AGENDA

Meeting Type:	BUSINESS
Date.	11/27/1995

City of Charlotte, City Clerk's Office

CHARLOTTE

Mayor Richard Vinroot | *Mayor Pro Tem Patrick McCrory*

Charles Baker
Stan Campbell
Patrick D Cannon
Mike Jackson
Nasif Rashad Majeed
Hoyle H Martin
Don D Reid
Ella Butler Scarborough
Sara Spencer
Lynn M Wheeler

Council Agenda

CITY COUNCIL MEETING
Monday, November 27, 1995

5:00 p.m. — **Conference Center**

- **Transportation Center Opening**
- **Public Transportation: Ottawa, Canada**
- **City-Within-a-City Loan Program**

6:30 p.m. — **Meeting Chamber**

- **Invocation**
- **Pledge of Allegiance**
- **Citizens Hearing**

7:00 p.m. — **Formal Business Meeting**

CITY COUNCIL AGENDA
Monday, November 27, 1995
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Item No.

CONSENT ITEMS

1. Approve Minutes of:
   - October 17, 1995 City/County/School Board Joint Meeting
   - October 23 Regular Business Meeting

2. **Consent agenda items 16 through 21 may be considered in one motion except those items removed by a Councilmember Items are removed by notifying the City Clerk before the meeting.**

   Staff Resource: Julie Burch

ZONING

3. **Decision on Petition No. 95-84 by Public Library of Charlotte and Mecklenburg County for a change in zoning for approximately 6.21 acres located on the southeasterly corner of the intersection of Highway 51 and Rea Road from R-15(CD) to Institutional (CD).**

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

   This hearing was deferred at the October 16, 1995 meeting. The public hearing was held November 13, 1995.

   The Zoning Committee recommends approval as modified, with a 30 foot setback along Rea Road rather than the originally proposed 20 foot setback

   Attachment 1

POLICY

4. City Manager's Report

5. Personnel and Finance Committee Recommendation Concerning Authority for Contracts

Action: **Approve Personnel and Finance Committee recommendations to:**

A. Adopt a resolution authorizing the City Manager and his designees to lease municipal property for terms that do not exceed one year;

B. Adopt a resolution authorizing the settlement of claims and lawsuits by the City Manager up to $100,000 and by the City Attorney up to $50,000; and

C. Adopt a resolution authorizing the City Manager and his designees, to be limited to the Deputy Manager and Assistant Managers, to award contracts over $50,000 but that do not exceed $100,000.

Committee Chair: Hoyle Martin

Staff Resource: Mac McCarley

Focus Area: Restructuring Government

Explanation of Request:

- The City Attorney and City Manager have reviewed the authority for awarding short-term leases, claims and settlements and contract awards
- Legislation passed by the 1995 General Assembly makes it desirable to change this authority for three reasons:

ADDENDUM TO NOVEMBER 27 AGENDA

This item was deferred from your November 20 Zoning Meeting.

3a. (95-78) Decision on Petition No. 95-78 by Landcraft Properties, Inc for a change in zoning for approximately 21 11 acres located on the west side of Mason Drive north of Mallard Creek Road from R-3 to R-4

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

The Zoning Committee recommends that this petition be approved.

Attachment No 6

Deferred to FEB Zoning Meeting

ZONING COMMITTEE
RECOMMENDATION

DATE: October 23, 1995

PETITION NO.: 95-78

PETITIONER(S): Landcraft Properties, Inc

REQUEST: Change from R-3 to R-4

LOCATION: Approximately 21 11 acres on the west side of Mason drive north of Mallard Creek Road

ACTION: The Zoning Committee recommends that this petition be approved

VOTE: *Yeas* Adams, Hill Hinshaw, McMurray, Randolph, and Wiggins

Nays None

Absent Tabor

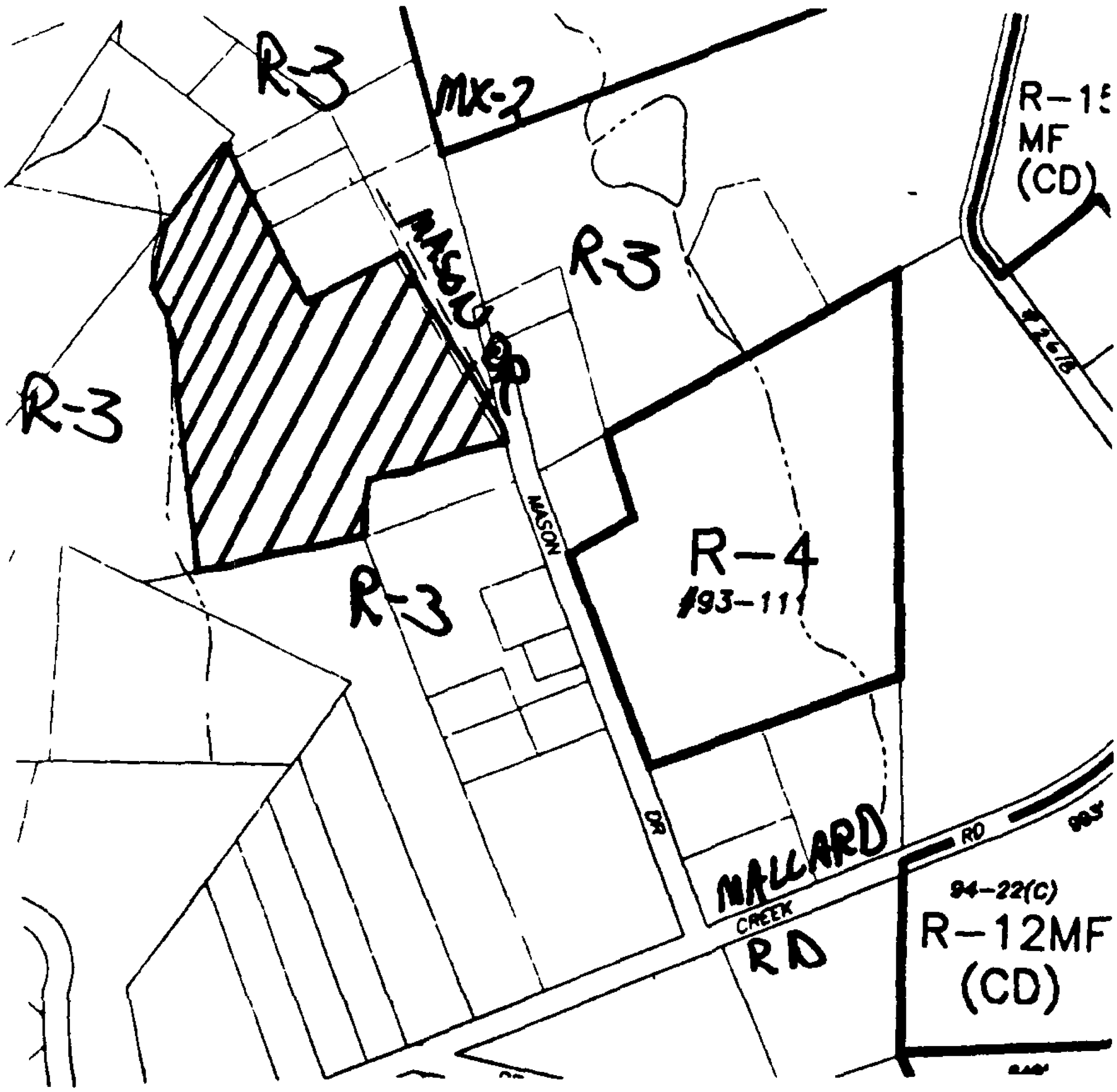
REASONS

This petition would permit a slightly higher single family residential density The proposed density is in conformance with publicly adopted and proposed land use plans for the area Therefore, the Zoning Committee found that this petition was appropriate for approval

STAFF OPINION

The staff agrees with the recommendation of the Zoning Committee

Petition #: 95-78
Petitioner: Landcraft Properties, Inc
Hearing Date: October 16, 1995
Zoning Classification (Existing): R-3
Zoning Classification (Requested): R-4
Location: Approximately 11 4 acres located on the west side of Mason Drive north of Mallard Creek Road.



Zoning Map #(s): 59

Scale: 1" = 400'

- to expedite City business,
- to minimize confusion about authority, and
- to streamline Council agendas so Council may focus on important policy matters

Short-term Leases

- State law establishes the procedures and authority for leasing municipal property While the statutes generally require Council approval for leases, they do authorize Council to delegate its authority to lease property for terms that do not exceed one year
- Staff has not placed short-term leases on Council agendas This was because staff thought the City Manager already had this authority. The City Attorney has been unable to determine that Council delegated this authority previously.
- The resolution would clarify that the Manager and his designees are authorized to lease City property for terms that do not exceed one year
- The Airport is most affected by this action Approximately 10 to 15 short-term leases would need to be placed on Council's agendas each month. Examples of these leases include: office and operations spaces in the old and new terminals; cargo and hangar space rentals, and lease-backs of homes acquired in the F A R Part 150 noise acquisition program.

- Other short-term leases which would need to be placed on Council agendas include those for a few days or weeks, such as seasonal sales space for pumpkins and Christmas trees.

- Allowing the Manager or designee to approve these leases will eliminate staff time necessary to prepare leases for Council action, estimated to be several hours per lease Also, staff can respond more quickly to private businesses who want to lease City property.

- Most of these leases bring in some amount of revenue to the City No costs are incurred

Claims and Settlements

- The City Attorney now has authority to settle claims and lawsuits when they do not exceed $5,000 The Manager has the authority to settle claims and lawsuits when the amount involved is greater than $5,000 but does not exceed $30,000

- The resolution would authorize the Manager to settle claims and lawsuits up to $100,000 It would also authorize the City Attorney to settle claims and lawsuits up to $50,000.

- The original proposal would have increased the Attorney's authority to only $30,000. The Personnel and Finance Committee believes it is appropriate to increase it to $50,000 to be consistent with the award for contracts Claims and settlements would only be approved if they are within the budget appropriation.

Contract Awards

- In 1989 the City Charter was amended to give the Manager and his authorized designees the authority to award contracts that do not exceed $50,000 The Manager has identified the Deputy and Assistant Managers and the Key Business Executives as his designees

- As part of the City's 1995 legislative package, the General Assembly raised the formal bid threshold for City construction and purchase contracts to $100,000

- The legislative action did not affect the Manager's $50,000 award authority The result is that purchase and construction contracts between $50,000 and $100,000 still have to be approved by Council even though formal bidding is not required.

- Contracts that do not have to be placed on a Council agenda can be awarded more quickly The inconsistency also causes confusion in the organization

- The resolution would authorize the Manager and his designees, to be limited to the Deputy and Assistant Managers, to award contracts over $50,000 but do not exceed $100,000.

- The original proposal would have extended delegation of authority for contracts to Key Business Executives. However, the Committee believes that limiting this authority to the Manager and his key staff helps to maintain a form of checks and balances

- This action would make the contract award and formal bid threshold the same Contracts could not be awarded unless the Council has appropriated funds to cover the cost

- As part of this approval, the Committee recommends that Council request the Manager provide a monthly information report which summarizes all contracts between $50,000 and $100,000 approved by the Manager, Deputy or Assistant Managers.

Committee Review

- The Personnel and Finance Committee met on October 3 to review these proposals Only Chairman Martin and Councilmember Baker were present. The results of their review were shared with the other members and there were no objections

6. City Council Committee on Privatization and Competition

Action: **Consider establishing a City Council Committee on Privatization and Competition.**

Focus Area: Restructuring Government Privatization and Competition

Explanation of Request:

- At the November 13, 1995 Council Meeting, City Council voted five to four to replace the existing citizens' committee with a Council Committee on Privatization Since the motion lacked the required six votes, with two Councilmembers absent, the item was deferred

Background:

- In November 1993 City Council approved the creation of the Privatization/Competition Advisory Committee The Committee has been meeting since March 1994 It has been involved in several privatization and competition issues

- On October 23, 1995, Councilmember Baker requested that the Council discuss the creation of a Council Committee on Privatization and Competition to replace the existing citizens' advisory committee

7. Joint Resolution with County Commission to Dissolve the Advisory Energy Commission

Action: **Approve Council Committee for Review of Boards and Commissions recommendation to adopt a joint resolution with the County Commission to dissolve the Advisory Energy Commission.**

Council Focus: Restructuring Government

Staff Resource Brenda Freeze

Explanation of Request:

- On August 10, 1981, City Council established the Advisory Energy Commission by resolution The County Commission approved a resolution on August 3, 1981.
- This was at the height of the country's energy crisis and the charge of the Commission was to promote energy conservation and energy efficiency
- Energy conservation and management are still very high priorities for both City and County staff.
- Building Codes and other mandates have been established to further enhance energy efficiencies and more energy efficient products are being utilized.

Item No.

- This Commission has not met since December 1993. City and County staff have continued to carry on many of its charges.

- The joint resolution will be on the County Commission Agenda on December 5, 1995

- The Advisory Energy Commission served the community well and their initiatives are greatly appreciated.

8. New Police Financing Arrangement

Action: **Approve a new police financing arrangement with Mecklenburg County.**

Staff Resource: Curt Walton

Policy.

- In June 1992, the City of Charlotte and Mecklenburg County approved a Police Services Agreement to address the inequity of City of Charlotte taxpayers providing approximately 80% of the funding for the Mecklenburg County Police Department. This agreement established the concept of Police Tax Equity, which became effective on July 1, 1992

- The 1992 Police Services Agreement

  1. determined the cost of Police service to the unincorporated resident,

  2 determined the property tax rate that those unincorporated residents would have to pay to support that cost; and

3. returned the amount of money generated by that tax rate back to the municipalities in the form of Police Tax Equity.

- In June 1995, City Council and the County Commission approved a transitional agreement that determined the funding level from Mecklenburg County for Police Service for the current year and laid out a schedule of funding for future years

Explanation of Request:

- The new funding agreement determines the cost-sharing arrangement for the Charlotte-Mecklenburg Police Department

- In the 1995 session of the North Carolina General Assembly, Mecklenburg County received approval to create Law Enforcement Service Districts (Police Tax Districts).

- This authority allows Mecklenburg County to establish a tax district for the County's unincorporated area and to bill those residents directly for police services provided by the Charlotte-Mecklenburg Police Department Billing these residents directly means that municipal taxpayers no longer contribute to the cost of police services in the unincorporated area, <u>therefore, the concept of tax equity no longer applies.</u>

- <u>The loss of tax equity revenue will require the City to increase its tax rate approximately 11¢ during the upcoming budget</u> However, Mecklenburg County's tax rate will decrease by the equivalent revenue amount

- City and County staff have negotiated an agreement that replaces the original consolidation agreement, the tax equity agreement and the transitional funding agreement approved in June. In addition to simplifying the agreement, there are 2 primary changes in this proposed agreement

  1 It states that service levels throughout the Charlotte-Mecklenburg Police Department's service area will be determined by the Chief of Police based upon a professional assessment of needs

  2 It states that the funding formula shall (rather than <u>may</u>) be renegotiated if the difference between the ratio of the population in the unincorporated area and the funding percentage from Mecklenburg County varies by more than 15%

- The percentages of the total Police Department budget that the County pays over the next 10 years remains unchanged from the transitional agreement approved jointly in June 1995

- This agreement will become effective.

  - when all existing agreements are repealed by Mecklenburg County;

  - when Police Tax Districts are implemented; <u>and</u>

  - on July 1, 1996, or such date afterward that the first two statements are true.

Attachment 2

BUSINESS

9. Watershed Protection Land Acquisition

Action:

A. Approve purchase of 34.907 acres off Stephens Road for Watershed Protection at Mountain Island Lake from Crescent Resources at a cost of $183,261.75; and

B. Authorize staff to add this 34.907 acre tract of land to the Conservation and Preservation Agreement, formed with Mecklenburg County to manage watershed properties, dated December 29, 1994.

Staff Resource: Kent Winslow

Policy: This purchase is in accordance with the Watershed Protection Policy to acquire land within 1/4 mile of Mountain Island Lake to protect our primary water source

Explanation of Request:

- This purchase will help protect Mountain Island Lake upstream of CMUD's primary raw water intake.
- The City owns 210 acres north of the proposed acquisition area for watershed protection County owns 668 acres of watershed protection land south of the proposed acquisition area.
- This purchase would give local government contiguous watershed ownership along Mountain Island Lake north and south of the purchase site thus ensuring no future residential development within that portion of the watershed protection area
- Ownership of the land will allow for professional management of all three tracts and will ensure that the property is dedicated to passive recreation use only

- The property is valued at the same price per acre as the neighboring 210 acre tract that the City purchased one year ago The price is based upon appraised fair market value The price per acre is $5,250.

- The County Parks and Recreation Department requested that this tract of land be incorporated into the existing Conservation and Preservation Agreement

- The Watershed Protection Program is financed by $1 5 million in bonds approved by voters in November 1993

Attachment 3
Mandatory Referral Report, Location Map

10. Change the Probationary Period for New Firefighters

Action: **Adopt a Resolution to amend the City's Public Safety Pay Plan revising the initial probationary period for new Firefighters.**

Staff Resource: Bill Wilder

Policy. In 1994 Council approved the Public Safety Pay Plan which established the initial probationary periods for new Firefighters and Police Officers

Item No.

Explanation of Request:

- The Fire Chief and Human Resources Director recommend that the initial probationary period for entry level firefighters be changed from a one-year period for all firefighters to a period that would vary up to one year, based on individual achievement of specific criteria Eligibility could be as early as eight months.

- The length of time that an individual firefighter would remain on probation would depend on graduation from the Fire Academy and the successful completion of all other aspects of training, including attaining certification such as an Emergency Medical Technician.

Funding:

- If approved, this change would be implemented for the class of firefighter recruits who were hired in June 1995 as well as for future firefighter recruits The funding for this change can be accommodated within the current departmental salary budget allocation

Background:

- The Police Department currently has a probationary period that varies by individual achievement of recruit training criteria This change would result in both newly hired firefighters and police officers having an initial probationary period based on individual achievement

INTRODUCTION/POLICY

- The following agenda items #11 - #13 are related to the CWAC Loan/Equity Pool Program:

  Item #11 adds Mechanics and Farmers Bank to the pool of participating lenders.

  Item #12 increases the City's 20% match to correspond with an increased contribution of First Citizens Bank

  Item #13 approves a CWAC loan in partnership with First Citizens Bank

- On October 28, 1991, City Council approved the use of City Development & Revitalization funds to create the CWAC Loan/Equity Pool Program, a public/private venture with local participating banks aimed at stimulating economic activity by helping meet capital/equity needs of new and expanding businesses and creating jobs for low/moderate income persons in the CWAC area Under this Program participating banks commit 80% of the total loan amount and the City contributes 20%

- To date, 53 loans have been approved by 12 banks in the Program, or a total investment of $7,330,236. The City's match of $1,413,662 leveraged $5,916,574 by the banks and will create 162 jobs in the CWAC area

11. City-Within-A-City Participation Agreement with Mechanics and Farmers Bank

Action: **Authorize the City Manager to enter into an agreement with Mechanics and Farmers Bank to participate in the CWAC Loan/Equity Pool Program with the bank committing $500,000 and the City providing a $125,000 match from City Development and Revitalization Funds (DARF).**

Staff Resource: Gene Shipman

Item No.

Explanation of Request:

- In August 1995, Mechanics and Farmers Bank requested to be added to the CWAC Loan/Equity Loan Pool Program with a $500,000 commitment.
- The bank's investment of $500,000 requires a matching commitment of $125,000 by the City.

Funding: Development and Revitalization Fund

Attachment 4

12 **City-Within-A-City Participation Agreement with First Citizens Bank**

Action: **Authorize the City Manager to amend an agreement with First Citizens Bank to provide the City's match of $200,000 which corresponds to the bank's increased contribution of $800,000.**

Staff Resource: Gene Shipman

Explanation of Request:

- First Citizens Bank's increase of $800,000 will result in a total commitment of $1,000,000.
- Currently, First Citizens Bank has approved loans totaling $125,297 and has loans in process to commit $400,000
- First Citizens Bank is involved in several CWAC initiatives through the Airport Area Council, Enterprise Community Grant and Corridor Revitalization Program, as well as a Leadership Charlotte employment project in the Wingate neighborhood.

Funding: Development and Revitalization Fund

Attachment 5

Item No.

13. City-Within-A-City Loan for Nature's Medley

Action: Approve a $100,000 loan for equipment and working capital for Nature's Medley, Inc., a potpourri and home fragrance manufacturer located on Statesville Avenue.

Staff Resource: Gene Shipman

Focus Area: City-Within-A-City and the Urban Economic Strategic Plan

Explanation of Request:

- Under the CWAC loan program, First Citizens Bank determined that additional equity is needed to approve this loan
- The loan funds will be used to assist with the purchase of additional equipment for manufacturing candles and for working capital
- The bank's commitment is $400,000 and the City's matching commitment is $100,000
- Proposed Project Funding and Uses are.

Sources	
First Citizens Bank	$400,000
City of Charlotte	$100,000
Total	$500,000

Uses	
Equipment	$ 90,000
Line of Credit	$310,000
Working Capital	$100,000
Total	$500,000

- First Citizens Bank's loan is contingent upon approval of the City's matching contribution

- Nature's Medley, Inc , is the kind of private sector company that can benefit the "Charlotte Works Employment Initiative" by hiring persons with little or no basic work skills, providing hands-on training, and preparing them for better employment opportunities

- 30 manufacturing and assembly jobs (which exceeds the program requirements of 10 jobs) will be created for unskilled persons living within the CWAC area with wages starting at $5 an hour

- Recommended rate and term of City's loan is Prime + 1% for 4 years, which is an exception to the current guidelines of 0%

- Principal and interest payments of $2,524 (based on current Prime Rate of 9.75%) will begin immediately following repayment of the bank's 4 year term loan

Funding: Development and Revitalization Funds

Attachment 6

14. One-Stop Career Center Implementation Grant

Action: **Approve the submission of a One-Stop Career Center Grant that has been developed under the direction of and cooperation with the Charlotte-Mecklenburg Work Development Board/Private Industry Council. The Grant amount totals $250,000.**

Staff Resource Gene Shipman

Focus Area: City Within a City (CWAC) and Economic Development

Policy:

The CWAC Strategic Plan sets forth the goal of increasing educational, training and employment opportunities for CWAC residents. The Economic Development Strategic Plan sets forth the goal of developing partnerships to coordinate training service delivery and coordinate education and transportation to connect the underemployed and unemployed to jobs.

Explanation of Request:

- The Department of Labor is mandating that all states, in conjunction with local governments, develop a One-Stop career system within the next few years. The State of North Carolina was recently awarded a $3 8 million grant, one of seven to be awarded in the country, to begin transforming the current delivery system in the State. In turn, the State has issued a request for proposal for local implementation grants. Recipients of the grants will be expected to charter at least one career center within 12 months of receiving the funds

- The local Work Development Board/Private Industry Council (PIC) has been planning for the One Stop transition for the past year and a half. The Board is anxious to apply for the grant and begin the implementation process

- There has been tremendous cooperation between agencies, non-profit organizations and the Charlotte Chamber. The key partners include: the Human Development Division of the Neighborhood Development Key Business, Department of Social Services, Vocational Rehabilitation, the Employment Securities Commission, CPCC, Charlotte-Mecklenburg Schools and the Charlotte Chamber of Commerce

- The One-Stop Concept is based on integrating all workforce development services into a single management and service delivery structure that is more responsive to job seekers and employers

- A computer network linking data bases, staff and customers would be designed as an integral part of the overall system Also, one of the key outcomes envisioned for the One-Stop system is greater alignment between employment training and existing and future labor market demands

- If awarded the grant, Charlotte-Mecklenburg will use the funds to help create its first One-Stop Career Center in Uptown Charlotte by December 1996 Each of the key partners will be donating staff resources to create the One-Stop staff.

15. Appointments to Boards and Commissions

Action:

A. Capital Needs Advisory Committee
On November 13, Council appointed Frank Barnes, Dan Clodfelter, Hassan El-Amin, Francis Harkey, Tommy Norman, Jim Palermo, Sam Smith and Steve Vermillion. Two more appointments remain to be made from the following applicants:

(a) John Crawford, nominated by Councilmember Cannon
(b) Bernie Johnson, nominated by Councilmember Majeed
(c) Karen Jones, nominated by Councilmember Wheeler
(d) Laura McClettie, nominated by Councilmember Cannon

Item No.

(e) David Thompson, nominated by Councilmember Jackson
(f) Troy Watson, nominated by Councilmember Reid
(g) Chester Williams, nominated by Councilmember Scarborough
(h) Karen Woods, nominated by Councilmember Scarborough

Attachment 7

B. Historic District Commission
Helen Kirk was nominated on November 13 to represent the new Wesley Heights Historic District.

Attachment 8

Introduction to CONSENT I and II

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 have met MWBD criteria.

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

Minority and Women Business Development Program (MWBD) Abbreviations:
BBE - African American
ABE - Asian American
NBE - Native American
HBE - Hispanic
WBE - Non-Minority Women

CONSENT I

16. Various Bids

A. Monitoring Instruments for Water System — **CMUD**

Recommendation: The Charlotte-Mecklenburg Utility Director recommends the low bid of $55,502 by ChemTrec Systems, Inc , Norcross, Georgia

MWBD Compliance: Yes, there are no known MWBD vendors

B. Photographic Film — **All Departments**

Recommendation: The Purchasing Director recommends the low bid of $63,619.42 by Wolf Camera, Charlotte, N.C.

MWBD Compliance: Yes One MWBD bid was received, however, it was one hour late

C. **Water and Sewer Main Construction - FY96 Contract #8 Street Main Extensions** — **CMUD**

Recommendation: The Charlotte-Mecklenburg Utility Director recommends the low bid of $745,468 by R H Price, Incorporated of Charlotte, North Carolina.

MWBD Status:	Amount	% of Project	Project Goals
BBE	$500	0 1%	2%
WBE	$744,968	99.9%	3%

Compliance: Yes, the Contractor has complied with the MWBD Program Contract Provisions by exceeding the goal for WBE participation and has made good faith efforts to meet the BBE goal for this project. The Contractor is a certified WBE.

D. **Geographic Information System Computer Server Upgrade** — **Information Technology**

Recommendation: The Purchasing Director and the Information Technology Director recommend the low bid of $167,805 by Piedmont Technology Group, Charlotte, N C.

MWBD Compliance: Yes, there are no known MWBD vendors.

For In Rem Remedy Items #A - #N, the public purpose and policy is outlined here

Public Purpose:
- Eliminate a blighting influence in a City-Within-a- City neighborhood.
- Reduce the proportion of substandard housing from 2.3% to 1% by 1997 (One of the goals of City-Within-a-City is to continue housing preservation efforts.)
- Increase tax value of property by making land available for potential infill housing development.

Policy
- City-Within-a-City
- Community Safety Plan

The In Rem Remedy items were initiated from 3 categories·
1 Public Safety - from Police and/or Fire Dept
2. Complaint - from petition by citizens or from tenant
3 Field Observation - from concentrated code enforcement program

The In Rem Remedy items are listed below by category identifying the street address and neighborhood.

Public Safety
A. 211 N Sycamore St - Third Ward
B. 422 Faison St - North Charlotte
C 2039 Cartier Way - Westover Hills

Complaint
D 1401 Kennon St - Belmont
E 313 Jones St - Lakewood
F 338 Lakewood Ave - Lakewood
G 2915 Amay James Ave - Reid Park
H 1824 Choyce Circle - Yorkmont
I. 2215 Edison St - Druid Hill South

Field Observation
J 841-43 Belmont Ave. - Belmont
K. 417 Gene Ave. - Grier Heights
L 2925 Clyde Dr. - Smallwood
M 415 Woodvale Pl - Seversville
N. 3601 Simmons St. - Westerly Hills

17. In Rem Remedy

PUBLIC SAFETY

A. 211 N. Sycamore Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 211 N. Sycamore Street (Third Ward Neighborhood), located in the City-Within-a-City boundaries.

Attachment 9

B. 422 Faison Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 422 Faison Street (North Charlotte Neighborhood), located in the City-Within-a-City boundaries.

Attachment 10

C. 2039 Cartier Way

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 2039 Cartier Way (Westover Hills Neighborhood), located in the City-Within-a-City-boundaries.

Attachment 11

COMPLAINT

D. 1401 Kennon Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 1401 Kennon Street (Belmont Neighborhood), located in the City-Within-a-City boundaries.

Attachment 12

E. 313 Jones Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 313 Jones Street (Lakewood Neighborhood), located in the City-Within-a-City-boundaries.

Attachment 13

F. 338 Lakewood Avenue

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 338 Lakewood Avenue (Lakewood Neighborhood), located in the City-Within-a-City boundaries.

Attachment 14

G. 2915 Amay James Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 2915 Amay James Street (Reid Park Neighborhood), located in the City-Within-a-City boundaries.

Attachment 15

H. 1824 Choyce Circle

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 1824 Choyce Circle (Yorkmont Neighborhood), located in the City-Within-a-City boundaries.

Attachment 16

I. 2215 Edison Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 2215 Edison Street (Druid Hills South Neighborhood), located in the City-Within-a-City boundaries.

Attachment 17

FIELD OBSERVATION

J. 841-43 Belmont Avenue

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 841-43 Belmont Avenue (Belmont Neighborhood), located in the City-Within-a-City boundaries.

Attachment 18

K. 417 Gene Avenue

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 417 Gene Avenue (Grier Heights Neighborhood), located in the City-Within-a-City boundaries.

Attachment 19

L. 2925 Clyde Drive

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 2925 Clyde Drive (Smallwood Neighborhood), located in the City-Within-a-City boundaries.

Attachment 20

M. 415 Woodvale Place

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 415 Woodvale Place (Seversville Neighborhood), located in the City-Within-a-City boundaries.

Attachment 21

N. 3601 Simmons Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 3601 Simmons Street (Westerly Hills Neighborhood), located in the City-Within-a-City boundaries.

Attachment 22

18. Refund of Certain Taxes

Action: Adopt a resolution authorizing the refund of certain taxes assessed through clerical or assessor error in the amount of $8,670.61.

Attachment 23

CONSENT II

19. Storm Water Project - Engineering Services

Action: **Approve an Agreement with Presnell Associates, Inc. for Engineering Services for $187,565 for a Storm Water project in Governor's Square.**

Explanation of Request:

- The Governor's Square storm water project is one of the 17 highest priority projects identified in 1994 for funding. The Storm Drainage bonds approved by the voters in November 1994 have accelerated the schedule of this project
- Governor's Square is located off Fairview Road near Carmel Road.
- Presnell Associates, Inc. (a Native American firm) was chosen for this project using the Council-approved consultant selection process
- The cost of these services is comparable to the cost of similar work for other storm water drainage projects

20. Resolution Eliminating Excess Bond Authorization

Action: **Approve a resolution that eliminates the balance ($9,160,000) of the $80,000,000 refunding authorization adopted on August 28, 1995. This is a bookkeeping action recommended by the City's Bond Counsel.**

Item No.

Explanation of Request:

- On September 19, 1995 the City refinanced its 1992 Public Improvement Bonds and its 1992 Water & Sewer Bonds by selling $70,840,000 Refunding Bonds, Series 1995 Because Council's original authorization exceeds the actual amount of refunding bonds an "excess" authorization exists The "excess" (unsold) authorization does not represent "cash" or available funds

- Original Refunding Authorization $80,000,000

  Refunding Bonds Sold 70,840,000

  Excess Authorization 9,160,000

- The "excess" authorization can only be used to refund the 1992 Public Improvement and the 1992 Water & Sewer Bonds Since these bonds have already been refinanced the excess authorization is not needed

- This is a bookkeeping action recommended by Bond Counsel; otherwise, the "excess" authorization would clutter various records until the authorization expires in 2002

Background:

On August 28, 1995 Council authorized Refunding Bonds, Series 1995 in an amount not to exceed $80,000,000. On September 19, 1995 the City sold $70,840,000 of the refunding bonds, resulting in the "excess" (unsold) authorization of $9,160,000.

21. Charlotte Transportation Center Budget Ordinance

Action: **Approve a budget ordinance appropriating $1,000,000 from NationsBank to the Charlotte Transportation Center Account.**

Explanation of Request:

- In the Pledge Agreement dated September 28, 1994 between the City of Charlotte and NationsBank, NationsBank agreed to contribute up to $10,000,000 for the "total direct and indirect costs and expenses for the design, construction, and development" of the Charlotte Transportation Center

- Based on a review of expenditures to date and estimated costs, an additional $1,000,000 is necessary to complete the project. NationsBank has voluntarily agreed to contribute the additional $1,000,000 which will be utilized for construction, tenant upfit and miscellaneous start-up costs