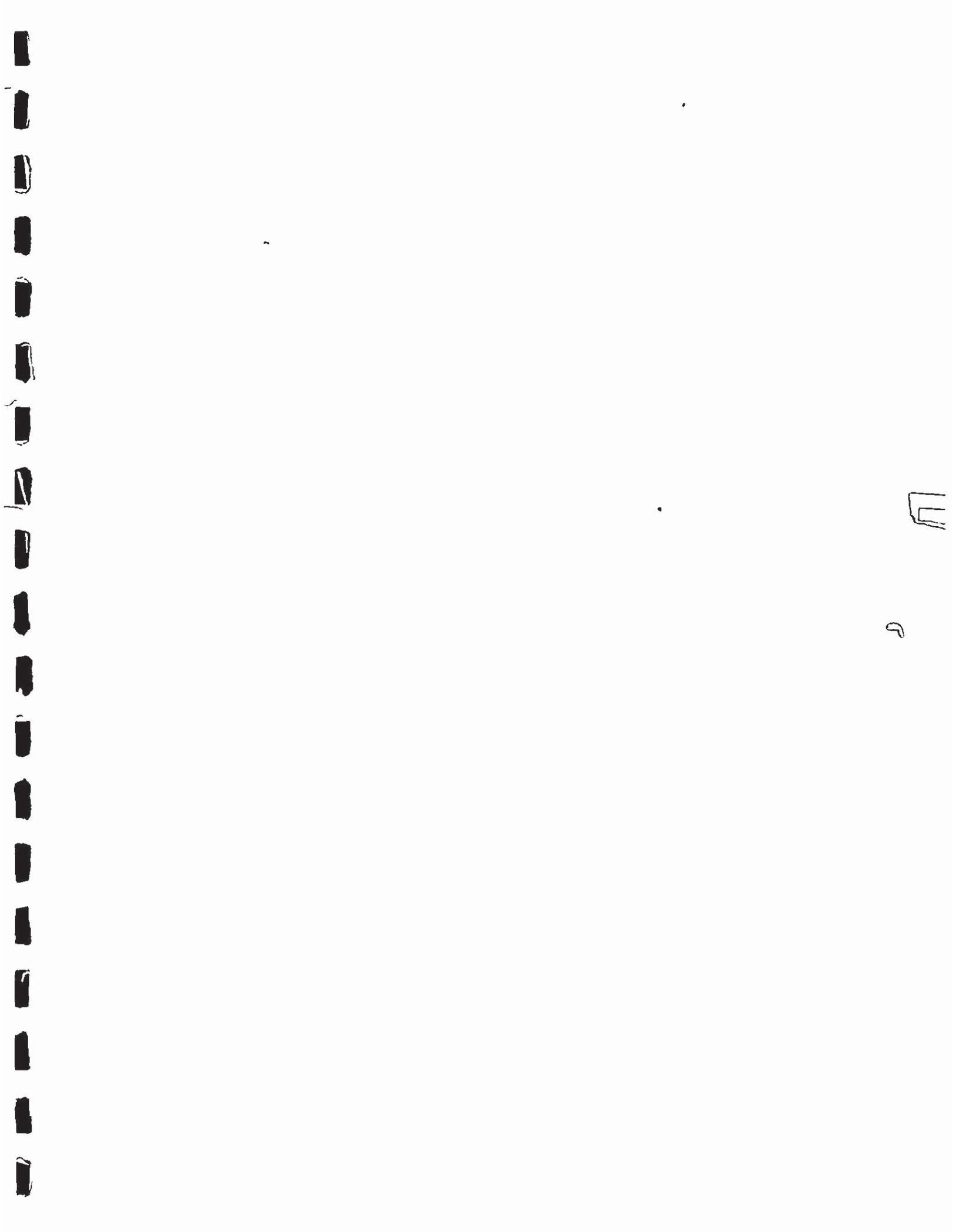
- A. Robert Miller and wife Lottie, one unit at 900 Lunsford Place, in North Charlotte NSA, for 20 years at 3% interest - Loan Amount of \$16,650.
- B. Edward W. Gormley, one unit at 606 Campus Street, in Five Points NSA, for 20 years, at 3% interest - Loan Amount of \$10,800.
- C. John A. Pettice & wife Addie; Eugene Ely and wife Sylvia, one unit at 624 Cherry Street, in Cherry NSA, for 20 years at 3% interest - Loan Amount of \$10,600.

These loan applications have been reviewed by the City Loan Officer, Community Development Department, and all criteria for qualifying for financial assistance have been met by the applicants in accordance with the requirements outlined for the Community Development Loan and Grant Program.

35. RECOMMEND APPROVAL OF LOAN AGREEMENT WITH OWNERS OF HOUSING UNITS TO BE REHABILITATED UNDER THE SECTION 8 MODERATE REHABILITATION PROGRAM IN PARTIAL RESPONSE TO THE HARRIS/KANNON LAW SUIT AS SHOWN BELOW.

- A. -Larry D. Rupp, one unit at 2020-22 Wayt Street, for 15 years, at 9% interest - Loan Amount, \$14,500.
- B. Larry D. Rupp, one unit at 2021-23 Wayt Street, 2 units at 2101-03 Wayt Street, two units at 2105-07 Wayt Street, for 15 years, at 9% interest - Loan Amount, \$40,050.

(continued)



35. (continued)

On December 14, 1981, City Council established a loan fund of \$325,000 to implement this program. Approval of these loans will increase the total number of units to be rehabilitated to 24. These loan applications have been reviewed by the City Loan Officer, Community Development Department, and all criteria for qualifying for financial assistance have been met by the applicants in accordance with the requirements outlined in a Memorandum of Understanding between the City of Charlotte and the Charlotte Housing Authority for the provision of administrative services under the Section 8 Moderate Rehabilitation Program.

Utility Contracts

36. RECOMMEND APPROVAL OF CONTRACTS FOR CONSTRUCTION OF WATER AND SANITARY SEWER MAINS:

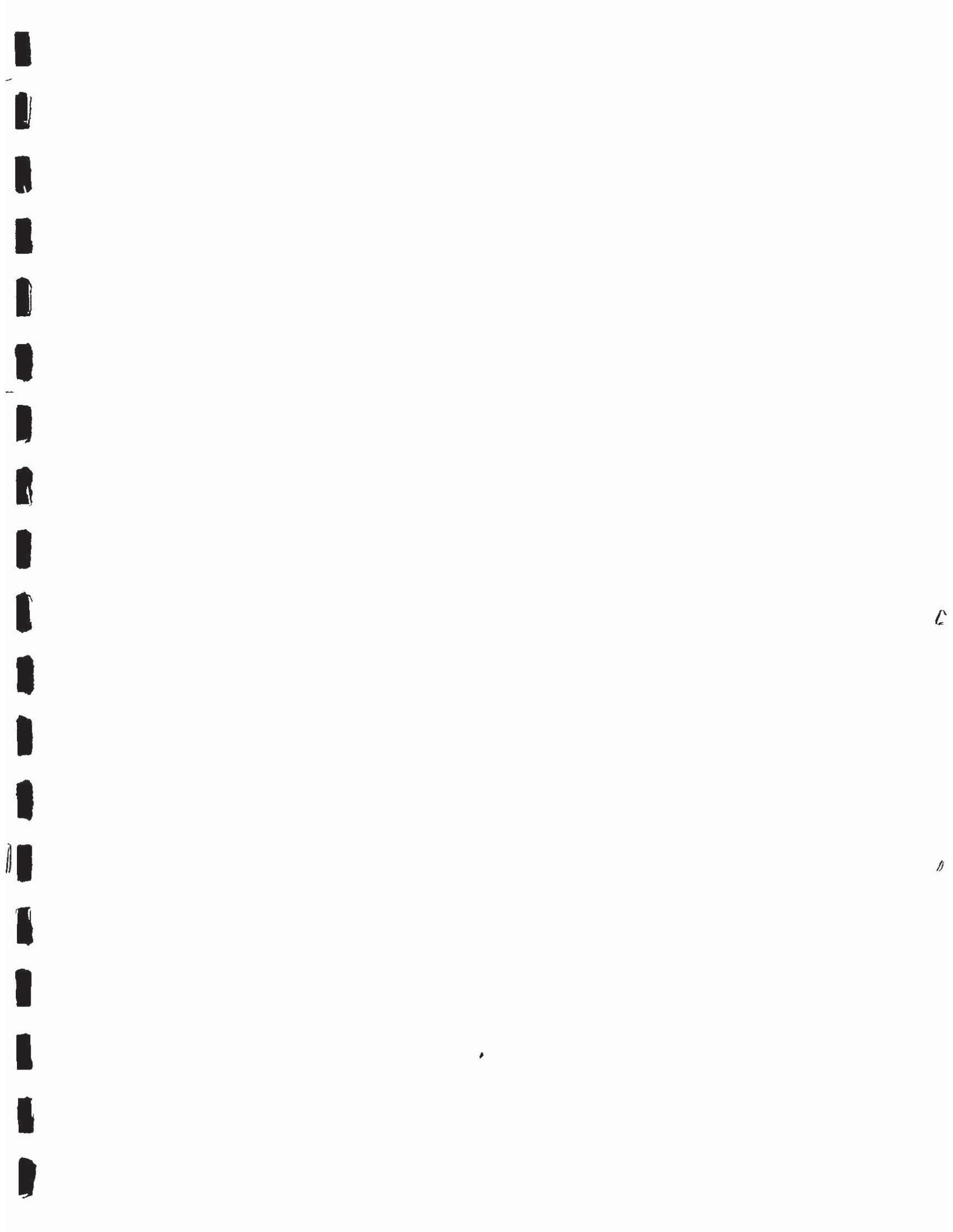
- A. Contract with Province Development, Ltd. for construction of 1,550 linear feet of 6-inch water mains and 1,010 linear feet of 2-inch water mains, to serve Verne Dale Farms Subdivision, Section II, located east of North Sharon Amity Road and south of Hickory Grove Road, inside the city, at an estimated cost of \$28,200.00, at no cost to the City.
- B. Contract with Carmel Land Company, Inc. for construction of 775 linear feet of 8-inch sewer mains to serve Hampton Leas South, located north of Alexander Road and east of Providence Road, outside the city, at an estimated cost of \$17,050.00, at no cost to the City.

Resolutions

37. RECOMMEND ADOPTION OF A RESOLUTION CALLING FOR A PUBLIC HEARING ON AMENDMENT NO. 2, REDEVELOPMENT PLAN FOR FIVE POINTS NEIGHBORHOOD STRATEGY AREA, FOR AUGUST 9, 1982, AT 3:00 P. M., IN THE COUNCIL CHAMBER OF CITY HALL.

On October 6, 1980, the City Council endorsed the Joint Report developed by the Biddleville-Five Points Community Organization and the Community Development Department. The report laid out the parameters for replanning the Western Heights Area, with emphasis on saving houses wherever possible. In addition, it called for developing new housing opportunities in Five Points. Later, the decision was made to develop fifty units of public housing in the Western Heights section of Five Points. The amendment process was then postponed to allow for the final planning of this development.

(continued)



37. (continued)

Planning is now complete and the amendment is being prepared for the public hearing which must be held before City Council approval.

The purpose of this amendment is to:

- A. Revise the land use by incorporating the new public housing site and also to provide for conservation and rehabilitation where feasible in the Western Heights section of Five Points.
- B. Revise the land use in order to provide an opportunity for future development of housing along North Summit Avenue between West Fifth Street and Martin Street.
- C. Revise the land acquisition program by deleting some parcels now scheduled for clearance which have been determined to be feasible for rehabilitation in order to conserve additional existing housing stock.
- D. Revise the land acquisition program by no longer calling for certain street right-of-ways to be abandoned.
- E. Update the estimated cost and re-schedule financing.

Throughout the amendment process, staff has been working closely with representatives of the Biddleville-Five Points Community Organization and officials from Johnson C. Smith University.

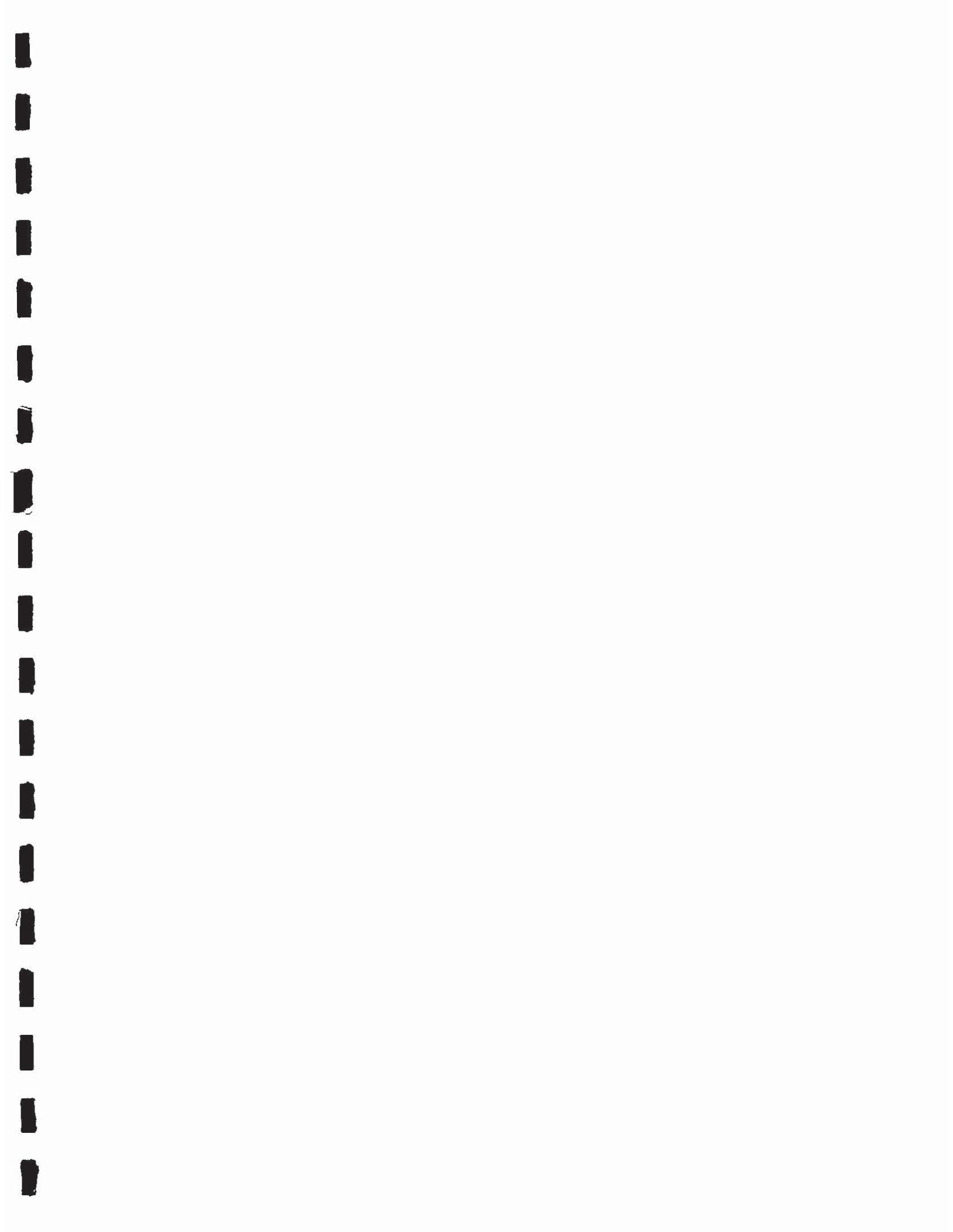
38. RECOMMEND THE ADOPTION OF A RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES IN THE TOTAL AMOUNT OF \$16,028.66 WHICH WAS COLLECTED THROUGH CLERICAL ERROR OR ILLEGAL LEVY AGAINST TWENTY-EIGHT TAX ACCOUNTS.

Housing Code Enforcement

39. RECOMMEND ADOPTION OF ORDINANCE AND APPROVAL OF CONTRACT TO RENOVATE A DWELLING LOCATED AT 1710 CLIFFWOOD PLACE WHICH HAS BEEN DECLARED "UNFIT" FOR HUMAN HABITATION. USING THE IN REM REMEDY. MR. EUGENE PROCTOR IS THE OWNER.

On June 14, City Council deferred action on this agenda item because of questions raised by Mr. Proctor about a grant application. Staff has learned from the Charlotte Housing Authority that Mr. Proctor was referring to an application made to receive rent subsidies for his units. The Housing Authority has indicated that currently no funds are available for rent subsidy. In addition, these units do not qualify for the Section 8 Moderate Rehabilitation Program being administered by the Community Development Department under the First Ward lawsuit settlement.

(continued)



39. (continued)

Staff recommendation is that the City Council adopt this ordinance which would allow the City to make the repairs and place a lien against the property for actual costs.

40. RECOMMEND ADOPTION OF ORDINANCE REQUESTING THAT THE DWELLING LOCATED AT 1929 WOODCREST AVENUE BE VACATED AND DEMOLISHED. GLENN I. McLAUGHLIN AND WIFE, CAROLYN B., ARE OWNERS.

The owners have neglected to comply with orders to correct unfit conditions after being duly notified. Those conditions include ceiling joist and rafter rotten, header rotten, roof sheathing rotten, and main roof leak in the bedroom. Estimated cost to repair is \$13,000. The house is now occupied.

Law Suit Settlement

41. RECOMMEND THAT THE TERMS OF THE SETTLEMENT REACHED IN THE LAWSUIT CAPTIONED POOLE VS. CITY OF CHARLOTTE, ET AL, BE INCORPORATED IN THE CITY COUNCIL MEETING FOR JULY 12, 1982.

In a recent executive session, City Council approved a settlement in the subject litigation. By law, the terms of that settlement must be reported to the public body and entered into its minutes within a reasonable time after the settlement has been concluded. The lawsuit in question has been successfully settled and concluded.

The following report is made to City Council for incorporation in the minutes:

In the lawsuit captioned Betty Poole vs. City of Charlotte, et al., C-C-80-0401-M, the City of Charlotte agreed to pay the sum of \$5,939.40 in back pay (less applicable taxes), to pay the sum of \$6,200 in legal fees and expenses; and to reclassify the plaintiff Poole to Office Assistant IV pay grade 8(E) retroactive to May 7, 1982, in settlement of a lawsuit alleging sexual discrimination in promotions and reclassifications. In exchange, Ms. Poole agreed to a consent dismissal of her lawsuit in federal court. The allegations of class discrimination were dismissed by consent after a hearing in federal court and upon the representation of plaintiff's counsel that his discovery had not shown statistically provable class discrimination. The final order of dismissal was entered June 21, 1982.

Special Officer Permit

42. RECOMMEND APPROVAL OF THE RENEWAL OF SPECIAL OFFICER PERMIT FOR USE ON THE PREMISES OF CHARLOTTE/DOUGLAS INTERNATIONAL AIRPORT TO CALVIN JUNIOR McCLURE.

- A D D E N D U M -

CONSIDER REQUEST FROM THE CHARLOTTE UPTOWN DEVELOPMENT CORPORATION (CUDC) TO AUTHORIZE THE PLANNING COMMISSION TO BEGIN A CERTIFICATION PROCESS TO QUALIFY CERTAIN AREAS IN THE CHARLOTTE UPTOWN AS REDEVELOPMENT AREAS, AND TO GRANT THE CUDC AUTHORITY TO DEVELOP A LINE OF CREDIT WITH A CONSORTIUM OF LOCAL LENDING INSTITUTIONS TO PROVIDE BELOW MARKET RATE FINANCING FOR REDEVELOPMENT PROJECTS.

Councilmember Dave Berryhill has asked that City Council consider this request at the meeting on July 12.

The CUDC proposal is designed to stimulate renovation of commercial buildings basically along the Tryon Street Mall area and one block East West on Trade Street. The RTKL and Lane Frenchman studies would be the basis for preparing working plans.

CUDC would act as the agent of the City in securing loan funds from a banking consortium and pass these funds on to private redevelopers at a low interest rate, similar to the role played by the City in the Third and Fourth Ward loan programs.

A letter from the CUDC Chairman and map depicting the project will be provided prior to the Council meeting.

SCHEDULE OF MEETINGS
JULY 12 THRU JULY 16, 1982

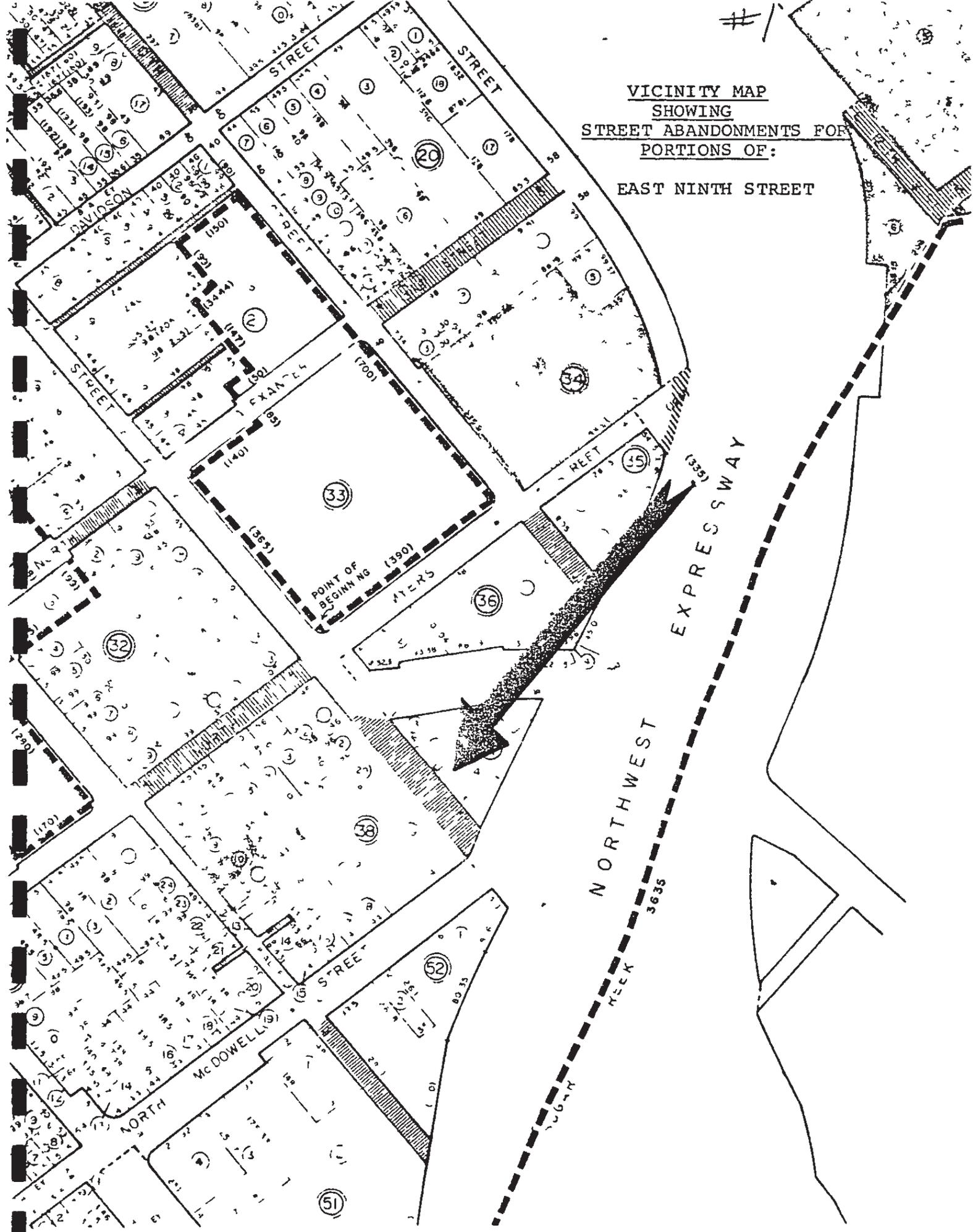
Monday, July 12	EXECUTIVE SESSION Training Center	11 30 A. M.
	Citizens Hearing	2 00 P. M.
	Council Discussion	2 30 P. M.
	MIAB Annual Report	
	REGULAR MEETING	3 00 P. M.
	Council Chamber - City Hall	
Wednesday, July 14	Ad Hoc Committee on Planning/ Planning Commission Cameron-Brown Building 1st Floor Conference Room	7 30 A. M.
	City Council M/WBE Committee City Hall 2nd Floor Conference Room	4 00 P. M.
Thursday, July 15	City Council Ad Hoc Solid Waste Committee City Hall 2nd Floor Conference Room	2 00 P. M.

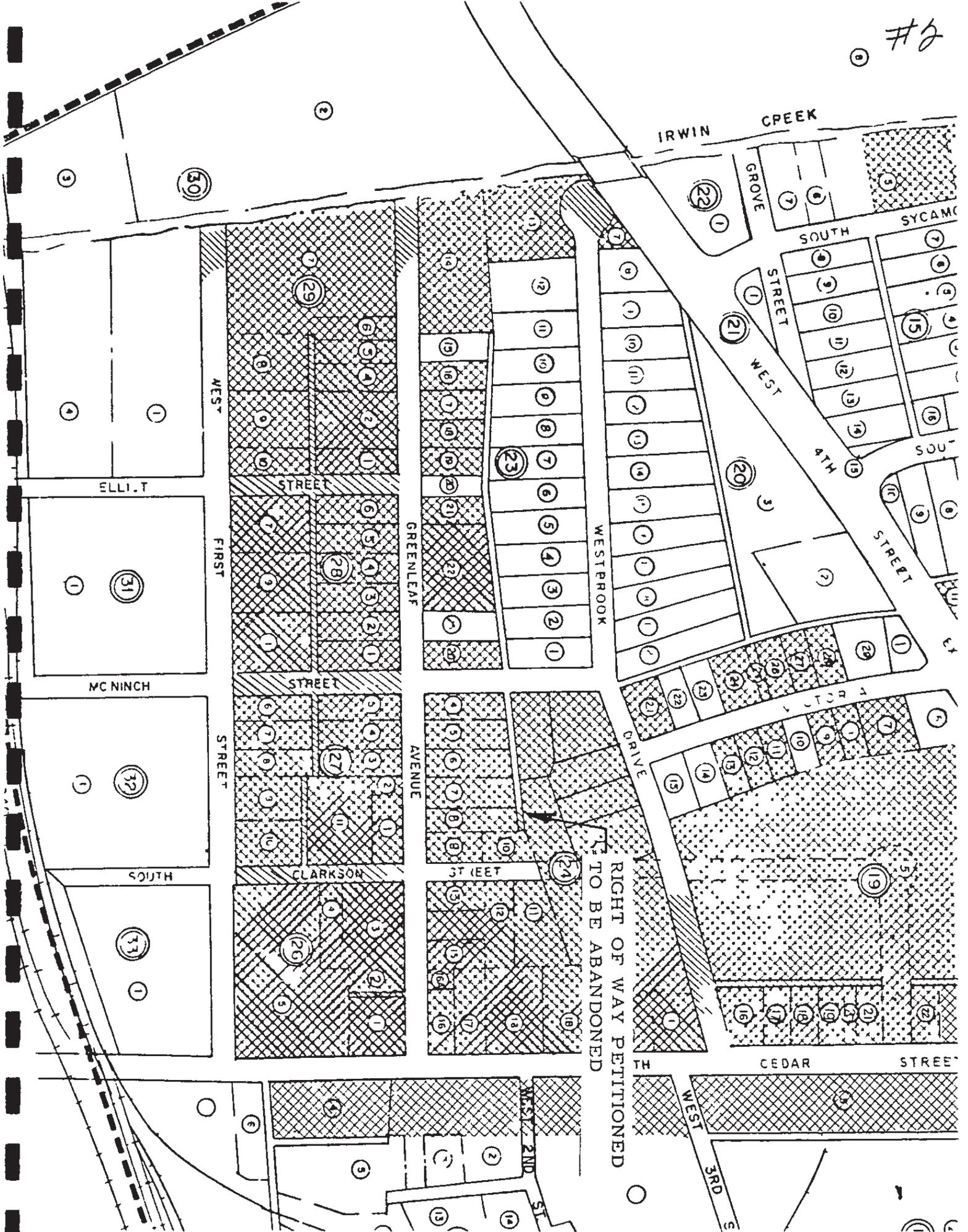


Attachments

VICINITY MAP
SHOWING
STREET ABANDONMENTS FOR
PORTIONS OF:

EAST NINTH STREET





RIGHT OF WAY PETITIONED
TO BE ABANDONED

ELLIOT

MC NINCH

SOUTH

WEST

FIRST

STREET

STREET

STREET

CLARKSON

GREENLEAF

AVENUE

STREET

WESTBROOK

DRIVE

IRWIN

CREEK

GROVE

SOUTH

SYCAMORE

STREET

WEST

4TH

STREET

VICTOR

5TH

CEDAR

STREET

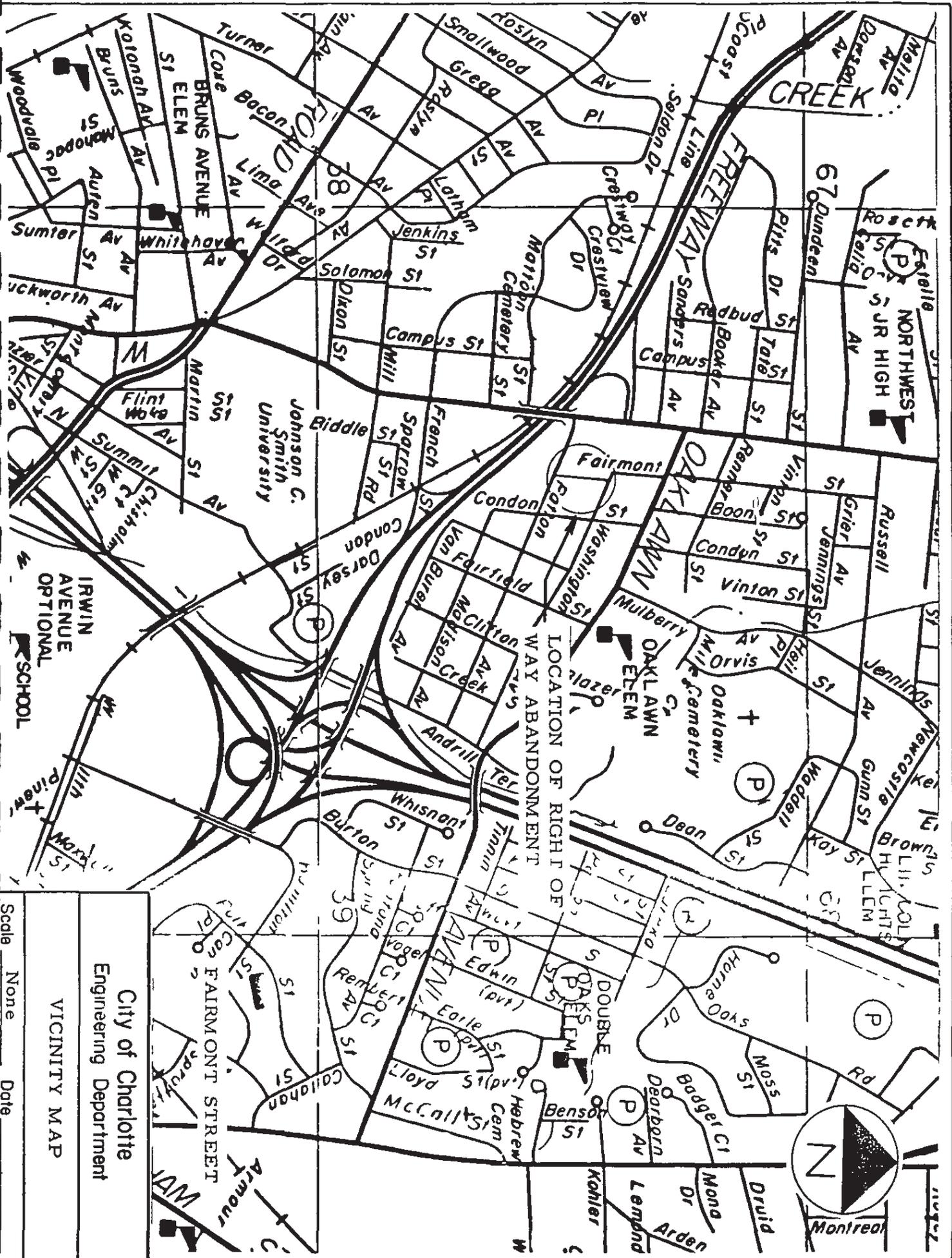
WEST

3RD

WEST 2ND

ST

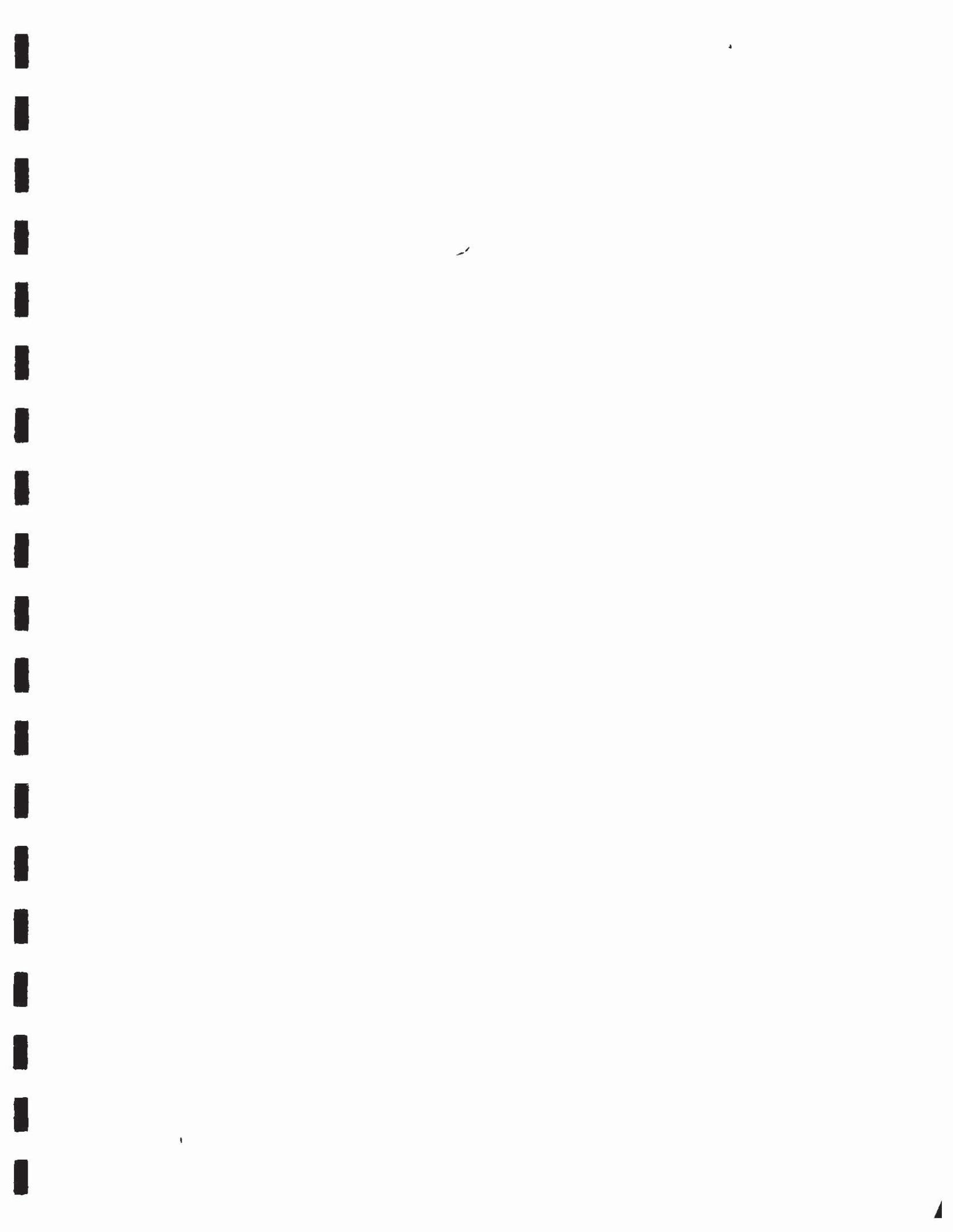


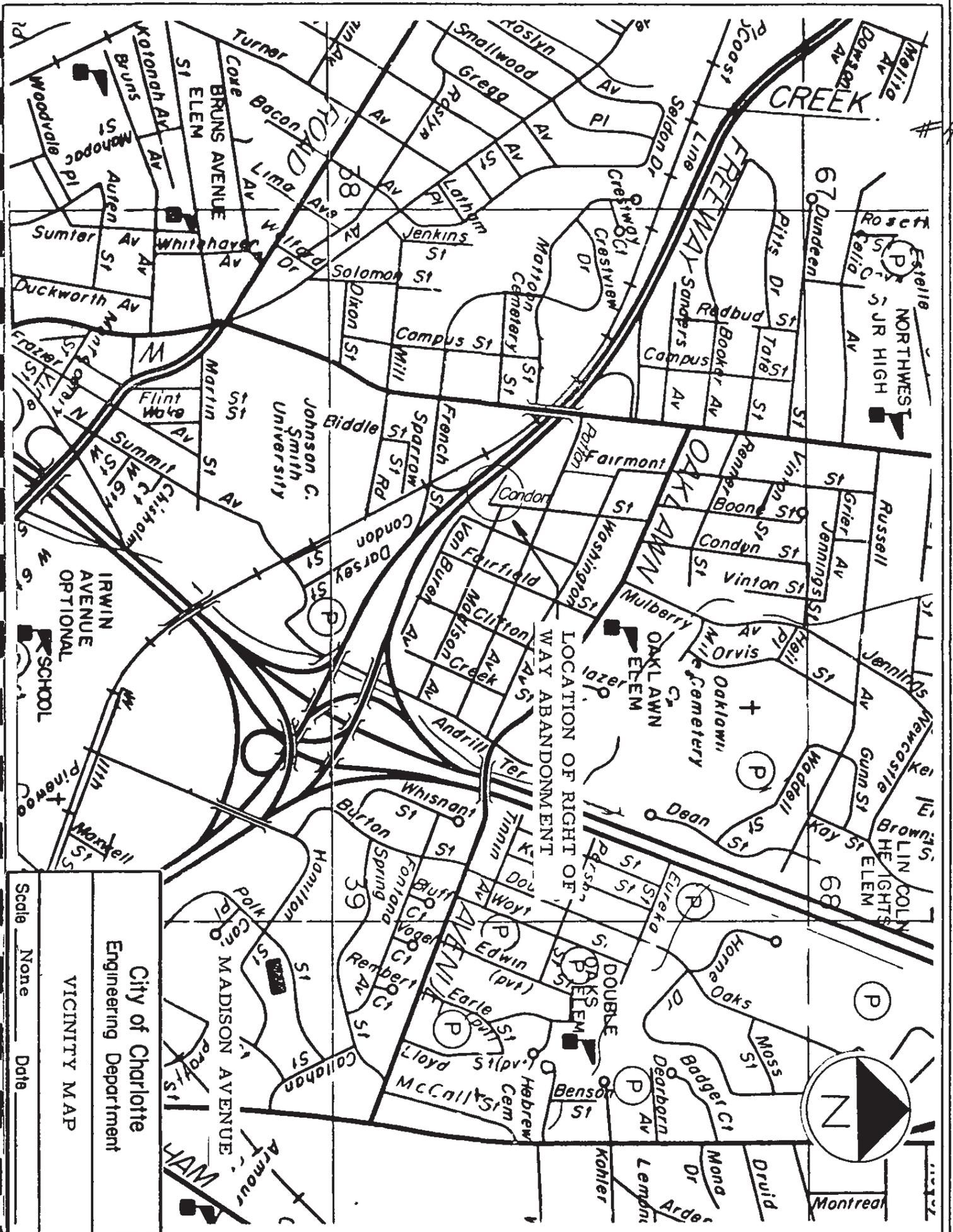


City of Charlotte
 Engineering Department

VICINITY MAP

Scale None Date





City of Charlotte
 Engineering Department
 VICINITY MAP

Scale _____ None _____ Date _____







Request for Council Action

Charlotte

To the City Council
From the City Manager

Action Requested Consider a report from the City Manager on a proposed agreement to consolidate several City and County departments and to adjust the funding of several non-departmental agencies, and, consider a request from the Mecklenburg County Board of Commissioners to form an ad hoc functional consolidation committee.

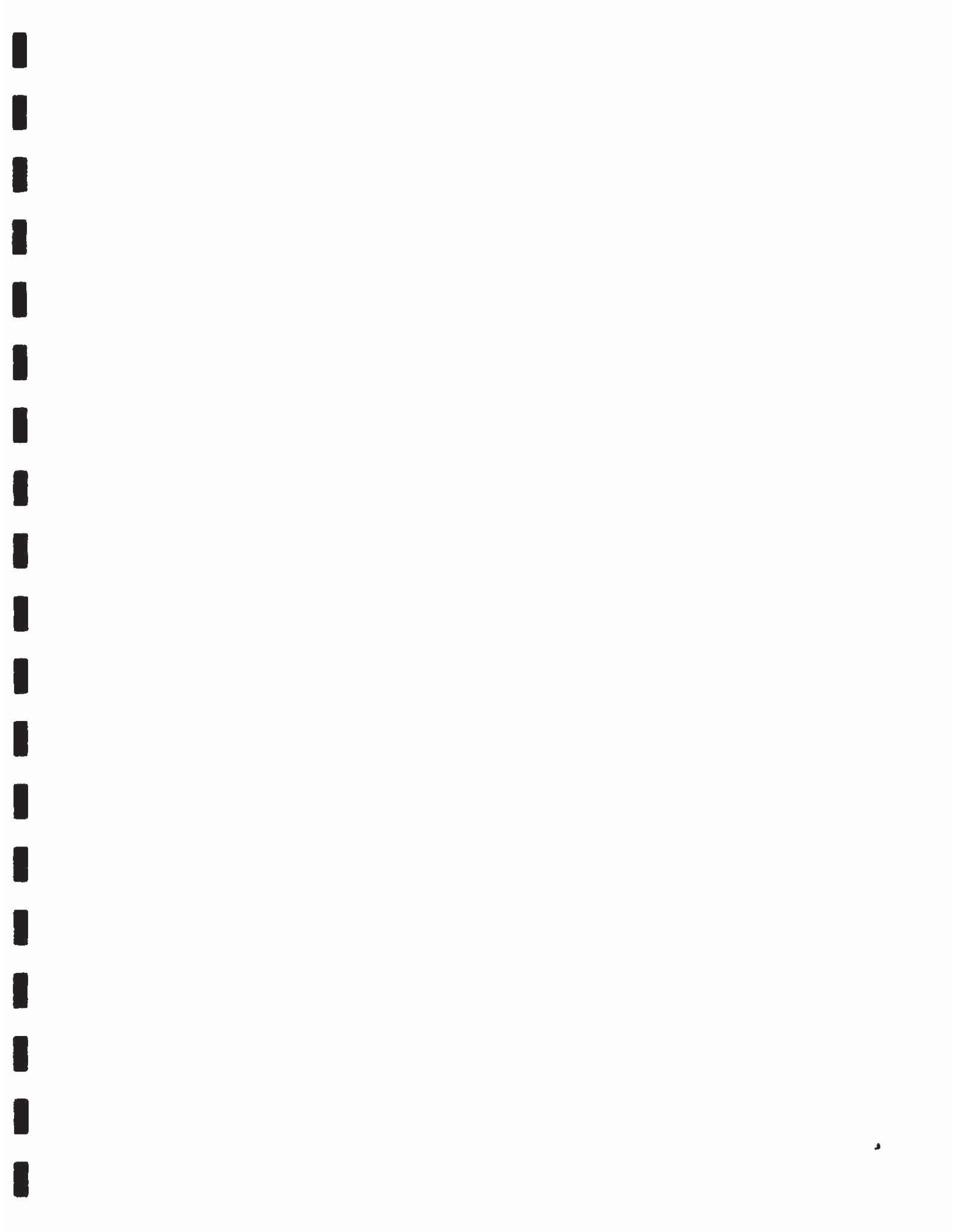
Responsible Department _____

This request should be organized according to the following categories Background, Explanation of Request, Source of Funding Clearances, Bibliography

City Council directed the City Manager to meet with the County Manager in order to identify possible City-County functional consolidations. The result of those meetings is a proposal to:

- functionally consolidate the Animal Control and Ridershare activities under the City,
- consolidate Building Inspection activities under the County,
- centralize the activities of the Charlotte Mecklenburg Planning Commission staff under the direction of the City Manager as a City department,
- and reassign City/County non-departmental agency funding responsibilities to individual governments. More specifically, the City will now assume full funding responsibility for Historic Properties, Victim Assistance, Army and Air National Guards, and the Safety Council. The County will assume funding responsibility for Information and Referral, The Relatives, Council on Aging and the Life Saving Crew.

The proposed agreement was considered in the July 6 meeting of the County Commission. Commission Chairman Tom Ray wrote Mayor Knox, requesting that the Mayor and City Council join them in forming a City/County ad hoc functional consolidation committee to address the departmental and functional merger issues outlined in the proposed agreement. The proposed committee would be composed of two County Commissioners, Walton and Bissell, and two Councilmembers.



AN AGREEMENT BETWEEN THE CITY OF CHARLOTTE AND MECKLENBURG COUNTY
REGARDING THE CONSOLIDATION OF SEVERAL DEPARTMENTS AND THE
REASSIGNMENT OF NON-DEPARTMENTAL EXPENSES

WHEREAS, a number of City and County agencies have been successfully, consolidated including tax assessment, tax collector, purchasing, schools, planning, elections, library, community relations, Action Line, civil preparedness, veterans service and utilities, and

WHEREAS, the City Council and Board of County Commissioners have expressed a desire to continue functional consolidation in order to improve local government's accountability and efficiency, and

WHEREAS, the City Council and Board of County Commissioners have requested their respective staffs to review and recommend additional functions which could be consolidated.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, and the Board of County Commissioners, Mecklenburg County, in regular session duly assembled, that the City Council and the Board of County Commissioners hereby approve the following.

Committees and Independent Agencies

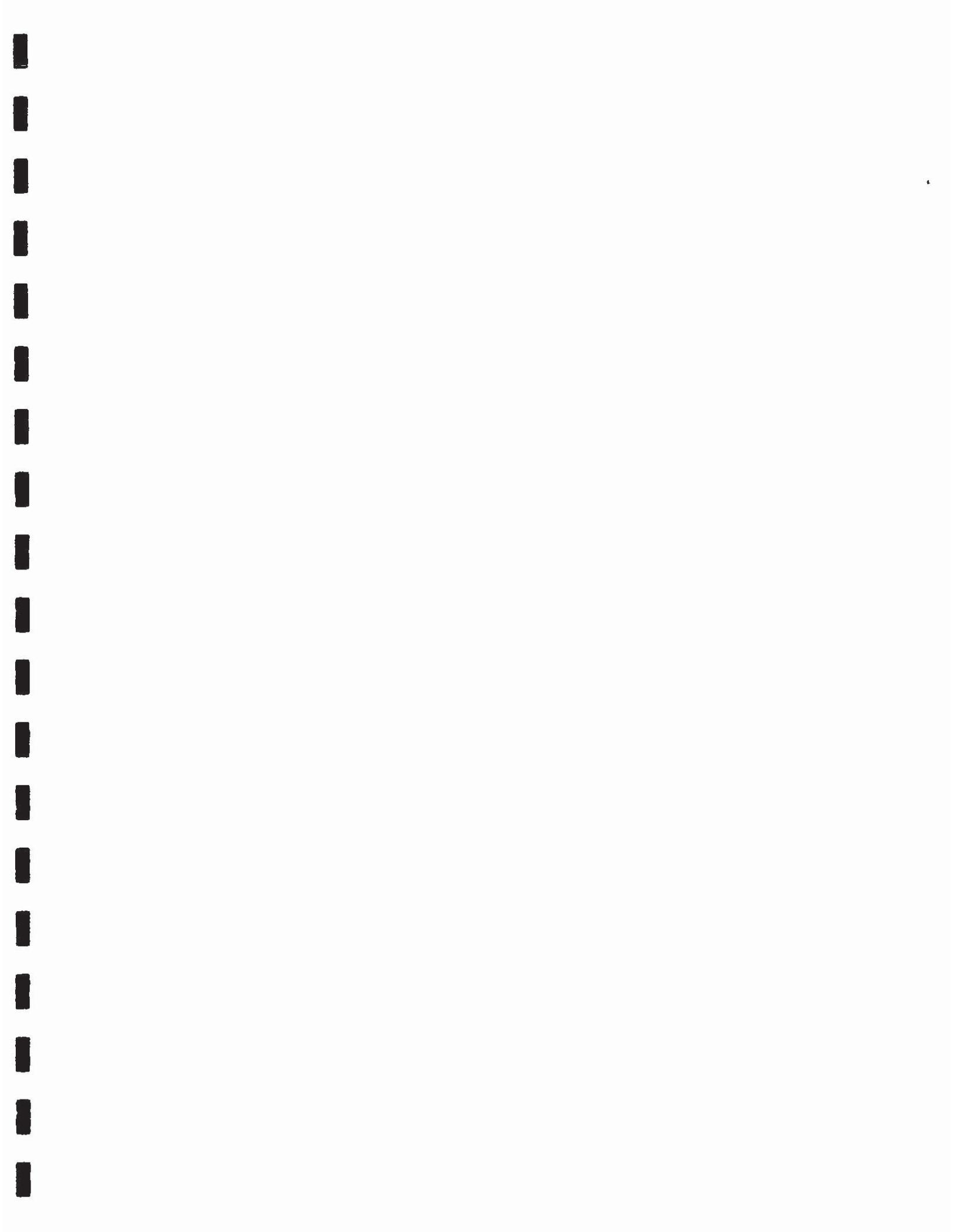
(a) The City assumes total responsibility for the funding of. Historic Properties, Victim Assistance, Army and Air National Guards, and the Safety Council,

(b) The County assumes total responsibility for the funding of Information and Referral, The Relatives, Council on Aging, and the Life Saving Crew.

Departments

(a) The Building Inspection function in the City and County be consolidated under the direction of the County. The Housing Division of the City's Building Inspection Department will not be included in the merger and will remain under the direction of the City Manager. The consolidated departments shall continue to have the same responsibilities and enforcement authority for the State Building and Energy Codes and local ordinances as are now in place, including building, electrical, mechanical, plumbing and zoning, unless otherwise stated.

The County's permit fee rates will become effective on a County-wide basis on the date of the merger. The County's single permit system for one-family residences and two-family residences will also become effective on the date of the merger. Appropriate County employees will conduct training sessions (prior to the date of the merger) with appropriate City employees to ensure that the single permit system will function properly on the date of the merger.



The City's Advisory Boards will be abolished effective the date of consolidation. These include. City Building Standards Board, City Electrical Advisory Board, City Plumbing Advisory Board, and City Mechanical Advisory Board.

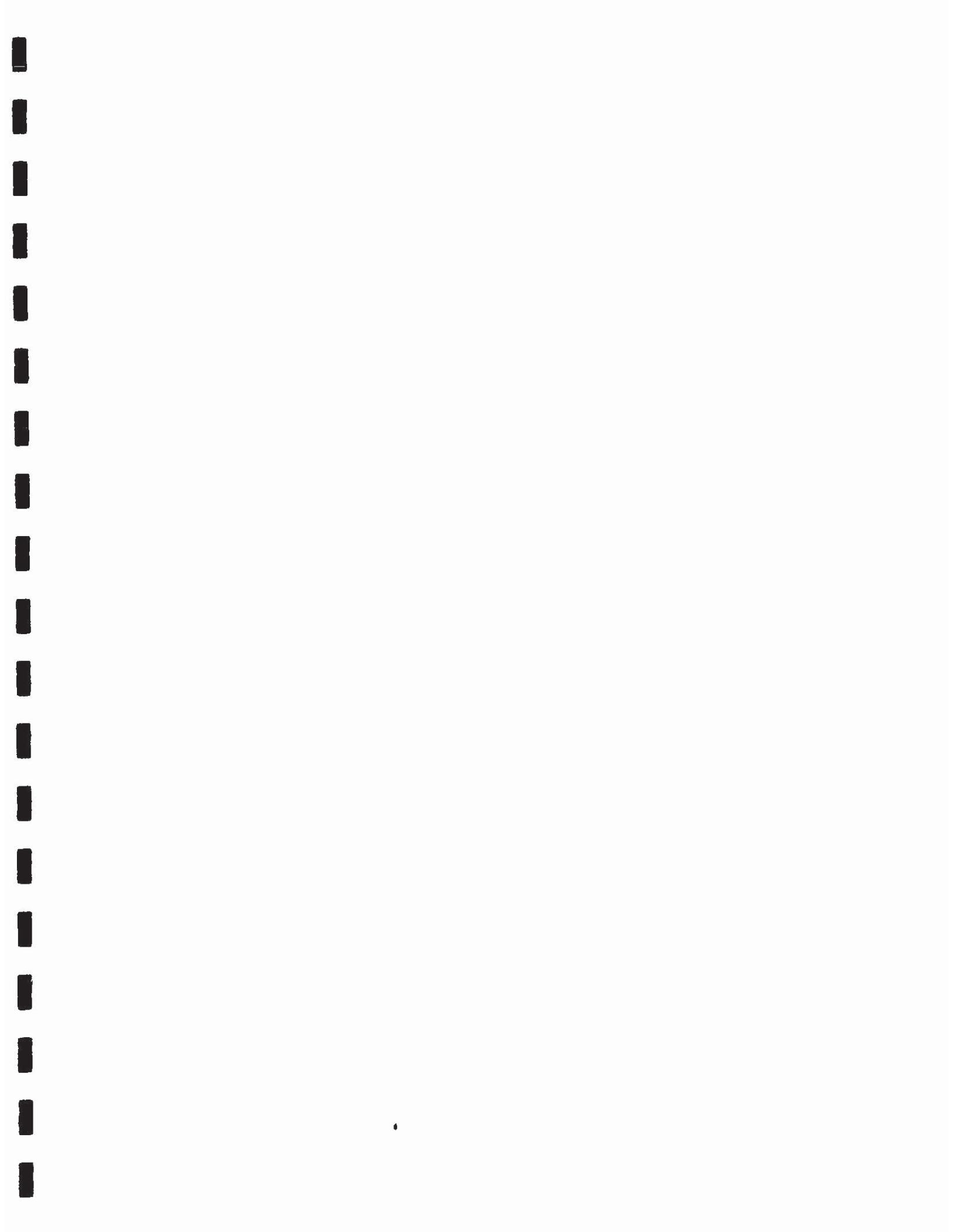
For FY's 83 thru 86 the City will pay to the County a decreasing percentage of the net cost of the merged departments. Because the Housing Inspection Division shall continue to be a City responsibility, the costs associated with the current City Housing Division shall be excluded from all financial arrangements as stated within this agreement. The net cost shall be total cost (less City Housing Division costs) and less all revenues earned by the department. The City-County percentage of the net cost shall be determined as follows: based upon audited FY 82 statements, the total cost of the City's Building Inspection Department, excluding the Housing Division, shall be added to the total cost of the County's Building Inspection Department. A City percentage will be determined by City total cost, less Housing Division costs, divided by the combined cost. A County percentage shall be determined by County total cost divided by the combined cost. This same percentage will be applied to the net cost computed for FY's 83-86

During FY 83 the City will pay the County in twelve (12) equal monthly installments eighty percent (80%) of the City percentage times the net estimated cost of the merged departments. Upon receipt of the City and County audits for FY 83, adjustments to the estimated payments made during FY 83 will be made. The same procedure will be used for FY 84 except that sixty percent (60%) of the City percentage times the net estimated cost will be used, in FY 85 forty percent (40%), and FY 86 twenty percent (20%). Thereafter, the full net cost of the merged departments will be the County's responsibility.

The new County Building Inspection Department will be physically consolidated in one location within two years of the signing of the consolidation agreement. After the first year, the County will reimburse the City for the square footage of City office space used based upon the current rate utilized by the County for internal charges for office space.

(b) The Animal Control function in the City and County be consolidated under the City. Care and sheltering of all animals would be standardized. Appropriate changes would be made in City and County ordinances to provide jurisdictional rights to operate County-wide and the City's policies and fee structure for the sale of animals, boarding and reclaiming/impounding fees would become effective the date of consolidation. Levels of animal care and administration in the consolidated activity would be determined by the City. Funding of Animal Control operating and capital costs for the merged department shall be 64% City and 36% County. The City shall receive all revenues associated with the Animal Control activity. The County shall deed title of the current County Animal Shelter to the City. In the event of a major expansion of Animal Control facilities, the former County Animal Control Shelter shall be sold and the proceeds of that sale shall be credited against the County's obligation to provide 36% of the capital cost of that expansion.

The six Mecklenburg County Towns may contract for Animal Control services from the City of Charlotte if they so desire.



(c) The Charlotte-Mecklenburg Planning Commission staff's activities shall be centralized under the direction of the City Manager.

The City and the County share the total cost on a 50/50 basis for the following planning activities

- 1) Zoning hearing process
- 2) Land development and design process (subdivision and site plan review requirements).

The City will pay the total cost for planning services not covered above or by contract with the County or small towns. Also, the City will pay the total cost for all its departmental planning functions consolidated into the Planning Department. These include the following functional areas

- 1) Transportation planning (Charlotte Department of Transportation).
- 2) Economic development planning (Special Projects).
- 3) Uptown development coordination (Engineering).
- 4) Housing and redevelopment land planning (Community Development).
- 5) Historic district planning. (Community Development and Historic District Commission).

The County and small towns may contract for planning services and specific planning projects not otherwise herein covered. However, these services or projects must be covered by the cost share formula set in the annual budget. Priority alterations or additions can be made during the budget year upon request of the contracting body provided sufficient funding is provided by the contracting body under the approved budget or by added appropriation.

The advisory functions of the planning commission as well as its appointment and operation shall not be affected except as modified by this agreement.

Finally the Charlotte-Mecklenburg Planning Commission staff will become a City department. The City Manager of Charlotte shall be responsible for the operation and administration of the Planning department to be known as the Charlotte-Mecklenburg Planning Department. The City Manager shall appoint a Director of Planning who shall supervise and direct all activities of the Department, including providing service and support to the functioning of the Planning Commission.

(d) The county-wide RideShare Program shall be consolidated under the City's Transportation Department and shall be funded on a 50/50 City/County net cost basis. It is anticipated that state monies are available for part of the cost. The remainder will be shared by the City and the County on an equal basis.

The procedures below will apply to Departments sections (a), (b), (c), and (d), effective the date of consolidation

Personnel - All employees shall continue to be employed at no less than their current salary and with the same general benefits except where minor differences in benefits may exist between the governments. If a person's salary falls between steps, it will be adjusted to the next higher step consistent with reasonable personnel practices. If seniority is a determining factor for a reduction in force or employee benefits, such seniority shall extend from the original date of employment with either City or County. All employees will come under the administrative jurisdiction of the respective City or County Managers. The City and County Managers' responsibility and authority will include dismissing employees for cause as provided in the jurisdiction's personnel policies, terminating employees who are no longer needed due to reduction in service or decline in activities or through productivity improvements, and determining organizational structure in operational responsibilities.



Disposition of Real and Personal Properties - All personal property (automobiles, equipment, clothing, etc.) belonging to and used by one government shall be transferred to the other government on the date of consolidation.

All real property used, owned, or leased by one government in providing the services of the merged department shall be made available to the other government on the date of consolidation, except as otherwise noted in this Agreement. Owned real property shall be leased for five years, on the condition that the government maintain and repair the property and meet other expenses in connection with its use. Both entities agree that within five years permanent arrangements will be made to either continue the lease, to transfer the property, or relinquish it as may be determined advisable.

Service Levels - Concerns of elected officials regarding service performance or special service needs will be transmitted between managers or, if necessary, through the City/County Intergovernmental Liaison Committee.

Liability - The City of Charlotte will accept responsibility for all claims arising from activities in connection with the Animal Control, Planning, and RideShare Programs. Mecklenburg County will accept responsibility for all claims arising from Building Inspection Activities.

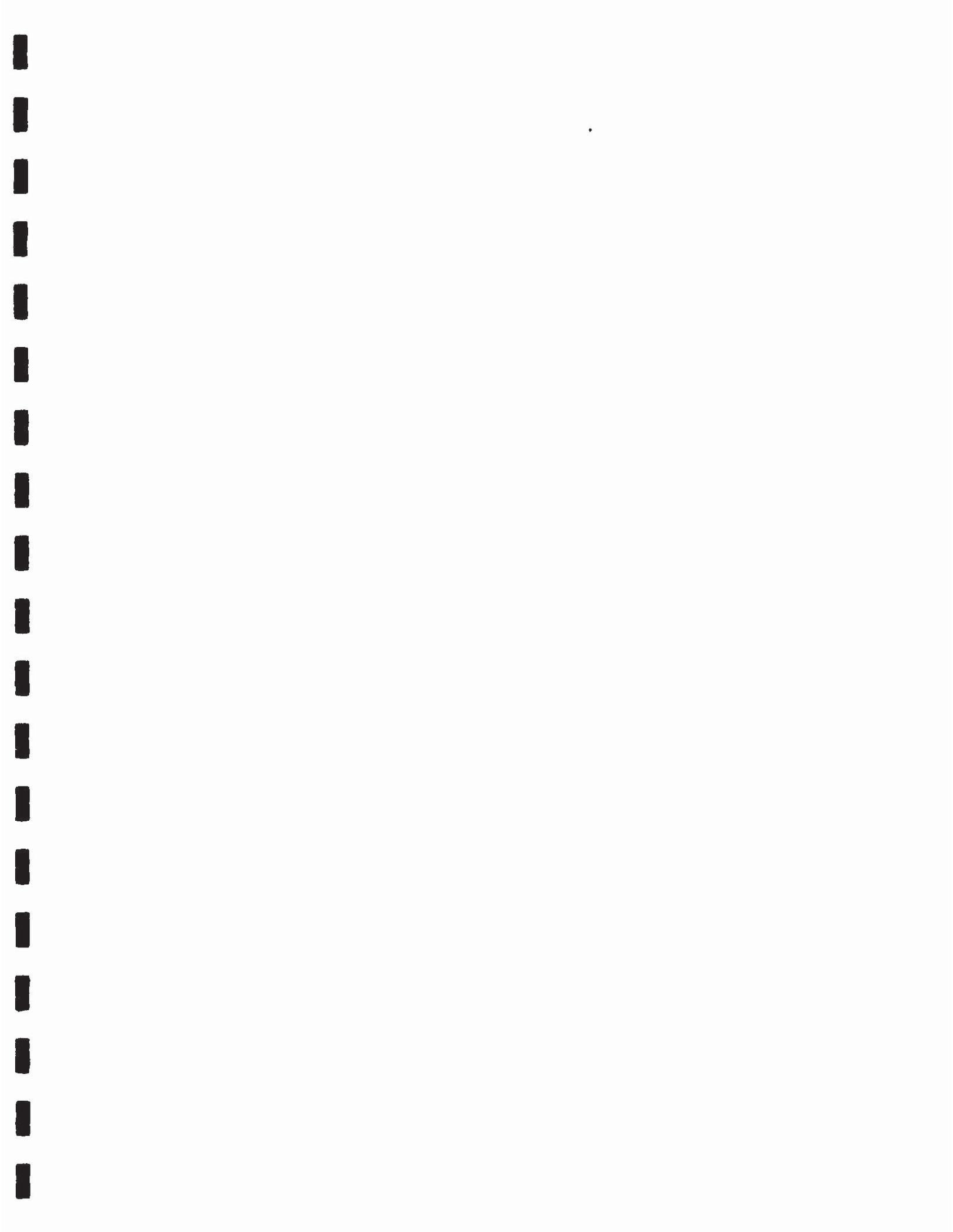
Revenues - All revenues directly associated with the provision of the service will belong to the government unit administering the service.

Duration of Agreement - This agreement will be considered to be perpetual unless terminated as provided in this agreement.

Amendments - All amendments to this agreement must be approved by both the City Council and the Board of County Commissioners

Termination - This agreement or parts of it may be terminated by either party effective upon one year of notice of the desire to terminate the agreement.

June 30, 1982



7

MEMORANDUM

June 30, 1982

To. Mayor Knox and City Council

From O. Wendell White, City Manager

Subject Functional Consolidation Recommendation

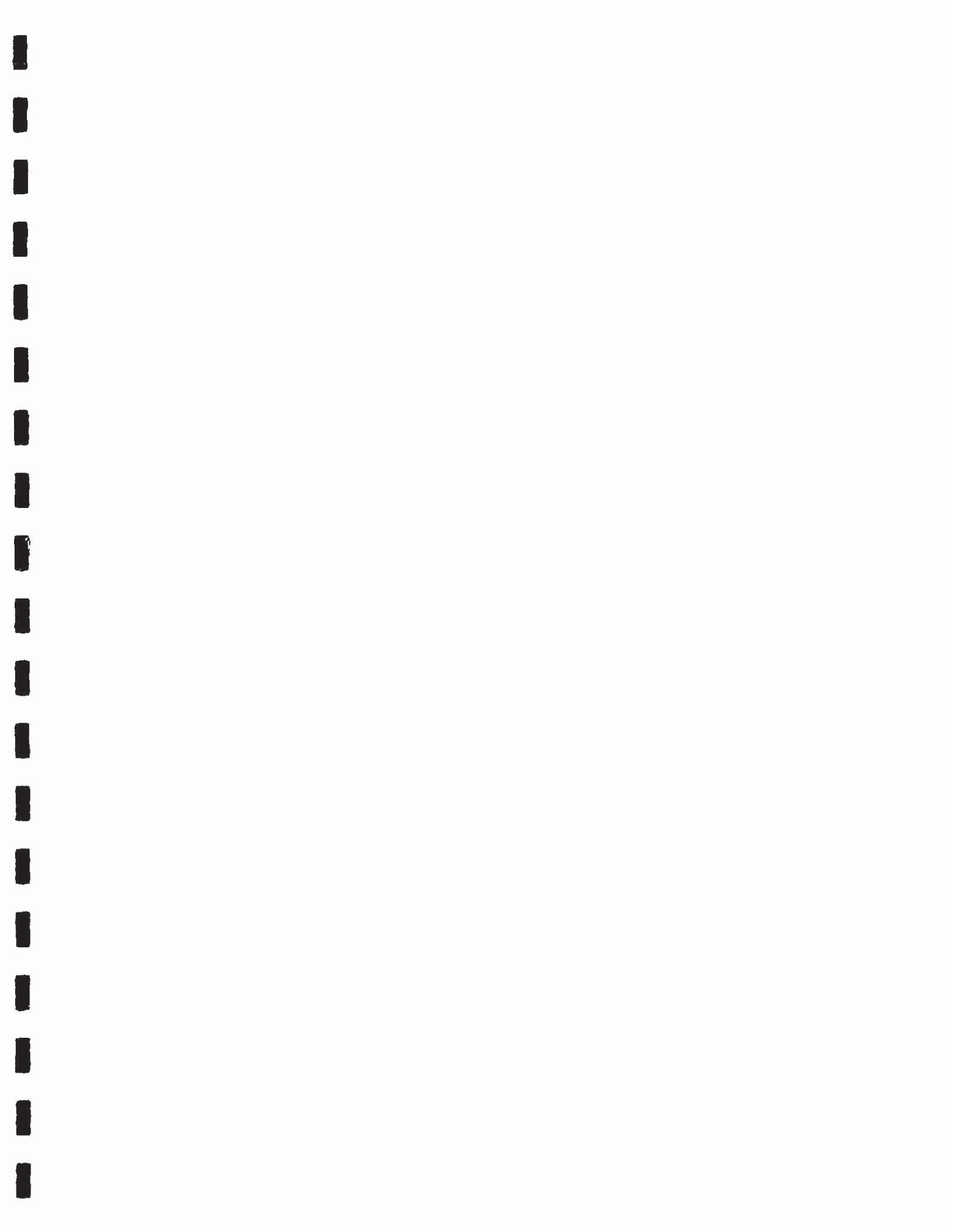
The Mayor and City Council have directed staff to explore possible City-County functional consolidations with the County Manager and to report to Council on our recommendations. Although I have felt somewhat awkward moving in this policy area without the benefit of the direct guidance of Council, City staff has met with the County Manager and has reached very positive agreement in some key areas.

In recent years, citizens, staff, and elected officials have put much time into studying, proposing, and attempting to reach agreement on functional consolidation. The following is the result of a review of that work and the staff's best efforts to develop a mutually agreeable set of recommendations. These recommendations are now being forwarded to the elected bodies for your consideration and final disposition

The City and County staffs are recommending to their elected bodies that they consider approval of the accompanying agreement to:

- 1) Functionally consolidate the City/County activities of Animal Control, Building Inspection, and Rideshare/Transportation,
- 2) Consolidate departmental planning activities of the City - Uptown coordination, transportation, economic development, housing and redevelopment, and historic districts, together with the Charlotte-Mecklenburg planning staff functions into a single Planning Department under City direction.
- 3) Reassign contributions made to outside agencies in order to more closely align these contributions with the appropriate government function.

This would be a total of four functional consolidations in addition to those areas already consolidated which include Tax Assessment, Tax Collector, Purchasing, Schools, Planning Commission, Elections, Library, Community Relations, Action Line, Emergency Management, Veterans Services, and Utilities.



While these agreements are significant successes, agreement could not be reached in the areas of Police, Parks and Recreation, Fire Prevention and Administration, Neighborhood Centers and staff services.

The City offered to consolidate Police services under the City's direction and to offer those services to the County under a contractual arrangement. The County rejected the proposal and offered to provide these consolidated services to the City under contract instead. The need for Police services in the Charlotte urban area is complex, unique, and extremely demanding. Charlotte citizens turn to and rely upon the Mayor and City Council to meet their needs for personal security. Because we do not feel that the consolidation of Police under the County would relieve the Mayor and City Council of this obligation, we feel very uncomfortable with the County's proposal and have not considered it further. Furthermore, under the County's proposal, Charlotte citizens would continue to pay for Police services that are provided exclusively to those living outside of the City limits.

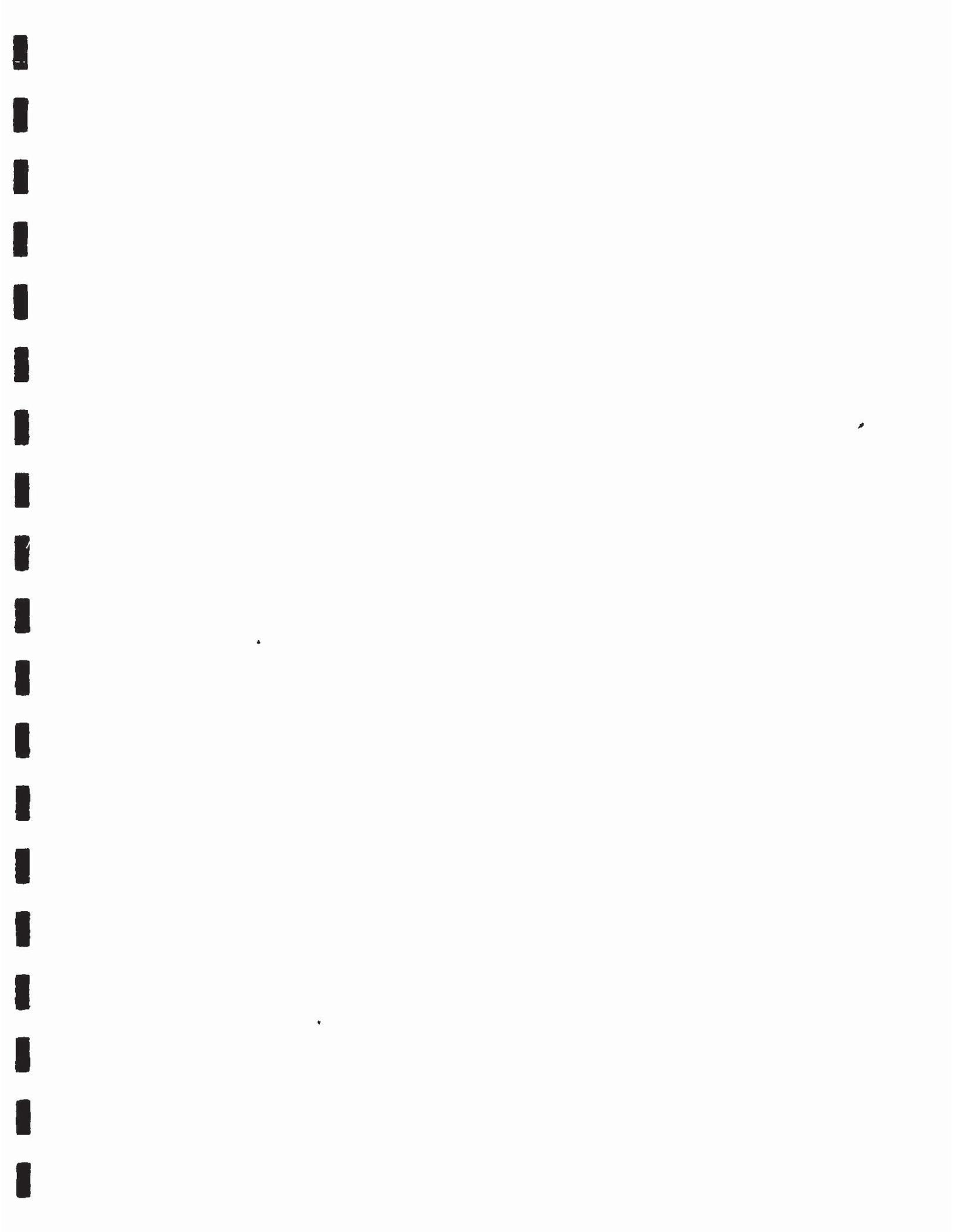
The City also offered to consolidate Park and Recreation services under the City's direction and to offer those services to the County under a contractual arrangement. The County found this to be unacceptable and countered with an offer to provide consolidated Park and Recreation services to the City through a contractual arrangement. The City rejected the County's proposal in the belief that Park and Recreation services are uniquely urban and that they should therefore be directed by City officials. I feel that I need additional guidance from City Council before proceeding any further in the areas of Police and Parks and Recreation.

The City also proposed that, because the County has the responsibility for all social service agencies, that the Neighborhood Centers Department should be consolidated under the County. The County showed no real interest in pursuing this offer but there is some indication that future discussions could include this possibility.

In regards to Fire Prevention and Administration, the City offered to split the combined City/County Fire Prevention budget 50/50. This offer was rejected by the County as being too favorable to the City. The County made a counter-proposal that was unacceptable to the City because it did not sufficiently address the issue of the double taxation of City residents. Thus, no agreement could be reached on the funding formula.

It is my feeling that savings and better coordination are probable through the consolidation of staff services such as Personnel, Budget and Finance, etc. We offered to provide the services to the County through a contractual arrangement. The County's response was to not consider that idea at this time.

Although Building Inspection activities are proposed to be consolidated under the County, the Housing Division of the Building Inspection Department has been retained by the City, and will be absorbed by the Community Development Department. The retention of the Housing Division will strongly support the achievement of City Council's housing goals, especially in the areas of code enforcement and relocation. Through increased training efforts and the consolidation of the Housing Division within the Community Development Department, we will be able to achieve a personnel reduction within the current Housing Division of between 50% to 80% without a reduction in service level.

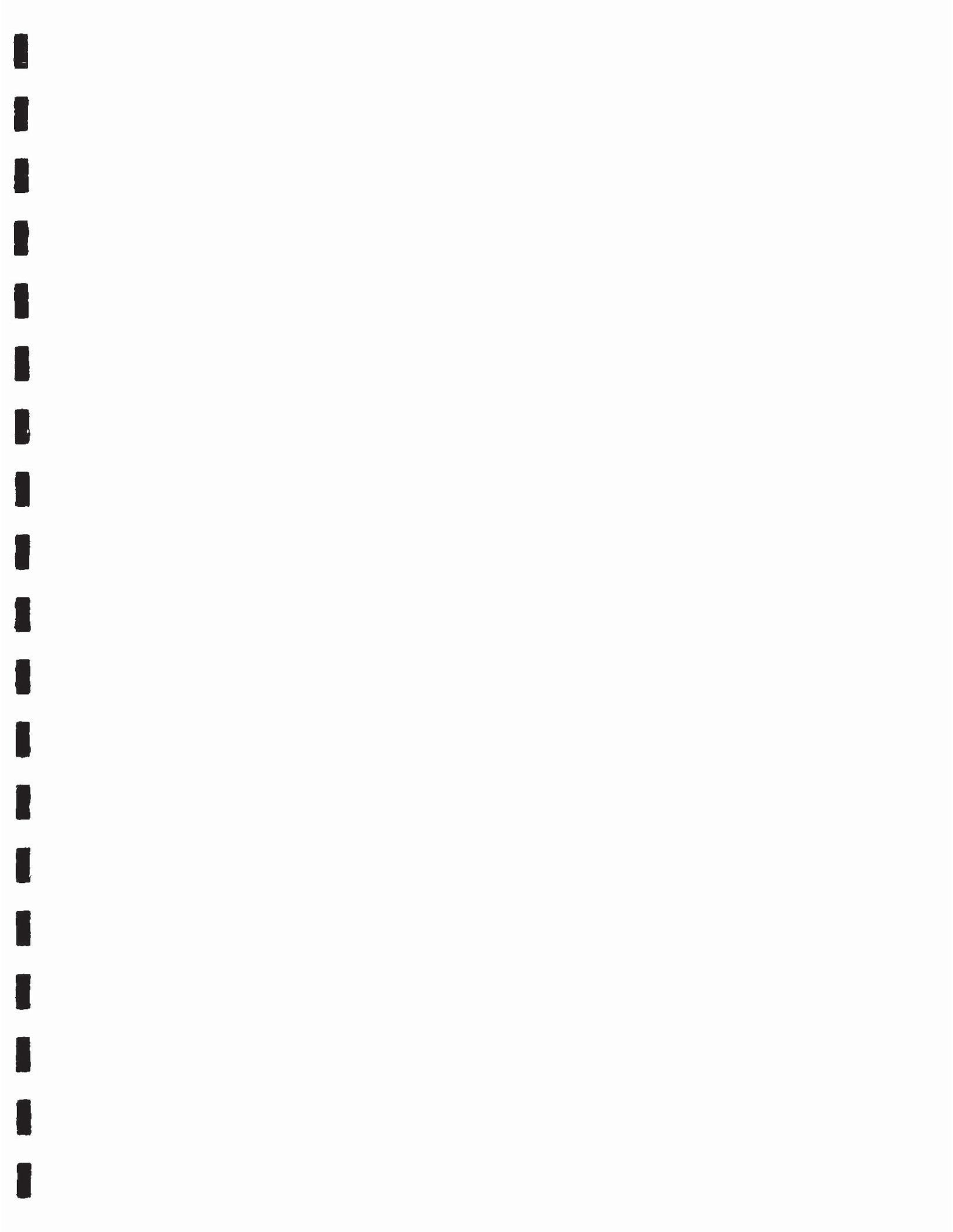


It is my belief that we have sufficiently explored all activities with the potential for functional consolidation. I anticipate significant cost savings and improvements in service efficiency. In addition to these improvements from functional consolidation, I have heard discussions of the merits of pursuing full political consolidation. Staff is open to pursuing your desires in this area. For your consideration also, is my belief that a joint City/County office building would do more to promote City and County working relationships than most of the consolidation ideas yet surfaced.

An additional fact deserves note. Our dealings with County Manager Jerry Fox and his staff have been excellent. The high degree of mutual trust and support that has developed between our two offices has been most encouraging as we look toward the future. Although our methods may differ, our principles are similar. We are most fortunate to have Jerry Fox as our County Manager.

The accompanying agreement is not a detailed implementation plan. I am seeking direction from the Mayor and Council before dedicating additional staff hours to this project. The County Manager and I are recommending that this proposed agreement be assigned to a committee composed jointly of the City Councilmembers and County Commissioners for their study and recommendation to both bodies on whether to proceed with a more detailed merger agreement.

Finally, these types of discussions are necessary but they unfortunately create tension and, oftentimes, morale problems among the employees. It is my hope that as we proceed through this process that we will continue to be sensitive and committed to the City and County employees who are affected by our discussions as well as to the goals of the improved management of the City and County services.



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Mecklenburg County
Board of County Commissioners
Charlotte, North Carolina 28202
Telephone 704-374-2172

W THOMAS RAY
CHAIRMAN

July 6, 1982

Mr. H. Edward Knox
Mayor
City of Charlotte
600 East Trade Street
Charlotte, NC 28202

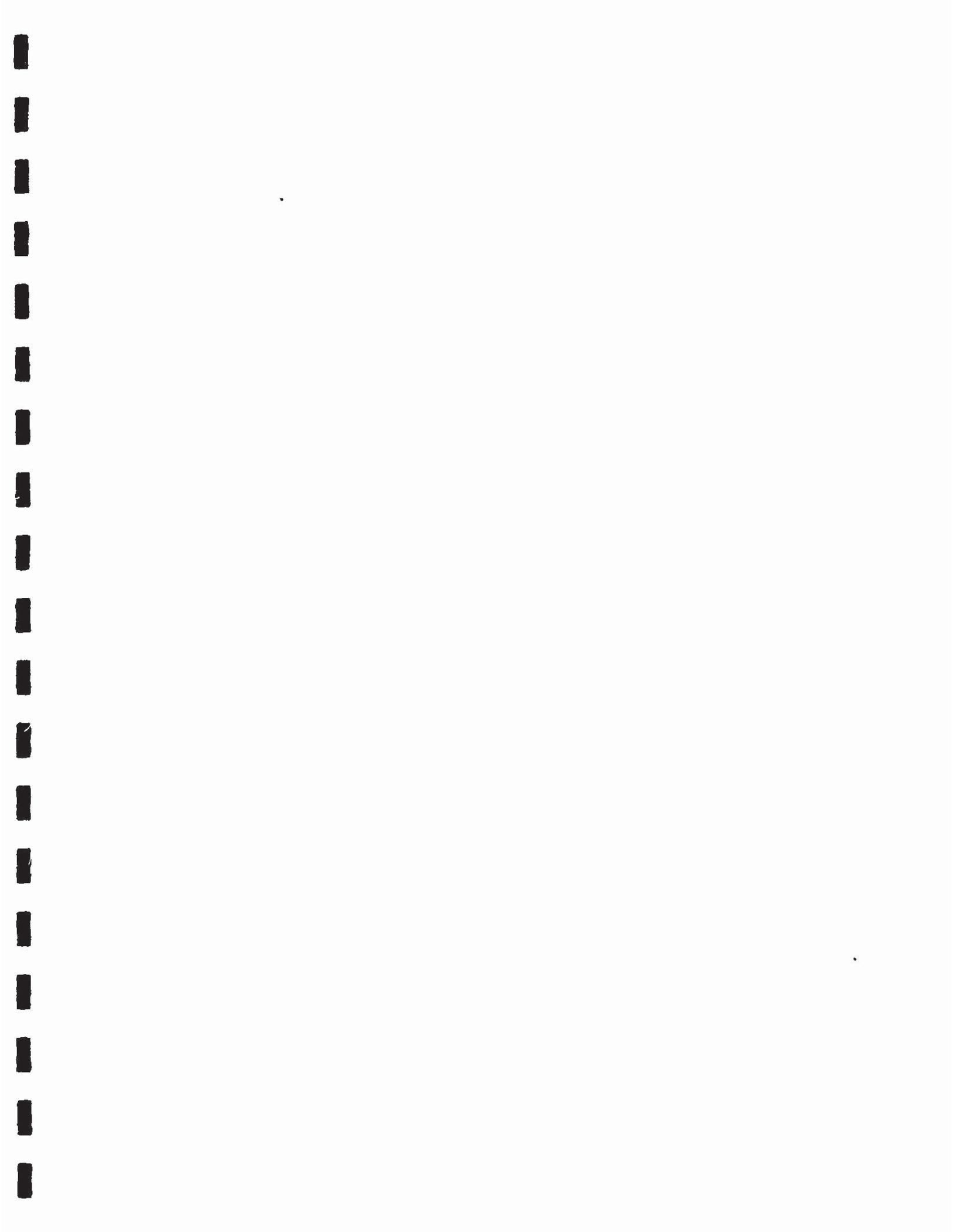
Re: White-Fox Merger Memo

Dear Eddie:

At its regular business meeting on July 6, 1982 the County Commission requested that I contact you asking Council and Commission to set up an ad hoc committee to address the departmental and functional merger issues outlined by the two managers, and further requested that I appoint two county commissioners to serve on this committee. The two commissioners whom I have appointed are: Mrs. Marilyn Bissell; and Reverend Bob Walton.

Once Council decides whether to join in the creation of this ad hoc committee, then Bob Walton will convene the first meeting.

In view of the thoughtful analysis by the two staffs, as outlined in the White-Fox memo, it seems that Council should be able to respond very quickly to their suggestions. It is also my understanding that the merger proposals are severable and not to be considered as a package unless Council and Commission deem that appropriate. The Council and Commission could approve part or all of the proposal.



Mr. H. Edward Knox
July 6, 1982
Page Two

Please advise what action the Council wishes to take with respect to moving forward on these merger proposals.

With kind personal regards, I am

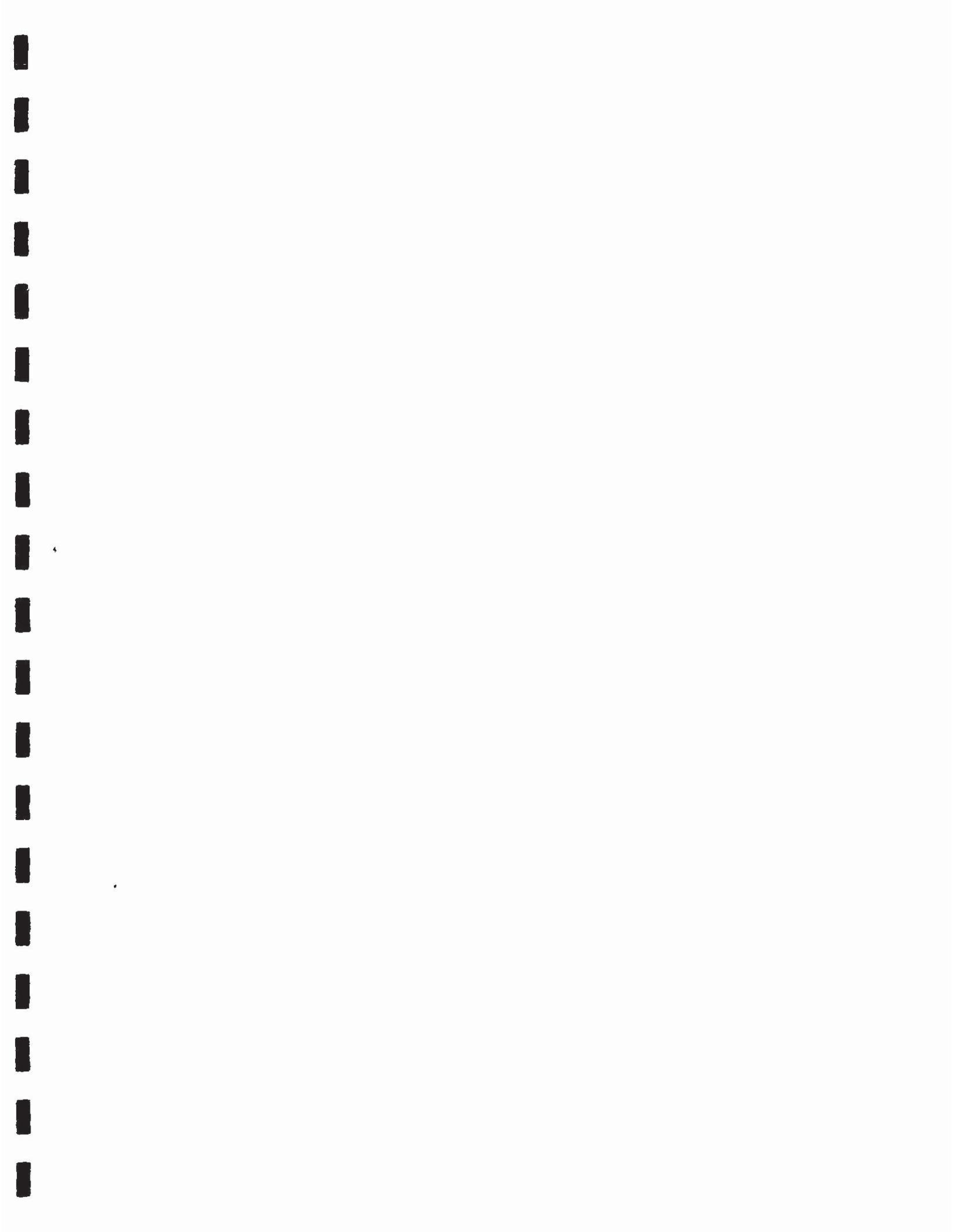
Sincerely,



W. Thomas Pay

WTR/mt

Attachment



ja

CITY OF CHARLOTTE, NORTH CAROLINA - 34-17

BACKGROUND AND PERSONAL DATA OUTLINE ON CANDIDATES = 50 = 25
FOR APPOINTMENT TO COMMITTEES, COMMISSIONS AND BOARDS - 52 = 26

COMMITTEE, COMMISSION OR BOARD Charlotte-Mecklenburg Art Commission

NAME Robert L. Cheek SEX & RACE: M-W

ADDRESS. P. O Box 220764 DISTRICT NO TELE. 364-1453 Home

EDUCATIONAL BACKGROUND _____ Office

High School Durham High School College U. N. C. - Chapel Hill

Type of Course Art

Presently Employed By: Self-employed

Job Title Art Counselor and Appraiser

Duties Performed. _____

Current membership in organizations and offices held: _____

SEE ATTACHED RESUME.

Past membership in organizations and offices held _____

Additional information and comments _____

Date 7/7/82

Harvey Hunt
Signature



Robert L Cheek Art Counselor and Appraiser

P O Box 220764 Charlotte N C 28222 704 364 1453

Member American Society of Appraisers

July 6, 1982

BIOGRAPHICAL DATA - ROBERT L. CHEEK

Education

1959- Durham, North Carolina-Durham High School

1970- U.N.C.- Chapel Hill, A.B. in Art History, minor Art Studio

Professional Background

1967- 1969 · Assistant to Mr. Carroll Hogan, N.Y.C. - Fine Arts Consultant
and Appraiser

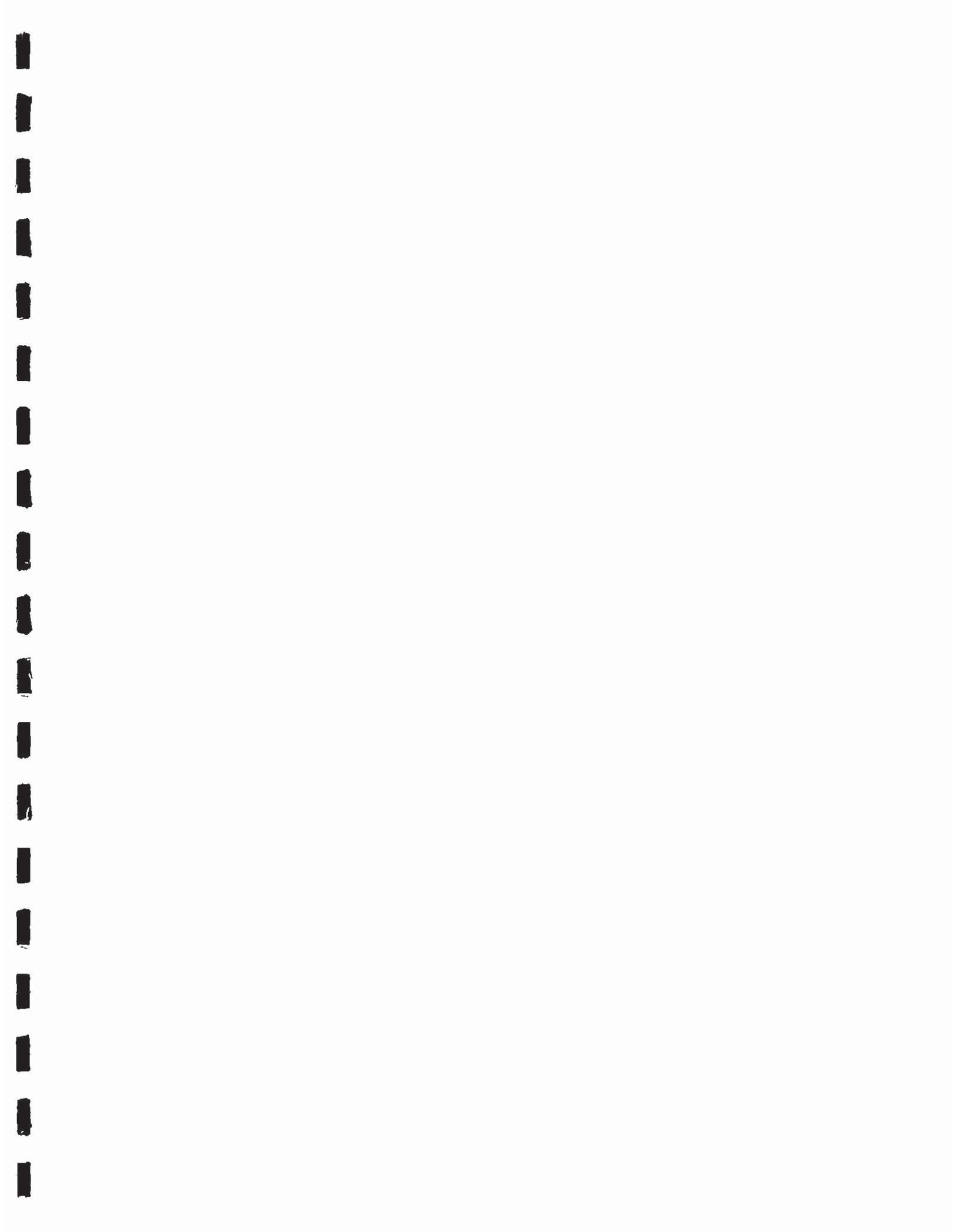
1970-1972 · Manager, N.C.N.B. Corporate Art Patronage Program

1972- · Private practice as an Art Counselor and Appraiser with
specialization in American antique and contemporary art,
serving corporate, private and museum clients.

Recent Volun eer Service

1980- 1981 · Served on the Chamber of Commerce's Airport Art Committee

1981 · Served on Arts and Science Council's Arts Showcase Advisory Committee.



8b

REAPPOINTMENT

CITY OF CHARLOTTE, NORTH CAROLINA

BACKGROUND AND PERSONAL DATA OUTLINE ON CANDIDATES
FOR APPOINTMENT TO COMMITTEES, COMMISSIONS AND BOARDS

COMMITTEE, COMMISSION OR BOARD Charlotte-Mecklenburg Art Commission

NAME Murray Whisnant SEX & RACE: _____

ADDRESS: 1251 East Boulevard DISTRICT NO. _____ TELE. _____ Home

EDUCATIONAL BACKGROUND: 375-2788 Office

High School _____ College: _____

Type of Course _____

Presently Employed By: Self-employed

Job Title: Architect

Duties Performed: _____

Current membership in organizations and offices held: _____

Past membership in organizations and offices held _____

Additional information and comments: _____

Date. 7/7/82

George Alden
Signature

