

Mayor Patrick L. McCrory

Susan Burgess
Nancy Carter
Malcolm Graham
Patsy Kinsey
John W. Lassiter

Mayor Pro Tem Patrick De'Angelo Cannon

Don Lochman
James E. Mitchell, Jr.
Patrick Mumford
John H. Tabor, AIA
Warren Turner

CITY COUNCIL MEETING

Monday, May 10, 2004

CITY COUNCIL AGENDA

Monday, May 10, 2004

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4:00 P.M. BUDGET PRESENTATION MEETING CHAMBER

5:00 P.M. DINNER BRIEFING CONFERENCE CENTER

1. Housing Trust Fund Projects

Resources: Stan Wilson, Neighborhood Development
Jeff Meadows, Neighborhood Development

Time: 30 minutes

Synopsis of Presentation

- The purpose of this presentation is to brief Council on 11 Housing Trust Fund housing developments – three special needs, four multi-family rental new construction and four multi-family rental rehabilitation – that will be recommended for funding commitments and letters of support.
- On September 24, 2003, Council approved a Housing Trust Fund allocation in the amount of \$1,500,000 for the construction and rehabilitation of special needs housing; \$4,142,088 for the development of new multi-family rental housing; and \$4,142,088 for multi-family rental rehabilitation.
- Neighborhood Development issued Request for Proposals for each of the housing development categories.
- Staff evaluated and ranked each proposal based on Loan and Grant Guidelines and Evaluation Criteria established by the Housing Trust Fund Advisory Board.
- The evaluation criterion considered City policies, the number of affordable units, financial strength of the development, City funds requested, leverage ratio, development team and property management experience.

Future Action

- City funding commitments and letters of support must be submitted to the North Carolina Housing Finance Agency by May 31, 2004. In order to meet this deadline, Council action will be requested on May 24, 2004.
- City Council will also be asked to approve the Housing Trust Fund's recommendation to reallocate \$1,188,041 from the Multi-Family Rental Rehabilitation category to the Multi-Family Rental New Construction category; and to reallocate \$524,871 from the Special Needs category to the Multi-Family Rental New Construction category to support the recommendations.

Attachment 1

Project Ranking and Funding Recommendation Summary
 Project Summary Reports – Special Needs, Multi-Family Rental New
 Construction, and Multi-Family Rental Rehabilitation

2. Restructuring Government Committee: Small Business Opportunity Program



Resources: Tiffany Capers, Small Business Development Program
 Cindy White, City Attorney's Office
 MGT, Disparity Study Consultant

Time: 30 minutes

Synopsis of Presentation

Employment Analysis Report

- During the April 12, 2004 Council meeting, City Council voted to accept supplemental information, the Employment Analysis Report, to the 2003 Disparity Study.
- Council voted to accept the Report and refer it to the Restructuring Government Committee for further review.
- The Restructuring Government Committee voted 3 to 1 (Mitchell, Graham, Kinsey – for; Lochman – against) to recommend the report to the full Council for adoption. Staff noted that there are typos and minor revisions in the report that MGT needs to address before the report is actually finalized. The Committee discussed the staff recommendation that the report be adopted as one of the tools needed to support the disparity study results and conclusions if the City were challenged legally.
- Action on the report will be on the May 24 agenda.

Small Business Opportunity (SBO) Program Options

- Council previously discussed the four program options staff developed in response to the 2003 Disparity Study findings and referred the options to the Restructuring Government Committee for further review.
- The Restructuring Government Committee held several meetings to discuss the four options and the City Manager's recommendation.
- During its April 15 meeting, the Restructuring Government Committee took the following actions:
 1. Council member Lochman made a motion to recommend Program Option 1, which is to maintain the SBO Program. The motion did not receive a second.
 2. Council member Kinsey made a motion to recommend Program Option 2, which is to maintain the SBO Program but add Citywide M/WBE goals. The motion did not receive a second.

3. Council member Graham made a motion to recommend Program Option 3, which is to maintain the SBO Program and have individual project M/WBE goals. The motion received a 2 – 2 vote (Mitchell, Graham – for; Kinsey, Lochman - against).
 - Staff advised the Committee that Program Options 1 and 2 could be implemented within the current budget under the current SBO program guidelines. If Option 3 were approved, staff would need to complete the calendar year 2003 disparity analysis, develop an implementation plan, which would include modifying current policy and identifying additional resource needs.
 - Because the decision on the program options could impact the FY2005 budget decisions, Council will be asked to consider the options at the May 24 meeting. If Option 1 or 2 is approved no further budget action is required. If Council desires to pursue Option 3, three things need to happen before the Option can be adopted. First, Council would need to make a finding that the current SBO Program is not making sufficient progress to address the disparity identified in the Disparity Study. This finding needs to be based on data. Second, the FY 2005 operating budget would need to include a budget estimate for implementation. Third, staff would need to prepare a revised program to incorporate changes that are legally required for race conscious programs.
 - The staff recommendation is Option 2 – to add citywide M/WBE goals. The Committee did not recommend consideration of Option 4 – implementing a M/WBE only program.

Attachment 2

Employment Analysis Report

Restructuring Government Committee April 15 Summary Minutes

3. Transit Governance Recommendations

Resources: Jeff Brown, Co-Chair, Citizens Transit Advisory Group
Ron Tober, Chief Executive Officer, Charlotte Area Transit System

Time: 30 minutes

Synopsis of Presentation

Transit Governance Interlocal Agreement

- In 1999 a Transit Governance Interlocal Agreement was established between the City of Charlotte, Cornelius, Davidson, Huntersville, Matthews, Mecklenburg County, Mint Hill and Pineville.
- This agreement defines the relationships and mechanisms that guide the running of the transit system, the allocation of the sales tax and the implementation of the 2025 Integrated Transit/Land Use Plan.
- This agreement also created a policy board and an advisory group - the Metropolitan Transit Commission (MTC) and the Citizens Transit Advisory Group (CTAG). CTAG is comprised of residents appointed by the city, the

county and each of the towns, and the Charlotte Mecklenburg Board of Education. CTAG is responsible for reviewing CATS operating and capital programs, and long-range transit plans from the community's perspective for making recommendations to the MTC.

Transit Governance Review Status Report

- This Interlocal Agreement also required that CTAG review the current transit governance structure during FY2004 and report its findings and recommendations to the MTC by June 30, 2004.
- As such, CTAG has been working for the past year on this issue, developing short and long term visions for a new transit governance structure, and is identifying specific actions needed to reach those visions. A status report on activities to date along with preliminary recommendations are being presented for Council review and discussion by the City's appointees on CTAG.

Attachment 3

CTAG membership

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

CONSENT

- 4. Consent agenda items 17 through 43 may be considered in one motion except those items removed by a Council member. Items are removed by notifying the City Clerk before the meeting.**

PUBLIC HEARING

5. Public Hearing Concerning Technical Amendment to Add Parcels to the University City Municipal Service District

- Action:**
- A. Conduct a public hearing to receive comments on the proposed addition of 20 parcels to the University City Municipal Service District, and**
 - B. Adopt a resolution adding 20 parcels to the University City Municipal Service District**

Staff Resource: Brad Richardson, Economic Development Office

Policy

Under North Carolina law (G.S. 160A-535 et seq.), Council may define any number of municipal service districts (MSDs) to provide additional services in addition to, or to a greater extent than those maintained for the entire city. Urban area revitalization projects are one of the municipal services for which a district can be created.

Explanation

- On May 12, 2003, Council approved a resolution creating the University City Municipal Service District. Attached to this resolution was a map of the district boundaries and a listing of tax parcels included within the district.
- In preparing the tax database for district tax billing, City and County staff discovered that 82 parcels included within the district boundaries were inadvertently not included on the tax parcel listing as part of the approved resolution.
- On June 23, 2003, Council amended the University City Municipal Service District Resolution Exhibit B to include 62 parcels in which the respective property owners received a public hearing notification letter pursuant to state statutes governing the creation of MSDs.
- This action adds the 20 parcel owners who were not mailed notice of the 2003 public hearing and could not, therefore, be included in June 23, 2003 technical amendment. These parcels were included in the original recommendation by the Chamber's University City Area Council and were intended to be included in the district.
- Notices of this public hearing were mailed on April 8, 2004.

- Council is being asked to approve this action, as the statutes require that changes to MSDs take effect at the beginning of the next fiscal year after the changes are approved.

Attachment 4

Resolution

Maps

6. Public Hearing and Resolution to Close a Portion of Right-of-Way on Estelle Street and Onyx Street

Action: **A. Conduct a Public Hearing to close a portion of right-of-way on Estelle Street and Onyx Street, and**

B. Adopt a Resolution to Close.

Staff Resource: Roger Buell, Transportation

Policy:

To abandon right-of-way that is no longer needed for public use

Explanation:

- North Carolina General Statute 160A-299 outlines the procedures for permanently closing streets and alleys.
- The Charlotte Department of Transportation has received a petition to abandon public right-of-way and requests this Council action in accordance with the statute.
- The action removes land from public right-of-way status and attaches it to the adjacent property.

Petitioner:

City of Charlotte (E&PM)/Kent Winslow

Right-of-Way to be abandoned:

A portion of right-of-way on Estelle Street and Onyx Street

Location:

These portions of right-of-way are located within the Biddleville area. Area to be abandoned specifically described as the two parcels shown in the attached map at the intersection of Estelle and Onyx Street.

Reason:

To incorporate the right-of-way into adjacent property owned by the City that resulted from the Estelle Street realignment project.

Notification:

In accordance with City Policy, the Charlotte Department of Transportation (CDOT) has sent abandonment petitions to adjoining property owners,

neighborhood associations, private utility companies and City departments for review.

Adjoining property owners

Mecklenburg County – No objections

Neighborhood/Business Associations

Biddleville Home Owners Association - No objections

University Park Improvement Association - No objections

University Park North Community - No objections

Lincoln Heights Neighborhood Associates - No objections

Smallwood In Action - No objections

Oakview Terrace - No objections

McCrorey Heights - No objections

Oaklawn Community Improvement Organization- No objections

Certified letters have been sent to these organizations.

Private Utility Companies – No objections.

City Departments –

Review by City departments has identified no apparent reason this closing would:

- Be contrary to the public interest; or
- Deprive any individual(s) owning property in the vicinity of reasonable means of ingress and egress to his property as outlined in the statutes.

Attachment 5

Map

POLICY

7. City Manager's Report

8. FY2005 Transit Program



Action: Approve CATS FY2005 Transit Program of \$295,886,795, which includes \$68,080,892 for operating programs and \$227,805,903 for capital programs; and the FY2005-FY2014 Transit Capital Plan.

Staff Resource: Ron Tober, Charlotte Area Transit System (CATS)
Dee Pereira, Charlotte Area Transit System (CATS)

Policy

- The February 1999 Transit Governance Interlocal Agreement calls for the Metropolitan Transit Commission (MTC) to approve a recommended budget and for the Mecklenburg County Board of Commissioners and the Charlotte City Council to each approve the CATS capital and operating programs.
- Upon approval by the governing boards, the Charlotte City Council shall fund the programs through its budget process.

Explanation

- On March 24, 2004 MTC approved the CATS FY2005 Transit Operating Program and FY2005-FY2014 Transit Capital Program for a total of \$295,886,795. The programs were developed in accordance with the following policy directives:
 - Continue implementation of the 2025 Integrated Transit/Land Use Plan
 - Achievement of CATS' Mission, Vision and Strategic Goals
 - CATS' Financial Policies
 - CATS' Business Priorities
 - MTC approved Corridor System Plan

Transit Program Revenues

- Key revenue assumptions of the Transit Program are:
 - Sales tax increase of 3.5% in FY2005
 - State operating assistance increase of 7% per year
 - A reduction in the Maintenance-of-Effort (MOE) from Mecklenburg County from \$464,034 to \$181,866 which reflects actual County expenditure for transit services in 1998. The adjustment is in accordance with the January 2004 MOE and Cost Methodology Agreement between the City and the County.
 - NCDOT will advance its 25% share of the South Corridor Light Rail Project (SCLRT)
 - A \$103.3 million grant anticipation loan for the SCLRT

Transit Operating Program Highlights

- Highlights of the FY2005 Transit Program are:
 - Revenue service hours will increase 4.3% to 908,323 hours and ridership will increase 2.4% to 16.4 million riders. The second bus garage will open at South Tryon Street in mid 2005
 - CATS' bus fleet expands to 319 vehicles
 - A new \$100,000 Department of Social Services sponsored program, More-at-4 Child Development Service
 - No increase in fares: Local \$1.10, Express \$1.55, Express Plus \$2.20, Special Transportation \$1.60 and Community Shuttle Service \$.50

Transit Operating Revenues	
	FY2005 Prop. 03/24/04
BEGINNING CAPITAL RESERVE FUND	\$131,721,855
OPERATING INCOME (see attachment)	
Maintenance Of Effort	18,599,366
Operating Revenue	11,886,200
Half Cent Sales Tax	54,169,031
Interest Income	4,000,000
Operating Assistance	13,415,733
Other Miscellaneous Income	350,000
TOTAL OPERATING PROGRAM INCOME	\$102,420,331
TOTAL OPERATING PROGRAM EXPENSE	\$68,080,892
NET OPERATING BALANCE/ CONTRIBUTION TO CAPITAL	\$34,339,439

Transit Capital Program Highlights

- Key elements of the FY2005-2014 Transit Capital Program are:
 - South Corridor Light Rail Project (SCLRT) budget at 65% Design Level is \$398.7 million vs. \$371 million
 - SCLRT will complete Final Design and enter into Construction
 - The other corridors, i.e. US-74, Streetcar/Center City and North/Charlotte Multimodal Station will advance to the Draft Environment Impact Statement stage of the Federal Transit Administration's New Starts project
 - Estimated debt service funds included for proposed CATS Office Space
 - Capital Reserve Fund is projected at \$105,004,733 at the end of FY2005

Transit Capital Revenues	
	FY2005 Prop. 03/24/04
CAPITAL INCOME (see attachment)	
Federal Grants	47,399,428
State Grants	15,499,929
Other Capital Income	103,849,984
Contribution From Operations	34,339,439
TOTAL CAPITAL PROGRAM INCOME	\$ 201,088,780
CAPITAL EXPENSES (see attachment)	
	227,805,903
TOTAL CAPITAL PROGRAM EXPENSE	\$ 227,805,903
TOTAL CAPITAL RESERVE CONTRIBUTION (DRAWDOWN)	\$(26,717,123)
ENDING CAPITAL RESERVE FUND	\$105,004,733

Reviews

- At the March 10, 2004, Council Half-day Budget Retreat, Council reviewed the FY2005 Transit Operating Program and FY2005-FY2014 Transit Capital Program.
- The Citizens Transit Advisory Group and Transit Services Advisory Committee reviewed the FY2005 Transit Operating Program and the FY2005-FY2014 Transit Capital Program and recommended adoption by the MTC.
- The Transit Services Advisory Committee reviewed the FY2005 Transit Operating Program and the FY2005-FY2014 Transit Capital Program.
- The MTC unanimously approved the FY2005 Transit Operating Program and FY2005-FY2014 Transit Capital Program on March 24, 2004 and the Board of County Commissioners approved the program on April 20, 2004.

Funding

Public Transit Fund

Attachment 6

FY2005 Transit Program Summary
 FY2005 Financial Objectives
 FY2005 Transit Income Summary
 FY2005 Transit Service (Operations) Changes
 FY2005 Transit Staffing Level
 FY2005 Program Level Changes
 FY2005 Transit Operating Program Detail

FY2005-FY2014 10-Year Transit Capital Program Summary

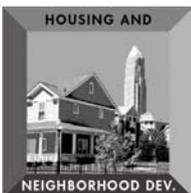
9. General Development Policies Phase II Schedule

Action: Approve the proposed schedule for Phase II of the General Development Policies.

Staff Resource: Debra Campbell, Planning

Explanation

- Council reviewed a draft schedule at the February Retreat and requested it be revised to compress the time frame and to include infrastructure as a topic.
- Staff presented the following revised schedule to Council for discussion on April 12th:
 1. Environment: August 2004 – August 2005
 - Allows time for environment stakeholder group to define issues, scope and opportunities for coordination with related initiatives as other topics are discussed.
 2. Infrastructure: November 2004 – November 2005
 - Delayed start allows Planning Liaison Committee to discuss Charlotte-Mecklenburg School needs.
 3. Economic Development: 2005
 - Specific schedule to be coordinated with development of Economic Development Policy Framework
 - Economic Development considerations will continue to be addressed as part of the development of all GDP components. Once the Economic Development Policy Framework is completed, aspects relative to land use policy can then be incorporated into the GDP.
 4. Office, Freestanding Retail: Phase III elements – schedule to be determined upon completion of Phase II
- Staff work will begin prior to August 2004.
- Beginning the stakeholder group meetings after summer typically results in more consistent attendance and more efficient use of citizen's time.

10. FY2005 Consolidated Action Plan for Housing and Community Development

Action: Approve the Housing and Neighborhood Development Committee's recommendation to approve the FY2005 Consolidated Action Plan necessary to receive the City's proposed grant allocation of approximately \$9.6 million for the next fiscal year.

Committee Chair: Susan Burgess

Staff Resource: Stanley Watkins, Neighborhood Development

Policy

- FY2005 Consolidated Action Plan is the City's one-year strategy for providing housing and community development
- The Plan supports the City's housing policy – preserving the existing housing, expanding the supply of low and moderate-income housing and supporting family self-sufficiency – as well as the City's neighborhood revitalization strategy
- U.S. Department of Housing and Urban Development (HUD) mandates development of the plan to receive federal funding for housing and community development activities

Explanation

- FY2005 Plan continues current policies regarding the City's approach to housing and community development
- The Plan focuses on Charlotte's efforts in providing economic opportunities, housing, sustainable neighborhoods and community services such as after school enrichment
- It also includes housing objectives for the Regional Housing Consortium, a partnership between the City, Mecklenburg County and the towns of Cornelius, Pineville, Matthews, Mint Hill and Huntersville
- The Plan serves as the City's annual application to HUD to receive an estimated \$9.6 million in new federal grant program funds
 - Community Development Block Grant (CDBG) \$5,599,000
 - HOME Investments and Partnerships (HOME) \$3,244,347
 - Emergency Shelter Grants (ESG) \$ 206,784
 - Housing Opportunities for Persons with AIDS (HOPWA) \$ 571,000

Total	\$9,621,131
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- FY2005 proposed federal fund allocation represents an increase of approximately 4% over the \$9,230,690 fund amount received by the City in FY04

Community and Committee Input

- Citizen forums held to inform the public of the Plan preparation process
- Public hearing conducted on April 12, 2004 by City Council
- Housing and Neighborhood Development Committee discussed the Consolidated Plan at their meeting on April 21, 2004
- Draft copy of the FY2005 Action Plan available in the Council library

Funding

Funding comes from federal CDBG, HOME, ESG and HOPWA funds.

Attachment 7

Proposed Uses of Funds

11. Interlocal Agreement for Davidson Police and Dispatch Services



Action: Approve an interlocal agreement for police and dispatch services between the Town of Davidson and the City of Charlotte

Staff Resource: Paul Paskoff, Charlotte-Mecklenburg Police

Background

- Northern part of the county is difficult to police because officers must go through Davidson
- Davidson willing to provide police services in exchange for Charlotte-Mecklenburg Police (CMPD) dispatching calls for Davidson Police
- Change endorsed by Future of Policing Committee in January 2004 report
- Report adopted by Council on March 22
- Interlocal Agreement adopted by Davidson Town Board on January 13, 2004

Provisions of Interlocal Agreement

- Runs for one year (July 1, 2002-June 30, 2005); renewable for five, one-year terms
- Davidson provides police service in sphere of influence
- CMPD still responds to homicides, suicides, and serious sexual assaults
- Non Emergency Police Services takes all non-emergency calls for Davidson; Davidson does any needed follow-up investigation
- CMPD answers, classifies and dispatches all 911 calls for Davidson
- Davidson has access to CMPD computer network including Computer Aided Dispatch and Knowledge Based Community Oriented Policing System; CMPD trains Davidson police to use systems
- CMPD will continue to provide specialized police services (helicopter, etc.) to Davidson at no cost
- Davidson will pay \$18,140 for software licenses; \$2,920 per year for software upgrades; \$2,000 per year as access fee to CMPD network

Funding

No City funding required

Attachment 8

Interlocal Agreement

12. Action Plans for Council's 2004 Priorities

Action: Approve Action Plans for Council's 2004 Priority Areas, including:
Community Safety
Economic Development
Transportation

Staff Resources: Darrel Stephens, Charlotte-Mecklenburg Police
Tom Flynn, Economic Development Office
Jim Humphrey, Transportation

Explanation

- At the February 2004 Annual Retreat, Council identified community safety, economic development and transportation as the priority issues for 2004.
- At the March 22, 2004 Business Meeting, Council affirmed those priority areas.
- On May 3, 2004, Council received a briefing on the action plans for each of these priority areas.
- Council selects their priorities annually with targets that are achievable within 12 months.
- The action plans are attached and the next steps for each of the priority areas are summarized below:

Community Safety

- Conduct retreat focused on community policing to be held in late summer/early fall.
- Develop specific performance measures linked to action steps developed at the retreat.

Economic Development

- Develop a community process that reviews the five strategies and develops Council consensus on Framework (includes review of business attraction and recruitment processes.)
- Develop goals, objectives and measurable outcomes for each of the five economic development strategies.

Transportation

- Complete policy scan for vision alignment, integration and gaps. Outline public communication document.
- Consider more proactive and integrated approach to City Road Capital and Maintenance funding in FY05 and FY06 budget.
- Influence Legislative Committees addressing transportation funding and Legislators to achieve increased State funding.

Council Discussion

- During the Workshop discussion, Council referred the issue of developing a comprehensive transportation and land use plan to the Transportation Committee.
- Council also discussed the issue of developing a process to get the state to address road maintenance needs on State roads. This item was previously referred to the Governmental Affairs Committee.

Funding

The action steps for each of the Council priorities are currently funded or will be funded in the Manager's recommended budget.

Attachment 9

Community Safety Action Plan
Economic Development Action Plan
Transportation Action Plan

**13. Direct MPO Vote Concerning Alexandriana Road
Realignment**

This item will be sent to Council in the Friday, May 9th Council-Manager Memorandum.



BUSINESS

14. McDowell Creek Wastewater Treatment Plant Expansion



- Action:**
- A. Adopt a resolution amending the Capital Investment Plan for fiscal years 2004 to 2008,**
 - B. Approve a budget ordinance appropriating \$53,000,000 from revenue bonds, and**
 - C. Approve a contract with Brasfield & Gorrie LLC. for \$75,533,000 for expansion of the McDowell Wastewater Treatment Plant.**

Staff Resource: Doug Bean, Charlotte-Mecklenburg Utilities

Budget Ordinance

- Project delayed several years due to the state permitting process
- Start date of July 2005 was anticipated, but by working closely with state staff, permitting was accelerated to allow an FY2004 contract award
- Projected costs for construction included in the current Capital Investment Plan for FY2005
- Budget ordinance facilitates advancement of construction by moving funds forward to FY2004

Project Details

- McDowell Creek Wastewater Treatment Plant current capacity is 6 million gallons per day
- Expanding to 12 million gallons per day provides sewer service for McDowell Basin for approximately 15 years

Small Business Opportunity

Established SBE Goal: 5%

Committed SBE Goal: 3.08%

Brasfield & Gorrie LLC. has committed 3.08% (\$2,317,908) to the following SBE firms: B & G Waterproofing, CICA Painting, H.M. Hunter Co., Hazel Holmes Trucking, R & B Cabinet, and Stinson Trucking

Brasfield & Gorrie LLC. exceeded the minimum Good Faith Effort Points for this project. In addition, they exceeded the mandatory outreach requirement of 133 SBE firms, by contacting 190.

Funding

Sewer Capital Investment Plan

Attachment 10

Resolution

Budget Ordinance

Project Summary

15. Nominations to Boards and Commissions

Action: Nominate citizens to serve as specified.

A. WASTE MANAGEMENT ADVISORY BOARD

Two recommendations to the County Commission

- Bradley Pearce is not eligible to be reappointed.
- Appointment will begin immediately and serve until March 2007.
- James Lovett has resigned.
- Appointment will begin immediately and serve until October 2004, then serve the next full, three year term.

Attachment 11

Applications

16. Appointments to Boards and Commissions

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

A. BUSINESS ADVISORY COMMITTEE

One appointment beginning April 2004 to serve three years

- Lynn Taylor did not fulfill Council's reappointment attendance requirements.
- William Ashcraft by Council member Burgess
- Colleen Bush by Council member Mitchell
- Brian Ellsworth by Council member Kinsey
- Bill Foster, Jr. by Council member Carter
- Michael Schmidt by Council member Lochman

Attachment 12

Applications

B. CHARLOTTE-MECKLENBURG PUBLIC ACCESS CORPORATION

One appointment to represent the community/non profit category

- Term will begin July 2004 and serve three years.
- Don Russell is eligible but does not want to be reappointed.
- Frank Barnes by Council member Lochman
- Keith Cradle by Council member Burgess
- Sue Korenstein by Council member Kinsey

Attachment 13

Applications

C. CIVIL SERVICE BOARD

One vacancy exists for a three year term beginning May 2004.

- Patrick Clark is not eligible to be reappointed.

- Charles Ayer by Council member Tabor
- David Blough by Council member Lochman
- Mickey Cochran, Jr. by Council member Graham
- James Donoghue by Council member Turner
- Mary Hopper by Council member Kinsey
- Todd Malloy by Council member Burgess
- Michael Taylor by Council member Mitchell
- Michael Todd by Council members Carter and Kinsey

Attachment 14

Applications

D. CHARLOTTE-MECKLENBURG UTILITIES ADVISORY COMMITTEE

One opening with the term beginning immediately and serving until June 2006.

- Must represent a small town.
- Matthew Settlemyer has relocated.

- David Jarrett by Council member Burgess
- John Kirkland* by Council member Mitchell

*Ineligible. Does not live in Mecklenburg County

Attachment 15

Applications

E. COMMUNITY RELATIONS COMMITTEE

Four vacancies exist for three year terms beginning July 2004 to replace Diego Anselmo, Linda Lindfors, Tuyet Seethaler and Ruth Stevenson.

- Jason Boone by Council member Mitchell
- Victoria Carter by Council member Mitchell
- Todd Malloy by Council member Mumford
- Kimberly Munn by Council member Carter
- Justin Seaford by Council member Tabor
- Connie Vetter by Council members Kinsey and Mitchell

Attachment 16

Applications

F. HISTORIC DISTRICT COMMISSION

Two appointments beginning July 2004 and serving three years.

- David Stone, resident/owner, Plaza-Midwood, is eligible but does not want to be reappointed.
- Chris Metzler* by Council member Tabor
- Jennifer Murphy** by Council member Mumford
- Damon Rumsch by Council member Burgess
- Lenore Deutch, open category, is not eligible to be reappointed.
- Jonathon Crotty by Council member Mumford
- Kerry Mills by Council member Lochman
- Jennifer Murphy by Council member Tabor
- Sara Spencer by Council member Turner
- David Wilson by Council member Carter
- Albert Woodward by Council member Kinsey

*Ineligible for this category – is moving to the Belmont neighborhood

**Ineligible for this category - does not live within the historic district boundaries

Attachment 17

Applications

G. PAROLE ACCOUNTABILITY COMMITTEE

One appointment beginning immediately and serving until June 2006.

- Derrick Chambers did not fulfill Council's attendance requirements.
- Jeri Arledge by Council member Graham
- David Blough by Council member Tabor
- Jessica Everett by Council member Kinsey
- Michelle Inhofer by Council member Carter
- Kenneth Marsh by Council member Burgess

Attachment 18

Applications

H. PRIVATIZATION/COMPETITION COMMITTEE

One appointment beginning immediately and serving until March 2006.

- Roosevelt Gardner has resigned.
- David Gable by Council member Mumford
- Bonita Hairston by Council member Kinsey
- Curtis Ray by Council member Mitchell
- Rick Ward by Council member Tabor

Attachment 19

Applications

I. SISTER CITIES COMMITTEE

Three appointments beginning April 2004 and serving two years.

- Laura Brosi is eligible but does not wish to be reappointed.
- Victoria Howell and Paula Little are not eligible for reappointment.
- Matthew Cowell by Council member Lochman
- Lisa Magee by Council members Carter and Kinsey
- Kenneth Harmon by Council member Tabor
- Thomas Jozwik by Council member Tabor
- Yvette Sayles by Council member Cannon

Attachment 20

Applications

J. ZONING BOARD OF ADJUSTMENT

One appointment beginning immediately and serving until January 2007

- Martha Odom has resigned.

- Bob Eaton by Council members Burgess and Carter
- Don Loper by Council member Lochman
- Bob Kearley by Council member Mumford
- William Rakatansky by Council member Kinsey
- Andy Zoutewelle by Council member Tabor

Attachment 21

Applications

MAYOR AND COUNCIL TOPICS

At the end of the formal agenda, Council members may share information and raise topics for discussion.

Introduction to CONSENT

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

Consent I consists of routine items that have been approved in the budget, are low bid and comply with Small Business Opportunity Program Policy.

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

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

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

Contractors and Consultants

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

CONSENT I

17. Various Bids

A. Fire Hydrants

CMU

Action

Award a unit price contract for Fire Hydrants to National Waterworks of Pineville, North Carolina in the estimated annual amount of \$129,180.

This will be a one-year contract, with the option to renew for two additional one year terms.

Small Business Opportunity

Established SBE Goal: 0%

Committed SBE Goal: 0%

The Small Business Development Program Manager waived the SBE goal for this project. In order to establish a goal for the project, there must be SBE firms certified in the City's Vendor Management System to perform the subcontracting opportunities identified for the project. There were no SBE firms certified to perform on this project.

18. Refund of Property Taxes

Action: Adopt a resolution authorizing the refund of property taxes assessed through clerical or assessor error in the amount of \$61,174.95.

Attachment 22

Resolution

List of Refunds

19. Resolution of Intent to Abandon Street and Set Public Hearing for a Portion of Hamorton Place

Action: A. Adopt the Resolution of Intent to abandon a portion of Hamorton Place, and

B. Set a public hearing for June 14, 2004.

Attachment 23

Map

CONSENT II

20. North Corridor Commuter Rail Engineering and Environmental Services

- Action:**
- A. Authorize the City Manager or designee to execute a sixth amendment to the agreement for consultant services between the City of Charlotte and Parsons Brinckerhoff Douglas & Quade, Inc., to provide additional professional environmental review, design and engineering services for an amount not to exceed \$4.75 million for the North Corridor Commuter Rail Project and \$750,000 for the Charlotte Multimodal Station Project, and**
 - B. Authorize the City Manager or designee to execute an Interlocal Agreement with the Town of Mooresville and County of Iredell of up to \$183,000 for sharing the cost of professional environmental review, design and engineering services for the North Corridor Commuter Rail Project.**

Staff Resource: David Carol, Charlotte Area Transit System

Policy: The 2025 Corridor System Plan

North Corridor Commuter Rail Project

- In November 2002, the Metropolitan Transit Commission (MTC) selected commuter rail as the Locally Preferred Alternative for transit on the North Corridor between Charlotte and Mooresville.
- The MTC also approved the proposed Charlotte Multimodal Station (CMMS) as the terminus for the North Corridor line and other transportation services in Uptown Charlotte.
- The Mecklenburg-Union Metropolitan Planning Organization (MUMPO) approved these actions in January 2003 and they are now part of the region's adopted Transportation Plan.

Engineering and Environmental Review Services

- The Federal Transit Administration (FTA) has authorized CATS to commence the environmental review and design work for the North Corridor Commuter Rail and CMMS projects.
- CATS proposes to amend its current agreement with Parsons Brinckerhoff Douglas & Quade, Inc. (PB) to include this work.
- PB was selected in 2000 through a competitive procurement for the Major Investment Study for the North Corridor.
- The Request for Proposals provided CATS with the flexibility to use the selected consultant for future phases of the environmental review and engineering design work.

Proposed Scope of Work

- The PB work will progress in three phases, based on the timing for and maturity of the engineering work. The proposed contract amendment would fund the first of these phases.
 1. Preparation of the Draft Environmental Impact Statement and associated public involvement efforts;
 2. Engineering associated with signalization of the rail line, station siting and design, the upgrade of 109 at-grade crossings, and separation of the CSX Railroad track and the North Corridor line at the Archers Daniel Midland plant in Charlotte; and
 3. Functional and preliminary architectural design of the CMMS. Track design, station architecture and equipment specifications will be included in the next two phases of the PB work.

Interlocal Agreement

- Approximately 27 percent of the costs for implementing North Corridor Commuter Rail service to Mooresville is associated with the 7.5 miles of trackage in Iredell County.
- Discussions are underway with Mooresville and Iredell County to share environmental review and engineering costs on an allocable basis. This would include \$183,000 as Iredell's local share of costs associated with Phase 1 of the PB work, subject to a final negotiated Interlocal Agreement.

Disadvantaged Business Enterprise

Committed DBE Goal: 9.7%

Funding:

CATS Capital Investment Plan

21. Federal and State Transit Assistance Grants

- Action:**
- A. Adopt a resolution authorizing the City Manager to submit grant applications and execute funding with the Federal Transit Administration (FTA),**
 - B. Adopt a resolution authorizing CATS CEO to submit grant applications and execute funding agreements with the North Carolina Department of Transportation (NCDOT), and**
 - C. Adopt a budget ordinance appropriating grants for \$5,575,005 and approve a budget transfer of \$5,525,211.**

Staff Resource: Dee Pereira, Charlotte Area Transit System

Explanation

- The City's Transit Program receives several types of federal and state grant revenues, which fund a portion of the Charlotte Area Transit System's (CATS) approved capital budget program.

- The City estimates federal and state grant participation levels and advances funding from the Transit fund balance to cover estimated grant revenues.
- Upon receipt of the grant revenues, funds advanced to the program revert back to the Transit fund balance.

Federal Grants

- Action A authorizes the City Manager to submit grant applications and execute funding for federal grant allocations.
 - Apply for the FY2004 Bus and Bus Related Grant. The grant will fund a portion of CATS second bus garage and equipment systems associated with the facility.
 - The FY2004 grant funding will replace a portion of the FY2004 issued Certificates of Participation (COPs) originally allocated to the project. The federal grant appropriation was not confirmed at the time of the FY2004 COPs issuance. The federal portion of the grant is \$4,911,299.
 - Apply for a grant amendment to the FY2003 Urbanized Area Formula for the replacement of two, 15 passenger vans for CATS Vanpool Program. The vans were involved in accidents and had to be removed from service.
 - This action is in compliance with FTA Regulations. The federal portion of this grant is \$24,564.

State Grants

- Action B authorizes the CATS CEO to submit NCDOT grant applications and execute contracts to receive State-matching funds.
 - NCDOT-matching funds for the FY2004 Bus and Bus Related Federal Grant allocation total \$613,912 (10%) for the second bus garage project.
 - Submit the State Grant Application for the NCDOT FY2004 Apprentice and Intern Program. The intern will work in the Operations Division. Appropriation for this grant is in the approved FY2004 Transit Operating Budget:
 - State share-\$14,445 (90%)
 - Local share-\$1,605 (10%)

Budget Ordinance

- Action C authorizes a budget ordinance to:
 - Appropriate funds totaling \$5,575,005. The appropriation includes: \$4,911,299 in federal funds, and \$613,912 in state-matching funds, totaling \$5,525,211.
 - The local 10% match of \$613,912 for the FY2004 Bus and Bus Related federal Grant was previously appropriated with certificates of participation.
 - The remaining \$49,794 is appropriated: \$24,564 in federal funds and \$25,230 in local funds.
 - In order to implement these projects, amounts equal to the federal and state grants will be advanced from the Transit fund balance until execution of the grant awards.
- Action C also authorizes a budget transfer to:
 - Transfer FY2004 COPs budget of \$5,525,211 from the second bus garage project to South Corridor Right-of-Way.

- The FY2004 COPS were sold for the purpose of the construction of the second bus garage and South Corridor Right-of-Way acquisitions.
- The transfer will reduce the need for future COPs funding for the South Corridor.

Attachment 24

Resolution

Budget Ordinance

22. Express and Business Shuttle Services

Action: Authorize the City Manager to execute one year Cost Sharing Agreements with options to extend for two additional years for Express Bus and Shuttle Services with the following:

- A. Lincoln County
- B. City of Gastonia
- C. City of Concord
- D. Town of Mooresville
- E. Wachovia Corporation

Staff Resource: Keith Parker, CATS

Policy: Metropolitan Transit Commission Approved
CATS Financial Policies Revised May 28, 2003.

Explanation:

- The MTC's financial policies for CATS state that for services operated outside of Mecklenburg County for non-County residents, CATS will cover a portion of the incremental operating cost of the service up to a maximum of 50% in recognition of the reduction of vehicular traffic on Mecklenburg County roadways.
- Currently, CATS provides regional express bus services to Concord, Gastonia and Mooresville.
- The Metropolitan Transit Commission and the Lincoln County Commissioners voted to establish the Lincoln County Express service. If approved, this new service is scheduled to begin June 2004.
- CATS has operated the 81X Wachovia Shuttle for the past 3 years. Wachovia Corporation wants CATS to continue providing the service.
- CATS retains all fare revenues for regional express services.
- Lincoln County, Gastonia and Concord, and Mooresville will reimburse the City for 50% of the operating costs for express bus services between their respective jurisdictions and uptown Charlotte. The Lincoln County Express and the Concord Express include stops in Mecklenburg County.
- Wachovia Corporation will reimburse the City 100% of the operating costs for shuttle services between Wachovia Corporation facilities in the W.T. Harris Corridor.
- Fares for Gastonia, Concord, Mooresville and Lincoln services are \$2.20.

- Fare for Wachovia Shuttle is \$1.55.

Annual Operating Costs/Fares

SERVICE	ANNUAL OPERATING COSTS	REIMBURSEMENT TO THE CITY	FARE REVENUE	OPERATING RATIO (3)
Lincoln County Express	\$81,144	\$40,720 (50%)	\$31,500 (1)	89%
Gastonia Express	\$107,302	\$53,651 (50%)	\$48,930 (2)	96%
Mooresville Express	\$100,272	\$50,136 (50%)	\$35,111 (2)	85%
Concord Express	\$219,718	\$109,859 (50%)	\$61,448 (2)	78%
Wachovia Shuttle	\$140,000	\$140,000 (100%)	NA	100%

- (1) Based on projected 21,000 annual riders.
- (2) Based on Calendar Year 2003 fare revenue.
- (3) Operating Ratio = Funds reimbursed to the City + Fare Revenues divided by Annual Operating Cost. CATS overall Operating Ratio for FY04 is 23.9%. CATS pays the cost difference between the operating ratio percentage and 100% of the costs.

Funding:

Municipal and County reimbursement of 50% of the total operating costs, Wachovia Corporation will reimburse the City for 100% of the operating cost. The City's costs will be funded from CATS FY 2005 Operating budget.

23. Bus Stop Sign Fabrication and Installation Extension

Action: Approve an option to extend the contract with Eaglewood, Inc. for year three of installation and maintenance for bus stop signs at locations throughout Mecklenburg and surrounding counties for an amount not to exceed \$250,000.

Staff Resource: David Feltman, CATS Operations

Policy: The 2025 Corridor System Plan

Explanation

- This option extends the contract for the third year of an existing three-year Installation and Maintenance Agreement with Eaglewood, Inc. to implement modifications and repairs as needed to approximately 4,000 bus stop sign, schedule holders, and other amenities (waiting pads, displays, etc.) at CATS bus stop locations throughout the region.

- Council previously authorized funds covering year one in October 2002 and year two on March 24, 2003.

Background

- CATS completed a bus stop sign replacement project in 2002 that was competitively bid in August 2001 and awarded to the low bidder, Eaglewood, Inc.
- The bus stop sign replacement project included the original installation of 4,000 signs followed by three years of ongoing maintenance of the signs, poles, schedules, and surrounding area at each bus stop.
- The three-year maintenance agreement began in March 2002 and will be completed in March 2005.
- Based upon the previous years experience, an amount of \$250,000 has been estimated for this year's maintenance.

Disadvantaged Business Enterprise

At the time of the initial contract, August 2001, contractors were allowed to self-perform while the Transit DBE program was being developed.

Funding

Transit Capital Investment Plan

24. Design of Southwest Water Transmission Main, Phase B Professional Services Contract

Action: Approve a professional services contract with Camp, Dresser, & McKee Consulting Engineers for additional design of the Southwest Water Main, Phase B for \$1,761,200.

Staff Resource: Doug Bean, Charlotte-Mecklenburg Utilities

History

- Construction of water transmission main from Franklin Water Treatment Plant (WTP) to southwest Mecklenburg County
- Phase A design, from Franklin WTP to airport, near completion

Next Phase

- Phase B design, from airport to Shopton Road
- Engineer to provide surveying, design, permitting, and right-of-way mapping services
- Phase B completes the entire project, enhancing potable water delivery to the southwest portion of Mecklenburg County

Small Business Opportunity

Established SBE Goal: 1%

Committed SBE Goal: 1%

Camp, Dresser & McKee Consulting Engineers has committed 1% (\$17,600) of the total contract amount with the following certified SBEs: On Target Utility Locate Services, Inc., and Torrence Reprographics, Inc.

Funding:

Water Capital Investment Plan

25. Torrence Creek Tributary #1, Sanitary Sewer

Action: A. Approve a budget ordinance appropriating \$685,000 from revenue bonds, and

B. Approve award of a contract to Dellinger, Incorporated of Monroe, NC for \$1,293,143.43

Staff Resource: Doug Bean, Charlotte-Mecklenburg Utilities

History

- Project initiated at the request of the Town of Huntersville
- Sanitary sewer infrastructure is limited in this area
- Wastewater treatment is provided by individual septic tank systems

Budget Ordinance

- Scope of project expanded to include Sam Furr Road and Knowwood Drive trunk.

Project Detail

- This project eliminates unsafe septic tanks and provides sewer service for future development.

Small Business Opportunity

Established SBE Goal: 5%

Committed SBE Goal: 5.2%

Dellinger, Inc. has committed 5.2% (\$67,000) of the total contract amount with the following certified SBEs: W.J.W. Trucking; Ms. Sybils Seeding; and Southern Clearing.

Funding

Sewer Capital Investment Plan

Attachment 25

Budget Ordinance

26. Water Line Rehabilitation and Replacement Supplemental Appropriation

Action: Approve a budget ordinance for \$2,000,000 to provide a supplemental appropriation for water line rehabilitation and replacement.

Staff Resource: Doug Bean, Charlotte-Mecklenburg Utilities

Explanation

- Several Neighborhood Improvement Projects are progressing ahead of schedule, allowing for FY2004 start date
 - Briar Creek Neighborhood Improvement
 - Plaza-Midwood
 - Smallwood
 - Elizabeth
 - Trinity Park

Funding

Water Capital Investment Plan

Attachment 26

Budget Ordinance

27. South Boulevard 24-Inch Water Main Design Contract

Action: Approve a professional services contract with Gannett Fleming for a not to exceed amount of \$205,000 for design of a 24-inch water main along South Boulevard.

Staff Resource: Doug Bean, Charlotte-Mecklenburg Utilities

- History
 - 24-inch water main part of the South Corridor Infrastructure Program (SCIP)
 - CDOT repairing portion of South Boulevard utilizing funds from NCDOT
 - Water main needs to be replaced prior to CDOT repairs of South Boulevard
- Project Details
 - CMU to install 24-inch water main from Bland Street to East Worthington
 - Gannett Fleming competitively selected consultant for the entire SCIP program
 - CMU selected Gannett Fleming as designer and construction manager for water main, allowing for expedition of project

Small Business Opportunity

Established SBE Goal: 0%

Committed SBE Goal: 27.9%

This project meets the requirements of Section 10.3 of the SBO Program. Gannett Fleming was already under contract with CDOT for the design of the South Corridor Infrastructure Program. They and the subcontractors already working on the project will perform the work required under this contract. However, Gannett Fleming has committed 27.9% (\$57,255) to two of the SBE firms currently working on the CDOT project: On Target Utility Locate Services and Uprocon, Inc.

Funding

Water Capital Investment Plan

28. Vegetation Management Services

Action: Approve Amendment #1 with Carolina Wetland Services for \$200,000 for vegetation management services.

Staff Resource: Tim Richards, Engineering & Property Management

Amendment #1

- Approve vegetation management services amendment providing:
 - Vegetation designs that will remove pollution and improve the habitat in stream, wetland and pond projects.
 - Invasive species management plans recommending best practices for controlling undesirable plant material like honeysuckle, kudzu, and bamboo.
 - Assessment and monitoring of newly planted native vegetation is needed until plants are established to ensure invasive plants do not overwhelm them.
 - Number of projects requiring vegetative management services has increased and will require an additional \$200,000 over the next two years.

History

- Council approved the original agreement on January 13, 2003 for \$125,000.
- Original contract allowed for two renewals.

Small Business Opportunity

Established SBE Goal: 0%

Committed SBE Goal: 0%

The selection process for this project took place in 2002, which preceded the implementation of the SBO Program for professional services contracts. This amendment complies with Section 10.3 of the SBO Program.

Funding

Storm Water Capital Investment Plan

29. Concrete Installation & Repair

Action: Approve change order #1 of the Concrete Installation & Repair contract with Carolina Cajun Concrete for \$164,274.60.

Staff Resource: Dieter Crago, Engineering & Property Management

Change Order #1

- Provides funds to remove, replace and repair deteriorated curb, sidewalk, drives and roadway pavement sections at various locations in the City.

History

- Contract is for Street Maintenance work.
- Street Maintenance sets the priorities and identifies the additional locations for concrete installation and repair work.
- Council awarded the original contract for \$269,508.75 on June 24, 2002
- Council awarded renewal #1 for \$285,836.25 on July 28, 2003
- Council awarded renewal #2 for \$285,836.25 on November 10, 2003
- The contract amount, including Change Order #1 is \$1,005,455.85.

Small Business Opportunity

Established SBE Goal: 0 %

Committed SBE Goal: 5%

This change order complies with Section 10.3 of the SBO Program. Carolina Cajun is continuing to work to meet the committed 5% goal.

Funding

Transportation Capital Investment Plan

30. Contract for GangNet Software

Action: A. Adopt a budget ordinance appropriating \$44,000 in assets forfeiture funds to cover a portion of the GangNet contract cost, and

B. Approve a contract with Orion Center for Systems Research and Applications Corporation, in the amount of \$107,800, for the purchase and implementation of the GangNet system.

Staff Resource: Capt. David Graham, Charlotte-Mecklenburg Police

Explanation

- Charlotte-Mecklenburg Police Department's (CMPD) priority is to use intelligence to better define and respond to gangs and their related criminal activity
- CMPD currently uses database that only has capability of listing gang members
- GangNet is state of the art technology that is becoming the national standard for gang information and analysis

- GangNet collects, analyzes, and disseminates information on gang members and activities; helps link seemingly isolated bits of information
- GangNet facilitates analysis of links, associations, and trends
- GangNet currently used in a number of law enforcement agencies in 16 states and Canada
- Enterprise license will allow all state and local law enforcement agencies in Mecklenburg County to use system
- Potential for national and international linkages

Small Business Opportunity

There are no SBE firms certified to perform this project

Funding

\$63,800 from COPS MORE 98 grant; \$44,000 from assets forfeiture funds

Attachment 27

Budget Ordinance

31. TASER Devices

- Action:**
- A. Approve the purchase of TASER non-lethal weapons without competitive bidding, as authorized by the sole source exception of G.S. 143-129(f), and**
 - B. Approve a contract with TASER International, Inc. for the purchase of TASER X26 devices in the amount of \$163,109.82.**

Staff Resource: Greg Crystal, Charlotte-Mecklenburg Police Department
Karen Ruppe, Business Support Services/Procurement

Explanation

- TASER International patents the TASER X26 and does not have authorized distributors.
- Council approved the purchase of 364 TASERS in the amount of \$310,057.50 on June 9, 2003.
- The use of the less lethal TASER devices has proven to be an effective weapon option for Police Officers in the field.
- The purchase of 197 additional devices will bring the total units to 563 that will allow each Patrol Officer on duty the use of a TASER.

Small Business Opportunity

Established SBE Goal: 0%

Committed SBE Goal: 0%

TASER International is a sole source vendor for this product. The SBO Program Manager waives SBE utilization goals for this contract. This project did not provide any opportunity for SBE subcontractor utilization.

Funding
Federal Block Grant

32. Emergency Management Terrorism Exercise

Action: Approve a professional services contract with Titan Corporation for \$114,576 to set up and support a 36-hour exercise to involve all public safety and public health agencies in Mecklenburg County.

Staff Resource: Wayne Broome, Fire-Emergency Management

Explanation

- Emergency Management scheduled an exercise on June 21-24, 2004 to test the capabilities of local public safety and public health agencies to respond to an incident involving weapons of mass destruction/terrorism.
- The exercise will be based on input from Emergency Management and its City/County exercise team.
- Titan Corporation will be responsible for designing the exercise and will set up, manage, and critique the performance of participants. Titan is on the list approved by the Department of Homeland Security to perform WMD/terrorism exercises.
- This is a follow-up exercise to one conducted in 1999, which was designed and implemented by Titan Corporation and paid for by the Department of Justice.
- A Department of Homeland Security grant will pay for the costs of this exercise.

Small Business Opportunity

The SBO Program Manager waived the SBO goals because there are no SBO vendors providing this service.

33. Thermal Imaging Cameras

Action: A. Approve the purchase of thermal imaging cameras without competitive bidding, as authorized by the sole source exception of G.S. 143-129(f), and

B. Approve a contract with Newton's Fire and Safety of Swepsonville, NC for the purchase of 23 thermal imaging cameras in the amount of \$175,927.

Staff Resource: Deputy Fire Chief Jeff Dulin, Charlotte Fire Department

Explanation

- The Charlotte Fire Department evaluated twelve thermal imaging cameras currently on the market.

- The MSA Evolution 5000 thermal imaging camera was the only camera that met the Department's specifications.
- Thermal imaging cameras are used to locate fire victims and to identify areas where fire is most intense, to aid in rescue and fire suppression in smoky conditions.
- The MSA 5000 camera met the Fire Department's requirements for dual temperature modes, small and lightweight format, battery availability, video telemetry, loaner program, and reasonable cost.

Small Business Opportunity

Newton's Fire and Safety is the regional distributor for this camera; there are no SBO vendors available. The SBO program manager waived SBO requirements for this project.

Funding

Homeland Security Grant

34. Private Sale of Fire Ladder Truck

- Action:**
- A. Adopt a resolution declaring F59597, a 1988 Pierce Fire ladder truck, surplus, and**
 - B. Approve the private sale of unit to the City of Conway, South Carolina for the sum of \$14,500 per the provisions of N.C. G.S. 160A-274.**

Staff Resource: Susan Johnson, Business Support Services

Explanation

- Staff recommends Council declare a 1988 Pierce ladder truck surplus and approve its private sale to the City of Conway, South Carolina for the fair market value of \$14,500.
- The City has replaced this 1988 unit and is not planning to retain it because of repairs needed and high maintenance costs.
- The fair market value is calculated based on the average selling price of \$30,500 per unit for six comparable units sold at previous City of Charlotte auctions minus the \$16,000 estimated repair costs for this specific unit.

Attachment 28

Resolution

35. Price Increase for Multifamily Bulky Items Collection Contract

Action: Approve a 1.8 percent increase in the cost per ton of multifamily bulky items collected by the service provider Container Corporation of Carolina under the Multifamily Bulky Items Contract.

Staff Resource: Wayman Pearson, Solid Waste Services

Price Increase

- Container Corporation of Carolina (CCC) is the service provider for the collection of bulky items from multifamily complexes having 30 or more units
- CCC requested an 1.8 percent price increase in its collection cost per ton rate for bulky items.
- The current rate paid to CCC is \$190 per collected ton of bulky items. The new rate would be \$193.42 per ton.
- CCC has also requested that the increase be made retroactive to January 1, 2004.
- CCC is asking for the increase to help offset a 15.73 percent increase in their annual performance bond premium and an 11.47 percent increase in employee benefits related to 401k and group insurance.
- The price currently paid per collected ton is \$190. The new price would be \$193.42.
- The annual cost of the contract is approximately \$260,000. The estimated annualized effect of this price increase would be \$4,680.

Contract Requirements

- The contract was originated between the City and Waste Industries Inc., September 11, 2000. Allied Services, Inc. acquired the contract from Waste Industries in August 2003 and currently services the contract under its subsidiary, CCC.
- The term of the contract is five years with two, one-year options to renew. The contract is currently in its fourth year of existence.
- Under the contract, the contractor may request a price increase 90 days prior to the contract anniversary date and the increase must go to Council for approval.
- Due to the overlap of the transfer of assets and the September contract anniversary date, CCC missed the price request deadline and requests that this requirement be waived.
- Staff supports this request because CCC has been an excellent service partner.
- CCC has been “customer-friendly” and has elevated the service quality.

Funding

Solid Waste Services General Fund FY04 Operating Budget

36. Community Waste Reduction and Recycling Grant

Action: Adopt a budget ordinance appropriating \$23,500 from a grant awarded by the state of North Carolina for waste reduction and recycling initiatives.

Staff Resource: Wayman Pearson, Solid Waste Services

Explanation

- Solid Waste Services (SWS) has been awarded a Community Waste Reduction and Recycling grant from the North Carolina Department of Environment and Natural Resources, Division of Pollution Prevention and Environmental Assistance.
- SWS was awarded \$23,500 in grant funding to implement two recycling initiatives in the North Zone: the Mark of Distinction and the Hispanic/Latino campaigns.
- A small sampling of low recycling participation neighborhoods in the North Collection Zone revealed a recycling rate of 27.54%.
- Due to its low rate of recycling participation, the North Zone will be the focus of public education initiatives designed to increase participation and reduce refuse tonnage by 10%. A 10% reduction in refuse tonnage will yield a savings of \$113,613 in landfill tipping fees.
- In FY2002 SWS spent over \$6 million in landfill tipping fees.
- SWS is required to provide a 10% match of \$2,350 for these initiatives.

History:

- In January 1990 SWS began curbside recycling collection for approximately 120,000 units.
- Currently, the CURB IT! residential recycling program provides weekly collection of co-mingled recyclables to more than 183,000 units within the City of Charlotte.
- This volunteer program accepts the following commodities: aluminum beverage cans, glass containers, magazines, shopping catalogues, milk jugs, newspaper and inserts, junk mail, mixed paper, cardboard, plastic soft drink and liquor bottles, spiral paper cans, steel cans, and telephone books.
- In an effort to decrease operational costs, SWS decided to implement a targeted public relations campaign to increase participation in the CURB IT! residential recycling program.

Funding:

Community Waste Reduction and Recycling grant from the North Carolina Department of Environment and Natural Resources, Division of Pollution Prevention and Environmental Assistance and the FY2004 SWS Operating Fund.

Attachment 29

Budget Ordinance

37. Airport Passenger Loading Bridges Contract

- Action:**
- A. Adopt a budget ordinance appropriating \$750,726 from the Discretionary Fund Balance to be repaid from the proceeds of future General Airport Revenue Bonds, and**
 - B. Award a contract to JetBridge Technology of Kennedale, TX in the amount of \$700,726 for purchase of two passenger loading bridges.**

Staff Resource: Jerry Orr, Aviation

Explanation

- This contract will provide two new passenger-loading bridges located at Gate A2 for lease by United Airlines.
- The existing bridge needs frequent repairs and is well past its expected life.
- The Airport will recover its costs through user fees paid by the airlines.
- In accordance with North Carolina State Law, any federal, state or local government contract can be “piggybacked” within 12 months of initiation for the same or more favorable terms.
- The contract terms and conditions are the same as those awarded by the City of Oakland, CA on August 15, 2003.
- This project was advertised in *The Charlotte Observer* on April 27, 2004 in accordance with state law requirements for piggybacked contracts.
- The equipment cost is 4% less than similar equipment purchased in May 2001.

Small Business Opportunity

Participation: 0%

This contract is exempt from the Small Business Opportunity Program per Section 2.21 of the Program policy.

Funding

Airport Discretionary Fund Balance

Attachment 30

Budget Ordinance

38. Airport Parking Deck Contract Amendment

- Action:** Approve a contract amendment not to exceed \$175,000 to MACTEC Engineering and Consulting Inc. of Charlotte.

Staff Resource: Jerry Orr, Aviation

Explanation

- The Airport awarded a contract to MACTEC Engineering and Consulting, Inc. of Charlotte in May 2001 to provide subsurface investigation and footing design parameters for a 3,000-space parking deck.
- This contract will provide material testing of:
 - Soil
 - Pile Foundation
 - Concrete
 - Structure
- Testing will determine structural integrity of deck.
- Testing will be done throughout construction.

Small Business Opportunity

Pursuant to Sections 5.0 and 10.3 of the SBO policy, this contract will not have a SBE utilization goal. This contract is an amendment to an existing contract, with the contractor having been previously identified. The contract amount has changed, however a lack of subcontracting opportunities validates a 0% SBE goal.

Funding

Airport Discretionary Fund

39. **Signature Flight Support and TAPS, LLC Lease Amendment**

Action: Approve a lease amendment with Signature Flight Support Corporation, the Airport's Fixed Base Operator (FBO) and TAPS, LLC, a corporate aviation tenant.

Staff Resource: Jerry Orr, Aviation

Explanation

- The City has a lease agreement with Signature for fixed base operations (FBO) on the general aviation ramp. The lease expires on June 30, 2004.
- The City has solicited proposals for an FBO services manager.
- The City has not yet completed the RFP process and will not have an FBO manager in place to provide FBO services on July 1, 2004.
- The City and Signature have agreed that Signature will continue providing FBO services in the short-term.
- TAPS is a corporate aviation tenant occupying land and buildings on the FBO ramp. The lease between TAPS and the City also expires on June 30, 2004.
- Because of the manner in which the Signature and TAPS leasehold interests are intertwined, it is necessary that the TAPS Lease continue for the duration of the Signature Lease.

Terms of the amendment

- This amendment will extend the term of both leases until the City's new FBO manager is selected and prepared to assume its duties.
- All other terms of the lease with each party will remain in effect during the extension.
- Signature's estimated annual rent is \$808,900.
- TAPS estimated annual rent is \$124,125.

40. Schedule Public Hearing to Consider an Annexation Agreement with Weddington, Marvin and Stallings

Action: Schedule a public hearing to consider entering into an annexation agreement with Weddington, Marvin and Stallings.

Staff Resource: Mike Boyd, City Attorney's Office

Explanation

- Charlotte, Weddington and Marvin are parties to an Annexation Agreement that will expire January 1, 2006. That agreement provides that Charlotte will not annex into Union County and that Weddington and Marvin will not annex into Mecklenburg.
- Weddington and Marvin have asked that a new Annexation Agreement be executed among these municipalities.
- City staff requested that Stallings join in the Annexation Agreement and has negotiated the terms of such an agreement with the Stallings Town Attorney.
- State statutes require that each municipality planning to enter into an annexation agreement must first hold a public hearing.
- Council is asked to schedule the public hearing for its June 14th meeting. Weddington, Marvin and Stallings plan to hold their public hearings on or before June 14th. Immediately after the public hearing, Council will be asked to adopt an ordinance approving the Annexation Agreement.

41. Resolution for an Amendment to the Council's Municipal Retention and Disposition Schedule

Action: Adopt a resolution approving amendments to the Council-adopted Municipal Records Retention and Disposition Schedule with regard to Powell Bill Records, Payroll, Budget and Fiscal Records, and Personnel Records.

Staff Resource: Brenda Freeze, City Clerk

Explanation

- On April 27, 1998, City Council approved a resolution adopting the new Municipal Records Retention and Disposition Schedule issued by the North Carolina Division of Archives and History.
- Recently the NC Division of Archives and History issued amendments to the Statewide Schedule. The adoption of the proposed resolution would incorporate those technical changes into the City's schedule.

Attachment 31

Resolution

Records Retention and Disposition Schedule Amendments

42. Property Transactions

Action: Approve the following property acquisitions (A-L) and adopt the condemnation resolutions (M-AA).

For property transactions A-B and AA, the purchase price was determined by an independent appraiser and was reviewed by a second appraiser. Each appraisal takes into consideration the specific quality and quantity of the land. The tax value is determined on a more generic basis and will be higher or lower for land/house with certain attributes. Property is acquired for Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act of 1970. Acquisition costs are eligible for Federal Aviation Administration reimbursement.

For property transactions I-K and V-Y, the purchase price was determined by an independent appraiser and was reviewed by a second appraiser. Each appraisal takes into consideration the specific quality and quantity of the land. The tax value is determined on a more generic basis and will be higher or lower for land/improvements with certain attributes. Property is acquired in accordance with Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act of 1970. Acquisition costs are eligible for North Carolina Department of Transportation and Federal Transit Administration reimbursement.

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

- A. Project:** Airport Master Plan Acquisition
Owner(s): Wesyork Group, LLC
Property Address: 5806 Dixie Road
Property to be acquired: 1.934 acres
Improvements: Retail/ Conv. Store
Purchase Price: \$1,023,000
Zoned: I1

Use: Retail/Conv. Store
Tax Value: \$654,300
Tax Code: 113-154-10

- B. Project:** Airport Master Plan Condemnation
Owner(s): Southington Industrial Park
Property Address: 9300 Garrison Road
Property to be acquired: 2.031 acres
Improvements: warehouse
Purchase Price: \$925,000
Zoned: I1
Use: Warehouse
Tax Value: \$693,000
Tax Code: 141-131-14
- C. Project:** Statesville Avenue Widening, Parcel # 17
Owner(s): Charles Alexander and Doris W. Alexander
Property Address: 3100 Statesville Avenue
Property to be acquired: 1,716 sq.ft. (.039 ac.) of Slope Easement, plus 6,595 sq.ft. (.151 ac.) of Slope Stabilization Easement, plus 44 sq.ft. (.001 ac.) of Temporary Utility Easement, plus 2,587 sq.ft. (.059 ac.) of Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$19,275.52
Remarks: Compensation was established on an independent appraisal and an appraisal review.
Zoned: B-1
Use: Commercial
Tax Code: 077-194-01
Total Parcel Tax Value: \$65,200
- D. Project:** NC49/US29 Interchange, Parcel # 45
Owner(s): James Huston Davis, Jr.
Property Address: 103 Stetson Drive
Property to be acquired: 1,759 sq.ft. (.040 ac.) of Fee Simple plus 244 sq.ft. (.006 ac.) of existing Right-of-Way, plus 24 sq.ft. (.001 ac.) of Permanent Sidewalk and Utility Easement, plus 2,058 sq.ft. (.047 ac.) of Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$24,375
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review.
Zoned: I-1
Use: Industrial
Tax Code: 047-221-01
Total Parcel Tax Value: \$258,900

- E. Project:** Rea Road at Olde Providence Elementary Road Widening, Parcel # 6
Owner(s): David M. Bigham and Wife, Robin B. Bigham
Property Address: 3601 Rea Road
Property to be acquired: 4,380 sq.ft. (.101 ac.) of Fee Simple plus 1,633 sq.ft. (.037 ac.) of existing Right-of-Way, plus 1,809 sq.ft. (.042 ac.) of Temporary Construction Easement
Improvements: None
Landscaping: Trees
Purchase Price: \$13,150
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review.
Zoned: R-3
Use: Single Family Residential
Tax Code: 211-292-13
Total Parcel Tax Value: \$226,900
- F. Project:** Tryon/Bank Storm Drainage Improvements, Parcel # 9
Owner(s): DMA, Inc.
Property Address: 3123 May Street
Property to be acquired: 6,664 sq.ft. (.153 ac.) of Permanent Storm Drainage Easement plus 7,901 sq.ft. (.181 ac.) of Permanent Easement, plus 3,874 sq.ft. (.089 ac.) of Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$10,600
Remarks: Compensation was established by independent, certified appraisal in the area.
Zoned: I-1
Use: Industrial
Tax Code: 145-054-02
Total Parcel Tax Value: \$286,900
- G. Project:** Highland Avenue Street Improvements, Parcel # 18
Owner(s): David F. Nance and Wife, Willie Nance
Property Address: 6630 Plott Road
Property to be acquired: 15,756 sq.ft. (.362 ac.) of Fee Simple acquisition, plus 25 sq.ft. (.006 ac.) of Permanent Utility Easement, plus 4,916 sq.ft. (.113 ac.) of Temporary Construction Easement
Improvements: None
Landscaping: Trees
Purchase Price: \$16,650
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review.
Zoned: R-3
Use: Residential
Tax Code: 108-011-14
Total Parcel Tax Value: \$161,100

- H. Project:** NC49/US29 Interchange, Parcel # 27
Owner(s): Ken Gerald Lockard
Property Address: 6832 North Tryon Street
Property to be acquired: 4,010 sq.ft. (.092 ac.) of Fee Simple plus 2,332 sq.ft. (.054 ac.) of Permanent Storm Drainage Easement, plus 44 sq.ft. (.001 ac.) of Utility Easement, plus 14,133 sq.ft. (.324 ac.) of Temporary Construction Easement
Improvements: None
Landscaping: Fence, Gate
Purchase Price: \$73,475
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review.
Zoned: B-2
Use: Business
Tax Code: 049-081-08
Total Parcel Tax Value: \$622,710
- I. Project:** South Corridor Light Rail Transit, Parcel # 193
Owner(s): George W. Dowdy, Jr. and wife, Irene T. Dowdy
Property Address: 6136 South Boulevard
Property to be acquired: 28,575 sq. ft. (.656 ac.) of Fee Simple
Improvements: Commercial building
Purchase Price: \$625,000
Zoned: B-2
Use: Commercial
Tax Code: 173-021-03
Total Parcel Tax Value: \$586,300
- J. Project:** South Corridor Light Rail Transit, Parcel # 249C
Owner(s): Mildred S. Long
Property Address: 4901 Old Pineville Road
Property to be acquired: 8,764 sq. ft. (.201 ac.) of Fee Simple
Purchase Price: \$15,325
Zoned: I-2
Use: Vacant
Tax Code: A portion of 169-012-14
Total Parcel Tax Value: \$46,300
- K. Project:** South Corridor Light Rail Transit, Parcel # 247D & 249A
Owner(s): W.L. Isenhour, III
Property Address: 4920 Old Pineville Road
Property to be acquired: 18,897 sq. ft. (.434 ac.) of Fee Simple
Purchase Price: \$46,575
Zoned: I-2
Use: Warehouse
Tax Code: A portion of 169-012-14 & a portion of 169-071-05
Total Parcel Tax Value: \$168,000

- L. Project:** Charlotte-Mecklenburg Utilities Brookshire Driveway Improvements, Parcel #1
Owner(s): Frank R. Davis and Pamela S. Davis
Property Address: Worth Place
Property to be acquired: 51,618 sq.ft. (1.185 ac.) of Fee Simple
Improvements: Fencing
Landscaping: None
Purchase Price: \$112,000
Remarks: This property is needed to provide an alternate entrance to the CMUD complex at 5100 Brookshire Boulevard. This project has been through the Mandatory Review process and was approved.
Zoned: I-2
Use: Vacant
Tax Code: 039-081-16
Tax Value: \$173,000

Condemnations:

- M. Project:** Clear Creek Basin Sanitary Sewer-Gravity, Parcel # 15
Owner(s): Henry D. Purser
Property Address: 10325 Blair Road
Property to be acquired: 38,265 sq.ft. (.878 ac.) of Sanitary Sewer Easement plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$4,125
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R (Residential District-Mint Hill Designation)
Use: Single Family Residential
Tax Code: 137-311-08
Total Parcel Tax Value: \$9,917
- N. Project:** 2003 Annexation Sanitary Sewer to Serve the Overlook Area, Parcel # 6
Owner(s): Clyde W. Cox, Jr. and Wife, Cynthia M. Cox
Property Address: 4024 Mount Holly-Huntersville Road
Property to be acquired: 4,866 sq.ft. (.112 ac.) of Permanent Sanitary Sewer Easement plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$1 per the appraisal since the project will benefit the property
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3

Use: Single Family Residential
Tax Code: 033-041-24
Total Parcel Tax Value: \$325,400

- O. Project:** Fire Station 36, Parcel # 2
Owner(s): W Nine/LWS Real Estate, LP
Property Address: 2201 West Mallard Creek Church Road
Property to be acquired: 11,994 sq.ft. (.275 ac.) of Fee Simple plus Permanent Storm Drainage Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$13,525
Remarks: Compensation was established by independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owners.
Zoned: RE-2
Use: Office
Tax Code: 047-162-02
Total Parcel Tax Value: \$32,820,880
- P. Project:** Billy Graham/Wilkinson Realignment/Wilkinson Tunneling, Parcel # 6
Owner(s): Charles J. Dunn, J. Vaughn Klutts, Jr.
Property Address: Mulberry Church Road
Property to be acquired: 18,052 sq.ft. (.414 ac.) of Fee Simple plus existing Right-of-Way, plus Permanent Drainage Easement, plus Permanent Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$24,425
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: I-1
Use: Industrial
Tax Code: 061-201-01
Total Parcel Tax Value: \$28,000
- Q. Project:** Billy Graham/Wilkinson Realignment/Wilkinson Tunneling, Parcel # 10
Owner(s): ARS Postal Services, Ltd.
Property Address: 2901 South I-85 Service Road
Property to be acquired: 6,679 sq.ft. (.153 ac.) of Permanent Storm Drainage Easement plus Permanent Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None

Purchase Price: \$3,525

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

Zoned: I-1

Use: Industrial

Tax Code: 061-191-01

Total Parcel Tax Value: \$11,585,200

- R. Project:** Billy Graham/Wilkinson Realignment/Wilkinson Tunneling, Parcel # 11
Owner(s): NW Properties, Inc. aka Mattox Development Corporation
Property Address: Denver Avenue
Property to be acquired: 16,256 sq.ft. (.373 ac.) of Fee Simple plus Permanent Storm Drainage Easement, plus Permanent Utility Easement, plus Stake Slope Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$8,650
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: I-1
Use: Industrial
Tax Code: 061-081-40
Total Parcel Tax Value: \$40,300
- S. Project:** 2003 Annexation Sanitary Sewer to Serve the Overlook Area, Parcel # 3 and 4
Owner(s): Dianne Cox Laws and Husband, Clinton Roy Laws
Property Address: Mount Holly-Huntersville Road
Property to be acquired: 49,145 sq.ft. (1.128 ac.) of Permanent Sanitary Sewer Easement plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$1 per the appraisal since the project will benefit the property
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Vacant
Tax Code: 033-201-99, 033-201-07
Total Parcel Tax Value: \$412,100
- T. Project:** 2003 Annexation Sanitary Sewer to Serve the Overlook Area, Parcel # 5

Owner(s): Cox Investment Management, LLC
Property Address: Mount Holly-Huntersville Road
Property to be acquired: 109,251 sq. ft. (2.508 ac) of Permanent Drainage Easement plus Permanent Sanitary Sewer Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$1 per the appraisal since the project will benefit the property
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Condominiums
Tax Code: 033-041-11A
Total Parcel Tax Value: \$1,242,176

U. Project: Clear Creek Basin Sanitary Sewer-Force Main, Parcel # 50

Owner(s): Jeffrey T. Whitley
Property Address: 8640 Blair Road
Property to be acquired: 25,002 sq.ft. (.574 ac.) of Permanent Sanitary Sewer Easement plus Temporary Construction Easement
Improvements: None
Landscaping: Fence
Purchase Price: \$2,150
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-1
Use: Single Family Residential
Tax Code: 139-011-33
Total Parcel Tax Value: \$124,700

V. Project: South Corridor Light Rail Transit, Parcel # 247 A,B,C

Owner(s): McNamara Trust and Southern Real Estate Company of Charlotte, Inc., and any other parties of interest
Property Address: 4985 Old Pineville Road
Property to be acquired: 32,328 sq. ft. (.742 ac.) of Fee Simple
Improvements: Warehouse
Purchase Price: \$109,950
Remarks:
Zoned: I-2
Use: Warehouse
Tax Code: A portion of 169-071-05
Total Parcel Tax Value: \$168,000

W. Project: South Corridor Light Rail Transit, Parcel # 185, 187, 189, 191, 203

Owner(s): Flowe Development Company, 6214 South Boulevard Holdings, LLC, Mary Jo Brown, George W. Brown & Irene T. Dowdy and any other parties of interest

Property Address: 1318, 1320, 1322 Archdale Drive and 6214, 6250 South Boulevard

Property to be acquired: 227,545 sq. ft. (5.224 ac.) of Fee Simple

Improvements: Commercial buildings

Purchase Price: \$1,246,500

Remarks: Compensation includes the amount of \$45,920. which represents the estimated cost for clean up of contamination as determined by an environmental report. This amount will be withheld to cover clean up costs. The remainder represents the total amount of the condemnation deposit.

Zoned: B-2

Use: Commercial

Tax Code: 173-021-04, 07, 08, 10 & 11

Total Parcel Tax Value: \$1,938,800

- X. Project:** South Corridor Light Rail Transit, Parcel # 113 & 115
Owner(s): Ronald G. Thomas and wife, Patricia D. Thomas and any other parties of interest

Property Address: 9301 & 9229 China Grove Church Road

Property to be acquired: 28,804 sq. ft. (.661 ac.) of Permanent Easement

Purchase Price: \$28,725

Zoned: I-1 & I-2

Use: Vacant

Tax Code: A portion of 205-111-08 & a portion of 205-111-12

Total Parcel Tax Value: \$195,400

- Y. Project:** South Corridor Light Rail Transit, Parcel # 249B
Owner(s): McNamara Trust and Southern Real Estate Company of Charlotte, Inc. and any other parties of interest

Property Address: 4901 Old Pineville Road

Property to be acquired: 10,267 sq. ft. (.236 ac.) of Fee Simple

Improvements: Restaurant

Purchase Price: \$59,925

Zoned: I-2

Use: Commercial

Tax Code: A portion of 169-012-14

Total Parcel Tax Value: \$46,300

- Z. Project:** Andover Storm Drainage Improvements, Parcel # 27
Owner(s): Stephen L. Nelson and Katherine A. Meads
Property Address: Vernon Drive

Property to be acquired: 22,578 sq.ft. (.518 ac.) of Permanent Storm Drainage Easement

Improvements: None

Landscaping: Trees

Purchase Price: \$69,413

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

Zoned: R-3

Use: Vacant

Tax Code: 181-021-84

Total Parcel Tax Value: \$225,000

- AA. Project:** Airport Master Plan Condemnation
Owner(s): NYE Properties, Limited Partnership
Property Address: 7321 Wilkinson Boulevard
Property to be acquired: 5.228 acres
Improvements: Vacant Land
Purchase Price: \$300,000
Zoned: I1
Use: Vacant Land
Tax Value: \$282,200
Tax Code: 113-021-08

43. Meeting Minutes

- Action:** Approve the titles, motions and votes reflected in the Clerk's record as the minutes of:
- March 22, 2004 Business meeting
 - March 23, 2004 Budget Retreat
 - April 5, 2004 Policy Retreat
 - April 12, 2004 Business meeting