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**WEEK IN REVIEW:**

Mon (July 27)	Tues (July 28)	Wed (July 29)	Thurs (July 30)	Fri (July 31)
3:00 PM City Manager’s Evaluation, Room CH-14  5:00 PM Council Business Meeting, Room 267  6:30 PM Citizens’ Forum, Meeting Chamber				

## CALENDAR DETAILS:

### Monday, July 27

3:00 PM City Manager's Evaluation, Room CH-14

5:00 PM Council Business Meeting, Room 267

6:30 PM Citizens' Forum, Meeting Chamber

**July and August calendars are attached.**



July-August  
2015.pdf

## AGENDA NOTES:

### **Citizens' Forum – James Lee Griffin, Jr. 8331 Starnes Randall Rd.**

*Staff Resource: Stewart Edwards, E&PM, 704-336-7036, [stedwards@charlottenc.gov](mailto:stedwards@charlottenc.gov)*

Mr. James Griffin has signed up to speak during the Citizen Forum of the July 27 City Council Meeting. Storm Water Services is aware of the runoff concerns at 8331 Starnes Randall Road and staff communicated with Mr. Griffin, most recently on June 11, 2015. Mr. Griffin's request does not qualify for service because the stormwater runoff is not from a City maintained street.

Mr. Griffin has contacted Storm Water Services on February 4, 2014, March 7, 2014, and February 3, 2015, about runoff coming from a neighboring property.

Most recently on February 3, 2015, Mr. Griffin contacted Storm Water Services about runoff coming from a neighboring property causing flooding in a carport. Storm Water Services investigated the concerns at the property on February 4. Staff informed Mr. Griffin by phone on February 4 that the request does not qualify for service because the runoff is not from a City maintained street. Staff spoke again with Mr. Griffin at the property on June 11, 2015 and explained why the request does not qualify for service. The water flow from one private property to another private property is outside the scope of the Storm Water Services program and must be addressed by the property owners.

### **Agenda Item #15 – Amend Stormwater Ordinance**

*Staff Resources: Kim Eagle, Management & Financial Services, 704-336-3700, [keagle@charlottenc.gov](mailto:keagle@charlottenc.gov)  
Daryl Hammock, E&PM, 704-336-2167, [dhammock@charlottenc.gov](mailto:dhammock@charlottenc.gov)*

Attached is a comment letter from the Storm Water Advisory Committee regarding item #15 on Monday's agenda, regarding amending the stormwater ordinance. The proposed ordinance change would exempt the City from paying a stormwater fee for City streets. A Public Hearing was held on May 11 and there were no comments.

Also attached is an overview of exempting City streets from the stormwater fee.



SWAC\_StormwaterOrdinanceRevisionsLet Storm Water - GF  
Contribution White P:

**Agenda Item #21 – Nominations to the Citizen’s Review Board**

*Staff Resource: Stephanie Kelly, City Clerk’s Office, 704-336-4515, [skelly@charlottenc.gov](mailto:skelly@charlottenc.gov)*

There are revised nomination forms printed on yellow paper included in the Council packets being delivered today. Council members are asked to please use the revised forms and note the addition of instructions about the number of nominees needed for each board.

The Citizens’ Review Board has eleven members, all with terms that expire July 31, 2015. Of the eleven members, three are appointed by the Mayor and three appointed by the City Manager. The other five positions are appointed by City Council. At the June 8<sup>th</sup> City Council meeting, Council voted to appoint Richard Thaxton to replace Carolyn Millen, who resigned in May. Mr. Thaxton notified the Clerk’s Office this week that he has moved outside Mecklenburg County and is therefore, ineligible to serve. Of the five persons currently serving as Council appointees on the Citizens’ Review Board, only one, Ms. Theresa Halsey, is eligible and willing to serve another three-year term.

**Agenda Item #34 – Bojangles Coliseum Food Service Upgrades and Ice Plant Repairs**

*Staff Resource: Monifa Hendrickson-Woodside, E&PM, 704-432-2577, [mwoodside@charlottenc.gov](mailto:mwoodside@charlottenc.gov)*

Attached below is a corrected attachment for agenda item #34. This document matches the numbers in the ‘RCA Amount’ column with figures in the actual RCA. These did not match in the version of the agenda mailed last Wednesday afternoon.

The attachment has already been updated in iLegislate/Legistar.



Budget Line Item  
Comparison\_RCA Att

**Agenda Item #35 – Tree Removal and Pruning Arborist Services**

*Staff Resource: Quin Hall, E&PM, 704-336-5751, [ghall@charlottenc.gov](mailto:ghall@charlottenc.gov)*

On Monday’s agenda, Council will be asked to approve nine contracts for tree removal and pruning arborist services. For these contracts no MWSBE opportunities could be identified. None of 14 total proposals submitted were from MWSBE firms.

Landscape Management has a proven record of engaging MWSBE firms, with more than 50% of its work done by such vendors. But staff has been unsuccessful in locating MWSBE-certified tree removal and pruning contractors that have both sufficient equipment/staff for large assignments and the required certifications (e.g. ISA Certified Arborist).

Here is background on staff efforts to engage minority firms for this type contract.

The CBI office, E&PM Contracts section and Landscape Management are conducting their ninth annual Contractor Outreach Session this fall to identify and educate contractors about certification, how to do business with the City, and upcoming contract opportunities. Attendance by smaller tree companies in past years has been minimal or nonexistent.

The small tree service companies have been contacted and encouraged to become certified as MWSBE vendors, but there is little, if any, interest. These small companies have niche work in the private sector, and are satisfied with that situation.

Tree removal and pruning contracts involve large numbers of trees and large trees. Most contractors capable of this work can't qualify as MWSBE vendors, but have the equipment and staff to meet the demand for volume work.

During FY15, 53.95% of Landscape Management's total contract work was done by MWSBE vendors. Work included tree planting, landscape renovation/plant replacement, grounds maintenance and vegetation control. This success is due in large part to the annual Outreach meeting.

The 2015 Contractor Outreach Session will 1) identify existing or potential MWSBE tree maintenance contractors; 2) provide detailed tree maintenance opportunities that may be attractive to these contractors; 3) encourage potential MWSBE contractors to register with the CBI office.

**UPDATE: Agenda Item #96 – Property Transaction - University Boulevard Phase 1, Parcel #1**

*Staff Resource: Charles Anzalone, E&PM, 704-621-1093, [canzalone@charlottenc.gov](mailto:canzalone@charlottenc.gov)*

Attached below is updated information for Item #96. The new version reflects a change in the appraised value due to a design revision that added 1,104 square feet of Utility Easement and impacted the value of the entrance sign. The appraised value increased from \$33,975 to \$38,250.



CMM Agenda Item  
#96 Update Univer B

**ADDED Agenda Item #99a – Property Transaction - Torrence Creek Tributary Trunk Sewer, Parcel #5**

*Staff Resource: Charles Anzalone, E&PM, 704-621-1093, [canzalone@charlottenc.gov](mailto:canzalone@charlottenc.gov)*

This Property Transaction was unintentionally omitted from the July 27 Council Agenda. An RCA with supporting information is attached below.



CMM Agenda Item  
Added Prop Trans To

## INFORMATION:

### **August 1 – My Brother’s Keeper Community Event**

*Staff Resources: Dawn M. Hill, NBS, 704-336-4445, [dhill@charlottenc.gov](mailto:dhill@charlottenc.gov)*

*Angie Gover, NBS, 704-3362928, [agover@charlottenc.gov](mailto:agover@charlottenc.gov)*

The North Carolina affiliates of the National Alliance of Black School Educators are partnering with several community agencies to host a discussion on the goals of My Brother’s Keeper. My Brother’s Keeper seeks to improve literacy, career/college readiness, and economic opportunity for youth in Charlotte, with particular focus on African-American males. The focus will be on the role of education and the impact of historically black colleges and universities. As part of this event, on August 1, the Mayor’s Mentoring Alliance is organizing a resource fair beginning at noon. Nineteen mentoring agencies will be present to provide information about their programs and services. The event will provide an opportunity for the agencies and the community to strengthen partnerships. A flyer advertising the event and a list of the participating mentoring agencies are attached.

#### *Event Details*

Saturday, August 1, 9:00am – 12:30pm (continental breakfast begins at 8:30am)

Friendship Missionary Baptist Church

3400 Beatties Ford Road, Charlotte



Public Community  
Forum Flyer II.pdf



table sign up.pdf

### **Nominations to the Civil Service Board**

*Staff Resource: Stephanie Kelly, City Clerk’s Office, 704-336-4515, [sckelly@charlottenc.gov](mailto:sckelly@charlottenc.gov)*

At the August 24, 2015 meeting, Council will be asked to make nominations to the Civil Service Board in order to fill the two new positions requested of the NC General Assembly and ratified on May 21, 2015. The addition of the two new positions will bring the total number of board members to nine; six to be appointed by City Council and three Mayoral appointments. The two new positions are currently being advertised, with an application deadline of August 17, 2015.

### **Neighborhood & Business Services partner to Repair Local Homes**

*Staff Resource: Eugene Bradley, NBS, 704-432-1579, [ebradley@charlottenc.gov](mailto:ebradley@charlottenc.gov)*

This summer, Neighborhood & Business Services (NBS) continued partnerships with two nonprofit organizations to connect youth volunteers to Charlotte residents in need of home repairs. Catholic HEART Work Camp and Mission Serve completed roof replacements and other minor home repairs with a focus on low-income, elderly, and disabled home owners and residents.

[Catholic HEART Work Camp](#): Continuing a 15-year collaborative effort with NBS, Catholic HEART repaired over 90 homes across the city with a focus on serving elderly and disabled residents. Through community engagement efforts, NBS helped identify families in need of minor home repairs, such as interior and exterior painting and yard work. The repairs were funded by Catholic HEART and completed by more than 300 teenage and adult volunteers from Illinois, Virginia, Wisconsin, New Jersey, and Kentucky.

[Mission Serve](#): For the past ten years, Mission Serve, a faith-based youth service initiative, has partnered with local city governments to improve sub-standard housing through volunteerism and community involvement. This summer, Mission Service repaired 12 homes in Grier Heights with an additional 10-15 homes anticipated to be repaired next summer. Grier Heights was selected for this two-year Mission Serve project based on home ownership and housing stock data from the Quality of Life Explorer. The City provided \$40,000 in Housing CIP funds for building materials. Mission Serve provided labor and coordination of over 120 teenage and adult volunteers.

A video that highlights this community service experience can be found here:

[www.youtube.com/watch?v=SBU1Dimu-n8&feature=youtu.be](http://www.youtube.com/watch?v=SBU1Dimu-n8&feature=youtu.be).

### **2015 State Legislative Report #23**

*Staff Resource: Dana Fenton, City Manager's Office, 704-336-2009, [dfenton@charlottenc.gov](mailto:dfenton@charlottenc.gov)*

Attached is the latest State Legislative Report.

## **ATTACHMENTS:**

### May 13 Housing & Neighborhood Development Committee Summary



051315 Housing &  
Neighborhood Develc

### May 26 Community Safety Committee Summary



20150526 CSC  
Agenda Summary.pdf

### June 10 Environment Committee Summary



20150610  
Environment Summar

# July

<i>Sun</i>	<i>Mon</i>	<i>Tue</i>	<i>Wed</i>	<i>Thu</i>	<i>Fri</i>	<i>Sat</i>
			<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>
					Independence Day Holiday	
<b>5</b>	<b>6</b>	<b>7</b>	<b>8</b>	<b>9</b>	<b>10</b>	<b>11</b>
<b>12</b>	<b>13</b> 12:00pm Governance & Accountability Committee Mtg., Room 280  3:30pm Transportation & Planning Committee Mtg., Room 280	<b>14</b>	<b>15</b>	<b>16</b>	<b>17</b>	<b>18</b>
<b>19</b>	<b>20</b> 12:00pm City Manager's Evaluation, Room 280  5:00pm Zoning Meeting, Room CH-14	<b>21</b>	<b>22</b> 5:30pm MTC Meeting, Room 267	<b>23</b>	<b>24</b>	<b>25</b>
<b>26</b>	<b>27</b> 3:00pm City Manager's Evaluation, Room CH-14  5:00pm Citizens' Forum/Council Business Meeting, Room 267	<b>28</b>	<b>29</b>	<b>30</b>	<b>31</b>	

2015

# August

<i>Sun</i>	<i>Mon</i>	<i>Tue</i>	<i>Wed</i>	<i>Thu</i>	<i>Fri</i>	<i>Sat</i>
						<b>1</b>
<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>	<b>8</b>
<b>9</b>	<b>10</b> 3:00pm Transportation & Planning Committee Mtg., Room 280	<b>11</b>	<b>12</b>	<b>13</b>	<b>14</b>	<b>15</b>
<b>16</b>	<b>17</b> 12:00pm Governance & Accountability Committee Mtg., Room 280	<b>18</b>	<b>19</b>	<b>20</b>	<b>21</b>	<b>22</b>
<b>23</b>	<b>24</b> 12:00pm City Attorney 's Evaluation, Room CH-14  5:00pm Citizens' Forum/Council Business Meeting, Room 267	<b>25</b>	<b>26</b> 5:30pm MTC Meeting, Room 267	<b>27</b>	<b>28</b>	<b>29</b>
<b>30</b>	<b>31</b>					

**2015**

June 25, 2015

Mayor of Charlotte and Charlotte City Council  
Charlotte-Mecklenburg Government Center  
600 East Fourth Street  
Charlotte, NC, 28202

Re: City of Charlotte Proposed Stormwater Ordinance Revisions

Dear Mayor and City Council:

The Charlotte-Mecklenburg Storm Water Advisory Committee (SWAC) reviewed the proposed Stormwater Ordinance revisions at the June 18 SWAC meeting and offer the following comments.

The stormwater program is based on the premise that all rate payers are charged in accordance with their impervious surface and its impacts on stormwater runoff and surface water quality. The City is proposing that City Council revise the stormwater ordinance to include an exemption for public rights-of-way within the City. SWAC objects to this change for many reasons, but the primary reasons for our objection include:

- Roads produce stormwater runoff and impact surface water quality and the drainage system. The City should pay the costs of storm drain maintenance and replacement associated with the city's road system.
- There is already a significant and growing backlog of stormwater repair work, so a reduction or elimination of the city contribution would be a negative effect on the stormwater program.
- The City's General Fund invests in new transportation and neighborhood infrastructure. The General Fund is not used to maintain the resulting storm drain infrastructure. Maintenance is where the main need is, and will be in the future for the life of these new investments.
- The stormwater fee in Charlotte is higher than some peer cities, as documented by the independent review of the stormwater program. Having the city pay for its streets will help keep this rate as low as possible.



Average Residential Fee (Raftelis Financial Consultants, 2015)

SWAC recommends not revising the Ordinance, but acknowledges that the City likely cannot pay the full amount in the first year, based on the current impervious area based rate. The City should continue to pay some portion for city road impervious surfaces with the goal of increasing the rate paid until it is the same rate as other private and public fee payers. The corrective action can span several years given that the payment gap grew over many years.

On behalf of the SWAC, I would like to thank you for the opportunity to provide advice, guidance and general oversight on Storm Water Services programs.

Respectfully submitted,

Jamey Baysinger, Chairman  
Charlotte-Mecklenburg Storm Water Advisory Committee

Cc: SWAC Members  
Ron Carlee, City Manager  
Jennifer Smith, Charlotte Storm Water Services

## City General Fund Contribution to Storm Water Services

The stormwater program is based on the premise that all rate payers are charged in accordance with their impervious surface and its impacts on stormwater runoff and surface water quality. When the program began in 1993, the City ordinance created certain categories which were exempt from paying a stormwater fee. Although state roads have been *exempt* from paying a fee since the program began, the City's public street rights-of-way were *not exempt* in the ordinance. However, since the beginning of the stormwater program, the City's General Fund has paid a contribution to the program in lieu of paying a fee specifically based on City street impervious area.

- In FY1994, Council approved a \$2.5 million annual contribution to Storm Water Services for City maintained streets and general government facilities and also dedicated one cent of the property tax rate to Storm Water Services.
- In FY1995, the \$2.5 million annual contribution was split between General Fund and Powell Bill (\$2.0 million and \$500,000 respectively).
- Beginning in FY1997, the annual General Fund and Powell Bill contribution rose proportionately with the percentage of annual stormwater fee increases, but did not rise to reflect increases in impervious area.
- In FY1998, the City began phasing out dedicated property tax revenues at a rate of 25% annually through FY2001.
- In FY 2007, City Council capped future General Fund and Powell Bill contributions to the stormwater program at \$5.68 million (\$4.54 million General Fund, \$1.14 million Powell Bill).
- Between 1993 and 2014, the General Fund and Powell Bill combined contributions to the stormwater program have totaled \$111.7 million.
- The FY2015 contribution was \$5.7 million, consistent with the cap adopted by Council in FY2007.
- The FY2016 contribution in the Adopted Budget is \$5.7 million, consistent with the prior year.

In addition to the \$5.7 million contribution, the City's general fund also invests in stormwater system improvements through neighborhood improvement projects, transportation improvement projects, and transit projects. The City's general capital contribution to stormwater system improvements through these projects allows Storm Water Services to direct more stormwater fee revenue to the maintenance and repair of existing systems.

If the City's contribution to the stormwater program from the General Fund and Powell Bill were based on actual impervious surface of all City-maintained streets and general government facilities, the FY2016 contribution would total \$14.9 million, equivalent to a property tax rate of approximately 1.68 cents per \$100 valuation. This would require a \$9.2 million increase over the FY2016 contribution of \$5.7 million. This increase amount equates to 1.04 cents on the property tax rate.

It is uncommon for large NC cities to pay a stormwater fee based on impervious surface for public street rights-of-way. Raleigh, Durham, and Winston Salem do not pay stormwater fees for city-maintained streets. The surrounding Mecklenburg towns also do not pay such a stormwater fee. However, all six Mecklenburg towns, including Charlotte, do pay County stormwater fees for their city street impervious surfaces. The City's payment to the County for the major stormwater system utility is budgeted at \$1.6 million in FY2016.

**Ordinance Correction Recommended**

Staff recommends that City Council amend the stormwater ordinance to include an exemption for public rights-of-way within the City. This technical modification to the ordinance will make it consistent with the long-standing 20 year practice of not including City-maintained streets in the City's stormwater fee payment.

A Public Hearing on the ordinance amendment to exempt City-maintained streets from the City's stormwater fees, was held by City Council on May 11<sup>th</sup>. There were no comments from the public during the Public Hearing.

The FY2016 budget for Stormwater Services is consistent with the above described long-standing practice and does not include revenue from fee payment from the City for City-maintained streets. In order to allow time for the Stormwater Advisory Committee to discuss the ordinance change more thoroughly, the item will appear on Council's business agenda on July 27.

The City's \$5.7 million annual General Fund contribution to the stormwater program includes payment of \$417,706 in stormwater fees for impervious surfaces of City-owned general government facilities.

**Bojangles Coliseum Renovation - Council Action Summary - Rev 2**

Line Item	Original Project Budget 11/24/2015	Charlotte Checkers Contribution	Revised Total Budget	CBI Commitment		RCA Amount	Council Date	Difference	Comments
				SBE	MBE				
Scoreboard & LED Ribbon	\$1,085,000	\$125,000	\$1,210,000	0.00%	0.00%	\$1,527,252	9-Feb	(\$317,252)	Initial budget projections were based on the existing scoreboard size and the existing static advertising panels. The size of the scoreboard was increased for better visibility and display. LED lighting was added as a feature to the advertising panels. Project contingency will be used to cover the cost difference. The cooperative purchase is made through Contract R5195. Cooperative group purchases and are exempt from CBI goal requirements (Part A: Appendix 1.27 of the Charlotte Business INclusion Policy).
Ice Decking & Zamboni	\$135,000	\$125,000	\$260,000	0.00%	0.00%	\$248,000	9-Feb	\$12,000	Line item savings will be allocated towards project contingency. No CBI goal was established because there are no opportunities (Part B: Section 2.3 of the Charlotte Business INclusion Policy).
Hockey Equipment	\$167,500	\$0	\$167,500	0.00%	0.00%	\$140,824	9-Feb	\$26,676	Equipment purchased from the Charlotte Hornets. Line item savings will be allocated towards project contingency. No CBI goal was established because there are no opportunities (Part B: Section 2.3 of the Charlotte Business INclusion Policy).
Architectural Services	\$662,500	\$0	\$662,500	36.25%	1.63%	\$800,000	9-Feb	(\$137,500)	Contract finalized for \$800,000. Combined SBE and MBE participation.
Event Seating & Related Accessories	\$1,500,000	\$0	\$1,300,000	17.13%	17.13%	\$975,000	13-Apr	\$325,000	Line item savings will be allocated towards project contingency. Revised budget removed demolition and epoxy flooring from the seating contractor's scope of work. Demolition and epoxy flooring have been added to the Phase I general contractor's scope of work. Combined SBE and MBE participation.
Bojangles Renovations Phase IA - Interior Renovation	\$2,500,000	\$0	\$2,625,000	18.10%	13.92%	\$3,281,095	8-Jun	(\$656,095)	Revised total includes ADA improvements. Combined SBE and MBE participation.
Sound System	\$500,000	\$0	\$600,000	0.00%	0.00%	\$600,000	8-Jun	\$0	The cooperative purchase is made through Contract R5195. Cooperative group purchases and are exempt from CBI goal requirements (Part A: Appendix 1.27 of the Charlotte Business INclusion Policy). Revised total includes A/V controls console relocation.
Checkers Locker Room	\$450,000	\$0	\$650,000	5.09%	41.81%	\$1,090,950	8-Jun	(\$440,950)	Revised total includes \$200,000 in electrical and HVAC modifications.
Ice Plant Repairs & Upgrades	\$175,000	\$0	\$175,000	0.00%	0.00%	\$239,523	27-Jul	(\$64,523)	This specialized scope of work includes repair and replacement of ice system parts. The existing ice plant system is 22-years-old.
Concessions Renovation	\$500,000	\$0	\$500,000	15.63%	15.63%	\$800,000	27-Jul	(\$300,000)	RCA amount includes cost negotiations. Scope of work includes renovation of back of house concession spaces and upgrades per the NC health code.
Food Service Equipment	\$175,000	\$0	\$175,000	0%	0%	\$176,045	27-Jul	(\$1,045)	Some existing equipment will be refurbished and reused.
<b>Totals</b>	<b>\$7,850,000</b>	<b>\$250,000</b>	<b>\$8,325,000</b>	<b>15.62%</b>	<b>10.16%</b>	<b>\$9,878,689</b>		<b>(\$1,553,689)</b>	Costs difference funded from project contingency and phase II items maybe reprioritized to fund phase I costs.

**Future Council Agenda Items**

	Original Project Budget 11/24/2014		Expected CBI Goal		Expected Council Date	Comments
Signage and Graphics	\$90,000		> 15%		24-Aug	
Bojangles Renovations Phase II	Appox. \$5,000,0000		> 15%		2016	Mechanical, electrical, structural and site improvements.



**UPDATE: Agenda Item #96 Update – Property Transaction - University Boulevard Phase 1, Parcel #1**

**Project:** University Pointe Boulevard Phase 1 (South Bridge over I-85), Parcel #1

**Owner(s):** Brit-Charlotte LLC and any other parties of interest

**Property Address:** 8335 IBM Drive

**Total Parcel Area:** 7,984,548 sq. ft.

**Property to be acquired in Fee:** 9,797 sq. ft. (.225 ac.) in Fee Simple

**Property to be acquired by Easements:** 337 sq. ft. (.008 ac.) in Storm Drainage Easement, plus 32,735 sq. ft. (.777 ac.) in Temporary Construction Easement, plus 3,676 sq. ft. (.059 ac.) in Utility Easement

**Structures/Improvements to be impacted:** Entrance sign

**Landscaping to be impacted:** Trees and bushes

**Zoned:** RE-2

**Use:** Laboratory/Research

**Tax Code:** 047-111-05

**Appraised Value:** \$38,250

**Property Owner's Counteroffer:** None

**Recommendation:** We are currently waiting on signed documents but to avoid delay in the project schedule, staff recommends proceeding to condemnation during which time negotiations can continue, mediation is available and if necessary, just compensation can be determined by the court.

**Council District:** 4

**99a Property Transaction, Torrence Creek Tributary Trunk Sewer, Parcel #5**

Action: Approve the following Condemnation, Torrence Creek Tributary Trunk Sewer, Parcel #5

**Project:** Torrence Creek Tributary Trunk Sewer, Parcel #5

**Owner(s):** North Carolina Department of Transportation

**Property Address:** 12101 Mt. Holly-Huntersville Road

**Total Parcel Area:** 1,978,059 sq. ft.

**Property to be acquired by Easements:** 39,800 sq. ft. (.914 ac.) in Sanitary Sewer Easement, plus 68,993 sq. ft. (1.584 ac.) in Temporary Construction Easement

**Structures/Improvements to be impacted:** None

**Landscaping to be impacted:** None

**Zoned:** CB

**Use:** Industrial

**Tax Code:** 017-193-01

**Purchase Price:** \$41,465

**Council District:** N/A



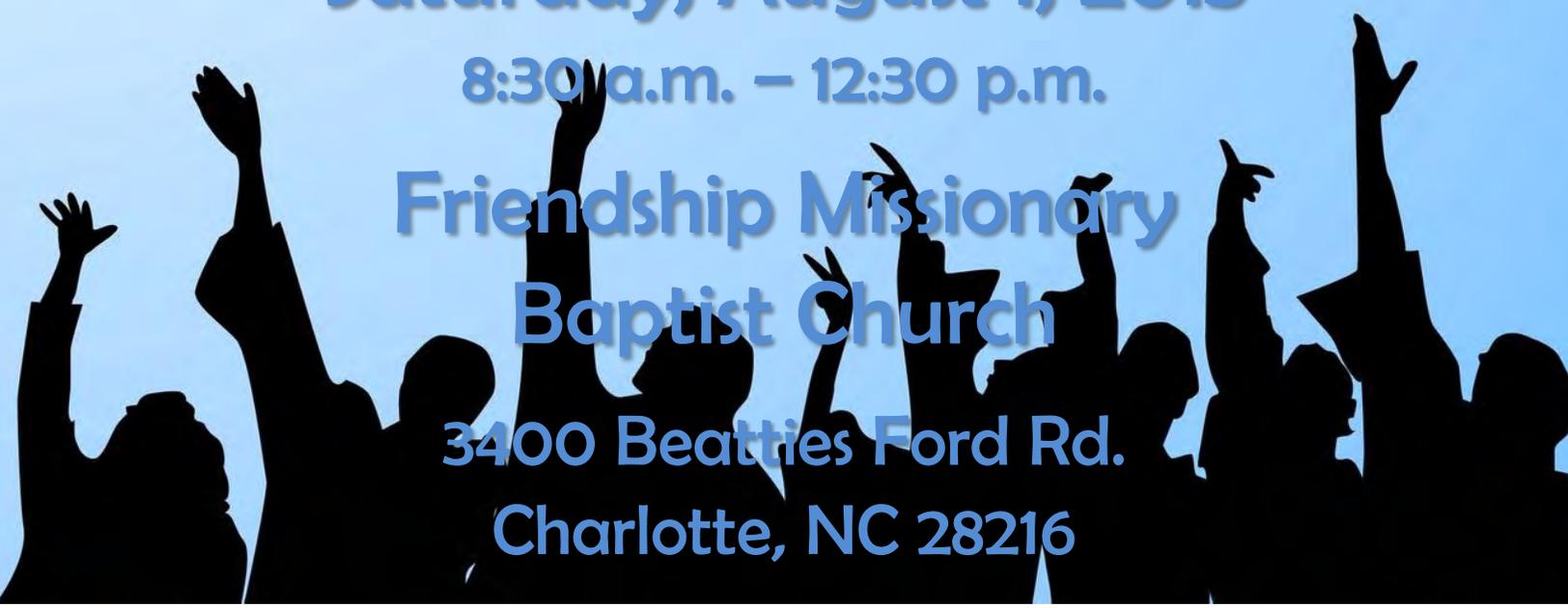
# Public Community Forum

## My Brother's Keeper

*"Plotting the Path through HBCUs for African-American Males"*

### Saturday, August 1, 2015

8:30 a.m. – 12:30 p.m.



## Friendship Missionary Baptist Church

3400 Beatties Ford Rd.  
Charlotte, NC 28216

#### Featured Speakers:

Dr. Ivory Toldson, Deputy Director, White House  
HBCU Initiative

Dr. Chance Lewis, Director of Urban Education Collaborative,  
UNC Charlotte

#### Panelists include:

Congresswoman Alma Adams (NC12), Washington, DC  
The Honorable Dan Clodfelter, Mayor of Charlotte  
Erlene Lyde, President of Charlotte-Mecklenburg Association of Educators  
Cory Carter, Director of Charlotte's Web  
Ann Clark, Superintendent, Charlotte-Mecklenburg Schools

Event contact: Dr. Betty Howell Gray, NC NABSE Affiliates Program Coordinator - [bettyhg@msn.com](mailto:bettyhg@msn.com) 704.817.9341 or 425.443.4224



National Alliance of Black School Educators



Alliance of Black School Educators

### WCABSE

Wayne County Alliance of Black School Educators

### GCABSE

Greater Charlotte Alliance of  
Black School Educators

**MBK Community Forum  
Information Resource Fair Table Sign Up  
August 1, 2015**

<b>Agency Name</b>	<b>Contact Name</b>	<b>Email Address</b>
Mayor's Mentoring Alliance	Angie Gover	agover@charlottenc.gov
Above and Beyond Students	Carmen Blackmon	cblackmon@aboveandbeyondstudents.com
Firm Foundations Youth & Family		
Outreach, Inc.	Kimberly Roseboro	kroseboro@firmfoundationsinc.org
Citizen Schools	Quoinesha Jones	quoineshajones@citizenschools.org
The Male Leadership Academy	Todd Pipkin	tpipkin@nationsford.org
The Scholar Mom	Bernice Feaster	feaster.bernice@gmail.com
Winners PLUS Agency Inc.	Blanche Penn	blanche_penn@yahoo.com
Market Your Mind	Natasha Grant-Dean	natasha.gdean.mym@gmail.com
INSPIRE	Olaniyi Zainabu	ozainabu@arboretcharlotte.com
Urban League	Sheila Funderburke	sfunderburke@urbanleaguecc.org
Center of the Future Academy	Anita Spencer	Spenceranje@aol.com
Goodwill Industries	Kwain Bryant	Kwain.Bryant@goodwillsp.org
Charlotte-Mecklenburg Library	Pamela McCarter	PMcCarter@cmlibrary.org
Big Dreams Inc.	Quilla Jones	quillajones.bigdreamzinc@gmail.com
		battle_melvin@yahoo.com
Battle For Change, Inc.	Melvin Battle	mbattle@battleforchange.com
Yea God Teens	Karen Lucas	yeagodteens@msn.com
Prestige Barber Institute	Patrick & Michelle Anderson	prestigebarber@aol.com
Facing Our Future	Zack Reynolds, Jr.	zreynolds@facingourfuture.com
Juniors and Seniors Transitional Program	Larry Rainey	setapartmark@gmail.com



**CITY MANAGER'S OFFICE  
M E M O R A N D U M**

July 24, 2015

**TO:** Ron Carlee, City Manager  
Ron Kimble, Deputy City Manager

**FROM:** Dana Fenton, Intergovernmental Relations Manager

**SUBJECT:** 2015 State Legislative Report #23

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**Trending Topics**

- **HB 97, 2015 Appropriations Act:**
  - House-Senate conferees continued meeting this week
  - Senator Brown held Press Conference on 7/21 touting his sales tax redistribution proposal; County Commissioners from 20 counties were in attendance some of whom stated that the sales tax revenues redirected to their counties from the per capita distribution would be used for property tax relief, employee salary increases, etc., instead of the intended required use stated in the budget for Public Education and Community Colleges
  - House Appropriations Committee held Public Hearing on 7/22 to gather input on Senate budget, which not surprisingly almost all of which was critical of the Senate budget position
  - Governor McCrory announced he will veto any budget sent to him that includes any sales tax redistribution proposal
- **HB 168, Exempt Builder's Inventory:**
  - Reported out of Senate Finance on Tuesday, 7/21
  - Will next be heard by the Senate Appropriations/Base Budget Committee
- **HB 201, Zoning Changes / Citizen Input:**
  - Governor's Office announced that Governor McCrory signed HB 201 into law that repeals the "protest petition" process
  - HB 201 states that "This act becomes effective August 1, 2015, and applies to zoning ordinance changes initiated on or after that date."
- **HB 530, Rental Registration:**
  - Representative Brawley convened meeting of stakeholders, including members of the General Assembly, NC Realtors Association, NC Metro Mayors Coalition,

- NC League of Municipalities, regional realty organizations and the Cities of Charlotte, Durham and Fayetteville
- Ken Szymanski, the Executive Director of the Greater Charlotte Apartment Association was in attendance
  - City of Charlotte was represented by CMPD Major Gerald Smith, CMPD Assistant City Attorney Rusty Perlungher, CMPD Management Analyst JR Mount, and Dana Fenton
  - Representative Brawley has requested each City to provide a brief description of their program and the issues that they have with HB 530
  - City staff will provide copies of information provided to Representative Brawley to Mayor and Council
  - City will continue working with other cities and the NC League of Municipalities on this issue
- **HB 721, Subdivision Ordinance / Land Development Changes:**
    - Passed the Senate
    - Heads to the House for concurrence
  - **HB 765, Regulatory Reform Act of 2015:**
    - Changes made by the Senate were rejected by the House
    - House and Senate conferees were appointed
  - **SB 541, Regulate Transportation Network Companies:**
    - Passed the Senate
    - Heads to the House for consideration, including committee hearings

## **State Budget**

**2015 Appropriations Act** ([\*\*HB 97 – Dollar, L. Johnson, McGrady and Lambeth\*\*](#)) is being conferenced by the House and Senate. While a possible compromise on a Medicaid reform proposal was reported last week, which is a top priority for the Senate, no such announcement has been made by the House or Senate. House and Senate must agree on a budget before August 14 or a new continuing resolution will have to be passed to keep State government operating. Details on the Senate and House budget proposals, which include sales tax redistribution and economic development proposals, are attached to the report.

## **Fiscal & Administrative**

**Exempt Builder's Inventory** ([\*\*HB 168 – Hager, Millis, Brody and Collins\*\*](#)) provides a commercial property tax exemption for the increase in value due to subdivision and other improvements made to commercial properties by the builder, with the exception of buildings erected on the property, for up to five years; provides a residential property tax exemption for the increase in the value of single family homes and duplexes that are held for sale by a builder, including the value of buildings, for up to three years; and broadens the definition of a "builder" by repealing the requirement that requires licensure as a general contractor under G.S. 87-1. HB 168 is effective for taxes imposed for taxable years beginning or after July 1, 2016, and applies to subdivision of or other improvements made on or after July 1, 2015. HB 168 was reported favorably out of Senate Finance on 7/21 and will be calendared for a future Senate Appropriations/Base Budget Committee meeting prior to Senate floor debate.

**Repeal Business License Fees ([HB 739 – Brawley](#))** repeals authority for cities to charge a regulatory user fee to businesses that are located in cities, which would repeal local authority to charge specific regulatory user fees. That local authority is being considered by some cities as a replacement for the privilege license tax, which is the target of the sponsor. HB 739 passed the House and was referred to Senate Rules. Representative Brawley has agreed to work with the NC League of Municipalities and City of Charlotte on compromise language.

### **Regulatory Reform**

**Local Government Regulatory Reform Act 2015 ([HB 44 – Conrad, Lambeth, Hanes and Terry](#))** is now in a House-Senate committee of conference. Sections of interest to the City are notification to property owners prior to beginning local government construction projects, conversion of travel lanes to bike lanes, riparian buffer reform, and county control of development. City staff is working with the NC League of Municipalities and other local governments to minimize the unintended consequences to local governments from these sections.

**Regulatory Reform Act of 2015 ([HB 765 – McElraft](#))** is now in a House-Senate committee of conference. Sections of interest to the City include a new requirement for local governments undertaking water, wastewater and storm water construction to consider the use of all piping materials, which has been sought by PVC piping manufacturers. While the section requires local governments to “consider” all piping materials, the language will require local governments to document these decisions thereby adding another layer of bureaucracy to such decisions. HB 765 also substantially amends recycling requirements of discarded computer equipment and televisions by repealing the manufacturer’s fee that funds drop off centers for discarded equipment but maintains the mandate that prohibits from dumping the equipment in landfills. The fiscal impact to the City of repeal of the manufacturer’s fee is estimated at greater than \$100,000. City staff is working with the NC League of Municipalities and other local governments to minimize the unintended consequences to local governments from these sections.

### **Environmental & Planning**

**Outdoor Advertising ([HB 304 – Hager, Collins, J. Bell and Hanes](#) / [SB 320 – Brown, Rabon and Tarte](#))** preempts local authority with respect to the location, height and size of relocated signs and conversion to changeable message signs and replaces these with statewide standards. The legislation appears to open the door to relocating outdoor advertising from industrially zoned areas to commercially zoned areas and allowing such signs to be higher and larger than those allowed under existing local ordinance. HB 304 received serial referrals to House Commerce and Finance Committees, and SB 320 received serial referrals to Senate Commerce and Finance Committees.

**Subdivision Ordinance / Land Development Changes ([HB 721 – Bryan, Stam, Bishop and Bradford](#))** reforms local government performance guarantee practices. Representative Bryan worked with the NC League of Municipalities and City of Charlotte on technical amendments to HB 721 to minimize the possibility of unintended consequences to local land development practices. HB 721 passed the Senate and heads back to the House for concurrence.

**Zoning Changes / Citizen Input ([HB 201 – Stam, Goodman, Jackson and Fraley](#))** repeals the “protest petition” that triggers the requirement for a three-fourths vote of governing body members to approve conditional zonings and replaces it with a requirement for a simple majority vote to approve zoning decisions. HB 201 also implements an affirmative requirement for all written communications regarding any zoning case to be submitted to the governing body prior to the vote on that case.

### **Public Safety**

**Regulate Transportation Network Companies ([SB 541 – Rabon and McKissick](#))** implements a statewide regulatory regimen for transportation network companies and drivers administered by the Department of Motor Vehicles in place of the current system of no regulation enacted in 2013. SB 541 addresses liability insurance requirements. SB 541 allows airport operators and transportation network companies to enter into agreements for the appropriate use of airport facilities. SB 541 requires that all drivers pass a “criminal background check” through the Multi-State / Multi-Jurisdiction Criminal Records Locator and National Sex Offender Registry before they start driving for the transportation network company. SB 541 passed the Senate and now heads to the House.

**Rental Registration ([HB 530 – Brawley](#) / [SB 442 – Gunn, Ford and Wade](#))** prohibits mandatory registration of all rental properties in favor of registration of only those units that meet certain crime and disorder thresholds. City currently requires all owners to register their properties so that Police can inform them of when crime occurs on the property, regardless of whether any of their properties meet the crime or disorder thresholds enumerated in the legislation. Without a database of rental properties and owners, the City will not be able to comply with its own requirement that all owners or managers be notified of crimes that occur on their properties. Legislation also prohibits local governments from imposing criminal penalties for noncompliance. Violation of the local ordinance is classified as a misdemeanor, which is only charged as a last resort for flagrant violators. By charging a misdemeanor, it triggers the judiciary to adjudicate the end result and affords due process to both the City and the owner or manager of the property. HB 530 was reported favorably from House Local Government and has serial referrals to the House Regulatory Reform and Finance Committees. The City is working with Representative Brawley in tandem with other affected cities and the NC League of Municipalities.

### **City Requested Legislation**

**Stormwater Management ([HB 141 – Jeter, Cotham, Cunningham, Bradford, Bryan, Carney, Earle and R. Moore](#))** authorizes municipalities in Mecklenburg, Wake, Durham, Forsyth and Guilford Counties to utilize the statutory authority extended to Mecklenburg and Wake Counties in 2014 to implement flood damage reduction techniques that result in improvements to private property. HB 141 passed the House and was referred to Senate Rules.

**COMPARISON OF HOUSE AND SENATE BUDGET PROPOSALS  
HB 97, EDITIONS 5 AND 7**

Key Sections	House	Senate
HB 97 Bill Text	<a href="#">Edition 5 Bill Text</a>	<a href="#">Edition 7 Bill Text</a>
HB 97 Committee Report	<a href="#">Committee Report</a>	<a href="#">Committee Report</a>
FY 2016 General Fund Expenditures	\$22.1 billion	\$21.3 billion
FY 2017 General Fund Expenditures	\$22.4 billion	\$21.5 billion
Earmarking of Year-End Revenues	\$200 million to rainy day fund \$200 million to repairs and renovations fund (Page 1 of Committee Report)	\$500 million to rainy day fund \$155 million to repairs and renovations fund (Page 1 of Committee Report)
Film and Entertainment Grant Fund	\$40 million each year (L-2 of Committee Report)	\$10 million each year (L-2 of Committee Report)
Historic Preservation Tax Credit	Incorporates HB 152 passed by House (Section 32.3 of Budget)	Not included
Municipal Service Districts (MSDs)	Not included	Creates process for registered voters residing within MSDs to petition and vote as to whether to abolish districts 15% of registered voters living within a district is sufficient to place question on the ballot Property owners residing outside the district would not be eligible to vote in such a referendum (Section 15.16B, page 325 of Budget)
Compensation	2% for members of the Teachers and State Employees, Legislative, and Judicial Retirement Systems (Section 30.21 of Budget)	Reserves \$34 million to adjust salaries in response to labor market demand (L-1 of Committee Report)
\$215.8 million Highway Fund Transfer to General Fund for Highway Patrol	Maintains transfer (Page 1 of Committee Report)	Ends transfer (Page 1 of Committee Report, K-4 of Committee Report)
LYNX Blue Line Extension \$25 million State share for construction	Maintains funding (Page 532 of Recommended Base Budget for Transportation)	Maintains funding (Page 532 of Recommended Base Budget for Transportation)
State Maintenance Assistance Program for transit agencies	Maintains funding (Page 532 of Recommended Base Budget for Transportation)	Maintains funding (Page 532 of Recommended Base Budget for Transportation)
Statewide Public Transportation Grants	\$1 million more each year (K-2 of Committee Report)	\$1 million more each year (K-2 of Committee Report)

**COMPARISON OF HOUSE AND SENATE BUDGET PROPOSALS  
HB 97, EDITIONS 5 AND 7**

<b>Key Sections</b>	<b>House</b>	<b>Senate</b>
Powell Bill Program	Funding reduced by nearly \$7.7 million starting in the second year of the biennium FY 2017 due to lower motor fuels excise tax revenues; \$1 million fiscal impact to City in FY 2017 (K-1 of Committee Report)	Repeals statutory formula tying funding to 10.4% of motor fuels tax revenues Appropriates additional funding of \$1.2 million in FY 2016 and \$3.7 million in FY 2017 (K-1 of Committee Report, Section 29.17D of Budget)
Governor's Bond Proposal	Appropriates \$50 million as a debt service reserve if the Governor's proposed transportation bond proposal is passed by voters (K-6 of Committee Report)	Not included
Key Transportation Program Enhancements	Additional \$43.5 million recurring funds in FY 2016 for Strategic Transportation Investments, which is offset by \$22 million recurring reduction in FY 2017; Additional non-recurring funds of \$42.5 million in FY 2016 and \$120.5 million in FY 2017 for Contract Resurfacing program; Additional non-recurring funds of \$10.6 million in FY 2016 and \$30.1 million in FY 2017 for Ports Authority modernization; (K-2, K-4 and K-6 of Committee Report)	Additional \$167.2 million recurring in FY 2016 and \$171.9 million recurring in FY 2017 for Strategic Transportation Investments; Additional \$50 million recurring each year for Bridge Program; Additional \$35 million recurring each year for Pavement Preservation; Additional \$35 million recurring each year for Ports Authority modernization; (K-2, K-4 and K-6 of Committee Report)
Division of Motor Vehicle Fees	Across the board adjustments in Division of Motor Vehicles fees result in \$76.1 million in FY 2016 and \$172.2 million more in FY 2017 Effective January 1, 2016 (Section 29.30 of Budget, K-4 of Committee Report)	Across the board adjustments in Division of Motor Vehicles fees result in \$29.18 million in FY 2016 and \$76.99 million more in FY 2017 Effective January 1, 2016 (Section 29.30 of Budget, K-3 of Committee Report)

**COMPARISON OF HOUSE AND SENATE BUDGET PROPOSALS  
HB 97, EDITIONS 5 AND 7**

<b>Key Sections</b>	<b>House</b>	<b>Senate</b>
Motor Fuels Tax Rate	<p>Raises rate for diesel fuel from 35 cents to 36 cents per gallon  Lowers rate for all other fuels from 35 cents to 33 cents per gallon  Lowers revenues available for transportation by \$30.5 million in 2016 and \$28.7 million in 2017  Changes effective 1/1/2016  (Section 29.29 of Budget)</p>	Not included
Strategic Transportation Investment Act Amendments	<p>Requires use of “peak average daily traffic data in the Congestion formula” which favors rural areas, and tends to move program away from a “data-driven” approach  (Section 29.3 (a) of Budget)</p>	Not included

**COMPARISON OF HOUSE AND SENATE BUDGET PROPOSALS  
HB 97, EDITIONS 5 AND 7**

<b>Sales Tax Redistribution</b>	<b>House (HB 97, Edition 5)</b>	<b>Senate (HB 97, Edition 7)</b>
State or Local Source of Revenue	House did not make any changes to current sales and use tax laws in its budget proposal	Local
Distribution Methods		FY 2016 – 75% Point of Collection / 25% Per Capita (Current Method) FY 2017 – 60% Point of Collection / 40% Per Capita FY 2018 – 45% Point of Collection / 55% Per Capita FY 2019 – 30% Point of Collection / 70% Per Capita FY 2020 – 20% Point of Collection / 80% Per Capita
Net new revenues for State from sales tax base expansion		FY 2016 – \$122.3 million FY 2017 – \$242.9 million FY 2018 – \$292.0 million FY 2019 – \$341.4 million FY 2020 – \$385.6 million
Net new revenues for local governments from sales tax base expansion		FY 2016 – \$49.7 million FY 2017 – \$100.1 million FY 2018 – \$120.6 million FY 2019 – \$141.5 million FY 2020 – \$162.4 million
Adjustment Factors		Eliminated
Distribution between Cities and Counties		No change from current law
City Hold Harmless		No change from current law
Transit Sales Tax		Benefits from local sales tax base expansion; otherwise, no change from current law
Earmarking of New Revenues		Counties must use net proceeds from per capita allocation for public education and community colleges No restrictions cited for cities
Local Sales Tax Cap		Caps local sales tax rates at 2.5%, except for Durham and Orange Counties who are at 2.75%; Mecklenburg would be at cap

## COMPARISON OF HOUSE/SENATE ECONOMIC DEVELOPMENT PROPOSALS

COMPONENT	HOUSE (HB 117)	SENATE BUDGET (HB 97)
<b>JDIG</b>		
<b>Modification of annual JDIG cap</b>	One-time modification – collapse 2013-15 fiscal biennium and 7/1/15 to 12/31/15 into single period; increase cap from \$30M to \$45M for that period	One-time modification – collapse 2013-15 fiscal biennium and 7/1/15 to 12/31/15 into single period; increase cap from \$30M to \$35M for that period (\$50M, if high-yield project <sup>1</sup> (HYP) is awarded) Persistent modification – increase \$15M cap to \$30M in years when a HYP is awarded a grant
<b>Cap availability periods</b>	Calendar year	Semi-annual periods (unused portion rolls forward until end of calendar year)
<b>JDIG extension</b>	1/1/20	1/1/18
<b>Rebranding</b>	Yes – Job Growth Reimbursement Opportunities – People Program	No
<b>Modification to pre-requisite findings</b>	Yes – EIC must find for tier 3 projects that the affected local governments have offered appropriate incentives	
<b>Modification to minimum job creation requirement</b>	Yes – increase tier 3 job creation minimum from 20 to 50 created eligible positions	Yes – increase tier 1 from 10 to 20, tier 2 from 20 to 50, tier 3 from 20 to 100, and Major Market Community <sup>2</sup> (MMC) from 20 to 200
<b>Reporting change</b>	One-time report: study factors contributing to termination of JDIG grants, examining other state efforts/remedies re: underperformance	Annual report change: adds to the annual report a tier-itemized list of unaccepted, offered awards and the total value of the offers
<b>Utility Account diversion change</b>	Yes – increase diversion to UA from tier 3 areas from 25% to 30%	Yes, as follows: <ul style="list-style-type: none"> <li>• Decrease diversion to UA from MMC areas from 25% to 15%</li> <li>• Decrease diversion to UA from tier 3 areas from 25% to 10%</li> <li>• Decrease diversion to UA from tier 2 areas from 15% to 5%</li> <li>• For HYP, diversion is eliminated during augmented award periods</li> </ul>

<sup>1</sup> A high-yield project is one in which the business will invest at least \$750M in private funds and create at least 2,000 new jobs.

<sup>2</sup> A major market community is a county in which the average weekly wage for all insured private employers in the county is one of the three highest in the State. Currently, the 3 major market communities are Wake, Mecklenburg, and Durham Counties.

<b>COMPONENT</b>	<b>HOUSE (HB 117)</b>	<b>SENATE BUDGET (HB 97)</b>
<b>Multi-location modification</b>	No	Yes – use higher tier standards except for UA diversion where a tier 3/MMC project is also located in a tier 1/2 area and at least 66% of the created positions or benefits goes to the lower tier area, then use the UA diversion applicable to the lower tier area.
<b>Clawback modifications</b>	Yes – convert discretionary recapture provision to mandatory recapture provision if business fails to maintain operations for 150% of grant term	
<b>Employment level maintenance comparison modification</b>	Yes – changes the baseline from the year immediately preceding base period to the greater of employment at date of application or award	
<b>Create wage standard</b>	No	Yes – business must pay a percentage of average weekly wage for all insured private employers in the county equal to 100% for tier 1, 105% for tier 2, 110% for tier 3, and 120% for MMC.
<b>Term modification</b>	No	Yes – for HYP, limit is increased by 8 years during augmented award periods
<b>JDIG withholding calculation modification</b>	No	Yes – change from flat 75% to 80% for tier 1, 70% for tier 2, 60% for tier 3, 50% for MMC, and 100% for HYP during augmented award periods
<b>One NC</b>		
<b>Rebranding</b>	Job Growth Reimbursement Opportunities – Capital Program	No
<b>Local Match Modification</b>	No	Yes – change from flat 1:1 to a tiered 3:1 for tier 1, 2:1 for tier 2, 1:1 for tier 3, and 1:2 for MMCs
<b>SIDF</b>		
<b>Rebranding</b>	Site Acceleration Fund	No
<b>Funding</b>	\$20M from Job Catalyst Fund	\$13M GF appropriation
<b>Utility Account</b>		
<b>Use Modification</b>	Increase permissible uses from creating jobs to creating and retaining jobs	No



Charlotte City Council  
Housing and Neighborhood Development Committee  
Summary  
May 13, 2015

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**COMMITTEE AGENDA TOPICS**

- I. **Digital Inclusion Update (No Action Required)**
- II. **Community Engagement Program Updates (No Action Required)**

**COMMITTEE INFORMATION**

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**Council Members Present:** Patsy Kinsey, Al Austin, John Autry, Ed Driggs

**Staff Resources:** Pat Mumford, Neighborhood & Business Services  
Pamela Wideman, Neighborhood & Business Services  
Nicole Storey, Neighborhood & Business Services  
Gail Whitcomb, Neighborhood & Business Services

**Guest:** Frank Blair, Charlotte-Mecklenburg Library

**Meeting Duration:** 12:00 PM – 1:15 PM

**ATTACHMENTS**

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- 1. Agenda Packet – May 13, 2015
- 2. Presentation – Digital Inclusion
- 3. Presentation – Community Engagement Program Updates

**DISCUSSION HIGHLIGHTS**

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**Kinsey:** Called the meeting to order and introductions of attendees. We have two items on the agenda today, but neither need action.

**Wall:** Both items today are initiatives identified in your Focus Area Plan.

## Digital Inclusion Update

Whitcomb: Frank Blair, Director of Technology and Operations with the Charlotte-Mecklenburg Library, is joining me today. We are here to give you an update on the collaborative efforts in the community around digital inclusion. Google's announcement was an opportunity for our community to look holistically at how we approach digital inclusion and seek to eliminate the digital divide. At its simplest, digital inclusion is about creating an environment where all residents, regardless of income level or where they live, have an opportunity to participate in twenty-first century opportunities. This is a long-term commitment and requires multiple sectors working together.

Blair: An important point about digital inclusion is residential access at home. The goal is to ensure that no one is left behind. Everyone has an opportunity to be connected and benefit educationally, economically, and in terms of civic engagement.

Presentation: *Addressing the Digital Divide*

Presentation: *Charlotte-Mecklenburg Library*

For the last 20 years, the library has been the community's strategy in bridging the digital divide. Our focus is the 19% of the community currently not connected. About 10% of the Library's circulation is through eBooks. The steering committee has broken the problem down to four areas: awareness, relevance, skills, and resources.

Presentation: *What we know already . . .*

Driggs: The map shows the vulnerable areas. What data do we have on the percentage of households that do have internet connections? With gigabit, the speed of the connection is starting to become a discriminating factor as well. I am interested in the plan Google may have for free internet. Is that incorporated in your thinking and possible ramifications of that on the competition?

Blair: DigitalCharlotte.org has that information and we can follow up with more information. My understanding is that the Google offer is for residential only. Digital inclusion is vendor neutral. People will make their own choices about which vendor they go to for connectivity. High-speed internet access is critical for a host of things that will be coming in terms of economic viability and education.

Driggs: In Kansas City, you have a very pronounced concentration of the high-speed connections in certain areas and not in others.

Blair: I visited Kansas City in January and spoke with people involved in the effort over the last three years. The mayors put together a task force to address issues. They feel Charlotte is ahead of the game because we are starting now to talk about the issues.

Austin: Are there any studies about digital obsession?

Blair: We see adults shifting to eBooks, but parents and caregivers have a strong preference for printed books as a means towards literacy.

Blair: Presentation: *Developing a Strategic Plan*

Susan Patterson has requested funding through the Knight Foundation to hire a project manager for two years. One of the things that I saw that worked well in Kansas City was the Digital Playbook created by the Mayor's Task Force. It showed how the 80+ partners could contribute to ensure the entire community has access.

Presentation: *Stay Connected*

Whitcomb: Presentation: *City's Role*

It is important to note that the Knight Foundation will fund the Project Manager who will be employed by Queens University, but physically located at the library. The City will work with Queens University regarding Digital Charlotte in an advisory capacity. We are going to be intentional on how we message to neighborhoods the importance of being online.

Autry: We use the term inclusion, but do we have anything on the horizon to deal with competency?

Blair: Skills are one of the four elements that we will develop as part of the playbook. The Charlotte-Mecklenburg Library offers many programs that are orientated towards competency in a digital environment. We will work to develop a curriculum of digital competencies and paring those skills with resources.

Autry: Are we doing anything to identify other resources in the community to fill those gaps?

Gail: There are a couple of ways. When we talk about mapping the digital landscape, we find out what is here today. We will not create programs in a vacuum, but will listen to community members about their needs, look at other resources in Charlotte providing digital literacy training to help fill the gap, and connect citizens to that resource.

Autry: It gives us some indicators on how to prioritize where the resources will go first.

Austin: The conversation around digital inclusion is a national issue. What cities are doing well and making their cities more inclusive?

Whitcomb: We looked at Kansas City and had conversations with Austin, who have been active for a while. On May 15, the Steering Team is participating in a city-to-city learning opportunity at the Federal Reserve with Chicago, Baltimore, Philadelphia and Detroit exploring best practices. We are going to learn from other cities and hopefully have something to teach other cities as well.

Austin: Where are the other providers in their delivery process?

Gail: I spoke to Time Warner Cable (TWC) yesterday and we are going to follow-up with meetings to learn more about what they are offering and where they are in working to bridge the digital divide. We also reached out to AT&T to have a similar conversation.

Blair: It does seem that people are ramping up digital speed offers, but we have not seen a commitment to have it available in all neighborhoods.

- Austin: Part of the conversation is to make sure they are equally aggressive as Google in that delivery.
- Blair: We plan to have those conversations with anyone providing bandwidth.
- Driggs: AT&T is talking about two gigabit services and TWC is looking to step up speed. Google breaks up the monopoly those ISPs have in certain parts of town. We should see some robust competition. The \$300 upfront fee and need for credit card for Google was a big obstacle in Kansas City. I think targeting that issue and seeing how to address it is important. That is why the Kansas City map was so black and white. I think they were surprised at how polar it was.
- Kinsey: Thank you to the Charlotte-Mecklenburg Library. Any library I visit, I see people using the computers.

### **Community Engagement Program Updates**

- Wall: The second item is an update, but we will ask the Committee to provide feedback.
- Storey: I will share the interesting work going on within the Community Engagement Division. Aisha Alexander, former Community Engagement manager, was able to transform the Neighborhood Matching Grant (NMG) program into a model for neighborhood engagement. My interest was to provide a deeper dive. I not only looked at our NMG program, but also how to better align services, ensure we are effectively providing resources, and making it easier for residents to connect the dots. This approach has allowed us to do a lot of relationship building and research of data.
- Presentation: Objectives  
Presentation: Peer Cities  
Presentation: What We Learned  
The number one challenge for communities was neighborhood engagement.  
Presentation: What We Learned  
Presentation: Neighborhood Engagement Feedback
- Autry: The grants do not include speedbumps, sidewalks, and the other amenities neighborhoods want.
- Storey: Are you referring to the NMG program? (Yes) We are happy to do more research on what projects can use NMG funds.
- Autry: Something is not connecting for citizens about what the grants can fund and then getting the people to the table to do it. I think the organization grants are a good component, since they have to be an organized community to apply for a grant.
- Driggs: What role do Homeowner Associations (HOA) play? Are they a useful means of accessing a neighborhood? In my district, there is a lack of engagement on the part of the HOAs. If I want to communicate with my constituents, there is no good communication channel.

Storey: The HOA is essential to our effort. For our NMG program, we only provide funding to HOA, neighborhood organizations or organized groups. Getting to that stage is a challenge and there is a lot of work to do to help neighborhoods get to that organized level. Many peer cities require neighborhoods to register as an entity with the city. We have that on a limited basis in Charlotte and we have an old resource, The Neighborhood Organization Contact List. One of the challenges is how to provide a neighborhood boundary. In peer cities that require neighborhood registration, they require the specific geography as part of the registration. Internally we have used Next Door Digital Geography. It allows neighborhoods to self-define their boundary and Next Door has a team that deals with any border dispute issues. The Charlotte-Mecklenburg Police Department (CMPD) has been involved with Next Door and we hope to use this resource citywide in the future.

Driggs: The Neighborhood Organization Contact list you are referring to is far out of date. It is hard to work from that list.

Storey: The list is managed by the Planning Department and we are looking at getting it in better condition.

Kinsey: I find that neighborhoods do not register their new officers each year.

Austin: Do we have an intentional effort to get out to the community to explain, "This is how the city or county government works?" I find that people are not understanding how this all comes together. Do we "in laymen's terms" explain how all this works?

Storey: Trying to connect the dots is a continual challenge for us. We do not go out and intentionally provide that training. If that is something of interest, we could explore this.

Autry: Did Community University become the neighborhood retreats?

Wideman: Community University was different. They offered training classes to help neighborhoods in several areas.

Austin: I think those would be helpful to feel connected.

Storey: We are calling this the 2015 NMG Re-Imagination and are working to ensure the program is relevant.

Presentation: NMG Program History  
Presentation: What We're Learning

Austin: How many times can they apply for a grant?

Storey: There are no limitations on the number of times an organization can participate. They have one year from the date of contract signing to complete the project and they cannot have two projects open at one time.

Austin: How much do we budget per year for these grants?

- Storey: We have approximately \$325,000. We have been able to invest that money in the community and in the last couple of years, have given out all of the money. This year we may fall short of funds and may need to hold contracts until the next fiscal year.
- Driggs: Are there neighborhoods that are much more aware of the program and access it more actively than others? Is this being equitably distributed or is it a matter of someone discovering how it works?
- Storey: This is one of the values of this process and logging the 950 grants we have. This map shows only 2011 to 2013. There are a series of maps that show the history of grant applications over time. Our coverage is growing and expanding, but having the maps allows us to see where we are not doing well. It gives us focused marketing for areas we are not reaching.  
Presentation: Stakeholder Engagement
- Austin: In the communities that are Hispanic, is language the barrier? Do we translate materials to Spanish?
- Storey: I do not have specific information about why we are challenged there. We do not currently translate our materials to Spanish and we do not have a large number of staff who are bilingual.  
Presentation: Stakeholder Questions  
Presentation: NMG Learnings  
Presentation: NMG Next Steps  
Presentation: NMG Feedback
- Austin: In those communities that are getting seven to nine grants, is it because the same person is applying each time or are they just great projects?
- Storey: It could be any number of things. Many of the neighborhood profile areas have multiple organizations. Sometimes when there is a change in organization leadership they get inspired to do something different.
- Austin: Do we provide a laundry list of things they can do with a NMG?
- Storey: We currently have six categories. There is more work to do to seed different project types within our NMG program. I think we need to showcase the neighborhoods that have been successful and use them as a resource or inspiration for other neighborhoods.
- Autry: It would be beneficial to have a grant program for communities to connect to utilities, such as sewer and water. It can be difficult for some folks, especially the retired on a fixed income in the eastern part of the city, to afford connection fees. We have a problem with equitable delivery of services.
- Storey: We have had conversations with Charlotte Water. Because of their structure as a revenue-generating department, they cannot provide grants. The Stonehaven community has private water service. There has been a grant request to pay for exploratory services for an engineering firm to map those lines, which is a high cost endeavor.

Driggs: I think a lot of what it takes to get people to learn and take interest is leadership. I noticed one of the places without a star is Leadership Training. I look at rezoning situations, when someone steps up and becomes the principle point of contact in communicating the interests of the neighbors during a rezoning. I see an analogy to this process when you have someone take the responsibility to inform and get people mobilized. Maybe the leadership training could be a means of accessing the neighborhoods that are not participating.

Storey: That is a great suggestion. This program is not about dollars, but about resources and opportunities.

Kinsey: District 1 takes advantage of this and at the neighborhood meetings I hear all good things about the program. They talk about going to the training on how to apply for grants.

Austin: I have never heard anything negative, just trying to figure out ways to access it more.

Storey: In July 2015, we will have the NBS Neighborhood Board Retreat. We have 21 neighborhoods that were not able to participate in the first retreat this year due to the large number of applicants (70). We are reaching out to those 21 neighborhoods first. In September 2015, we will host the Neighborhood Leadership Awards. I want to hear how you want to be involved or additional thoughts you have about those events.  
*(All the Council members commented they wanted to be invited.)*

It is important to note that you do not have to be NMG eligible to participate in the Board Retreat. That is a great opportunity for neighborhoods to develop some leadership and can help organizations that may be new or have had a change in structure.

Wall: Two great presentations from Neighborhood & Business Services showing the great work the department is doing.

Kinsey: This is very helpful because sometimes we do not know what is happening. We appreciate the update.

Wall: The next Committee meeting will be on June 10.

Meeting adjourned.

# City Council

## Housing and Neighborhood Development Committee

Wednesday, May 13, 2015

12:00 p.m.

Charlotte-Mecklenburg Government Center

Room – 280

**Committee Members:** Patsy Kinsey, Chair  
Al Austin, Vice Chair  
John Autry  
Ed Driggs  
LaWana Mayfield

**Staff Resource:** Ann Wall, Assistant City Manager  
Pamela Wideman, Deputy Director, Neighborhood & Business Services

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### AGENDA

#### I. Digital Inclusion Update (No Action Required)

The Committee will receive an update on the City's Digital Inclusion efforts. On January 26, 2015, Google announced that Charlotte had been chosen to receive its high speed internet service. Since that time, staff has been working with a group of public and private partners to address the digital divide and to ensure that all neighborhoods are aware of Google's and other service providers' internet offerings.

#### II. Community Engagement Program Updates (No Action Required)

Staff will provide an update on their research and national best practices on financial and technical assistance programs to support neighborhood revitalization and engagement.

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**Distribution:**

Mayor/Council  
Ron Carlee, City Manager  
City Executive Team  
Corporate Communications  
Anna Schleunes- City Attorney's Office  
Charlotte-Mecklenburg Coalition  
for Housing

Holly Eskridge  
Randy Harrington  
Phyllis Heath  
Fulton Meachem  
Fred Dodson  
Julie Porter  
Kim Graham  
Chief Rodney Monroe

Willie Ratchford  
Ledger Morrissette  
Patrick Mumford  
Pamela Wideman  
Tom Warshauer



## Digital Inclusion

Housing & Neighborhood Development Committee  
May 13, 2015



### Today's Presentation

- Provide update on Community's Digital Inclusion efforts
- No action requested



## What is Digital Inclusion

Digital inclusion is the process of building an environment where all people, especially those in underserved communities, have the resources to benefit from the internet in the home.

It requires **long-term commitment** and localized solutions. It also demands **multiple sectors working together**, including: local government, community organizations, businesses, education & learning institutions, faith community, foundations, healthcare, and individuals.

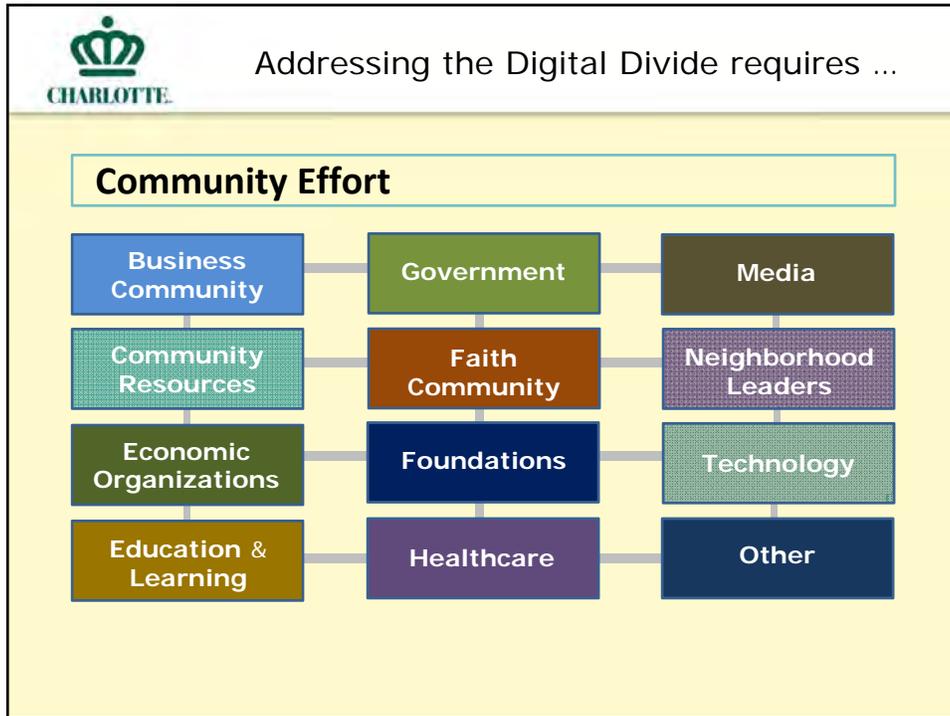


## Why This Matters

A connected Charlotte is .....

Educated - Engaged - Economically Viable

Inclusion & Equity	Civic Process	Neighborhood Revitalization	Economy of the Future
<ul style="list-style-type: none"> <li>All residents participate in 21<sup>st</sup> Century opportunities</li> <li>Broadband is a prerequisite for social &amp; economic inclusion</li> </ul>	<ul style="list-style-type: none"> <li>All voices are important</li> <li>Citizen engagement with local government will increasingly involve technology</li> </ul>	<ul style="list-style-type: none"> <li>All neighborhoods matter</li> <li>Neighborhood-level access positively influences neighborhood engagement and stability</li> </ul>	<ul style="list-style-type: none"> <li>Charlotte will be a next century city</li> <li>Jobs &amp; Industries of the future will be technology centric</li> </ul>

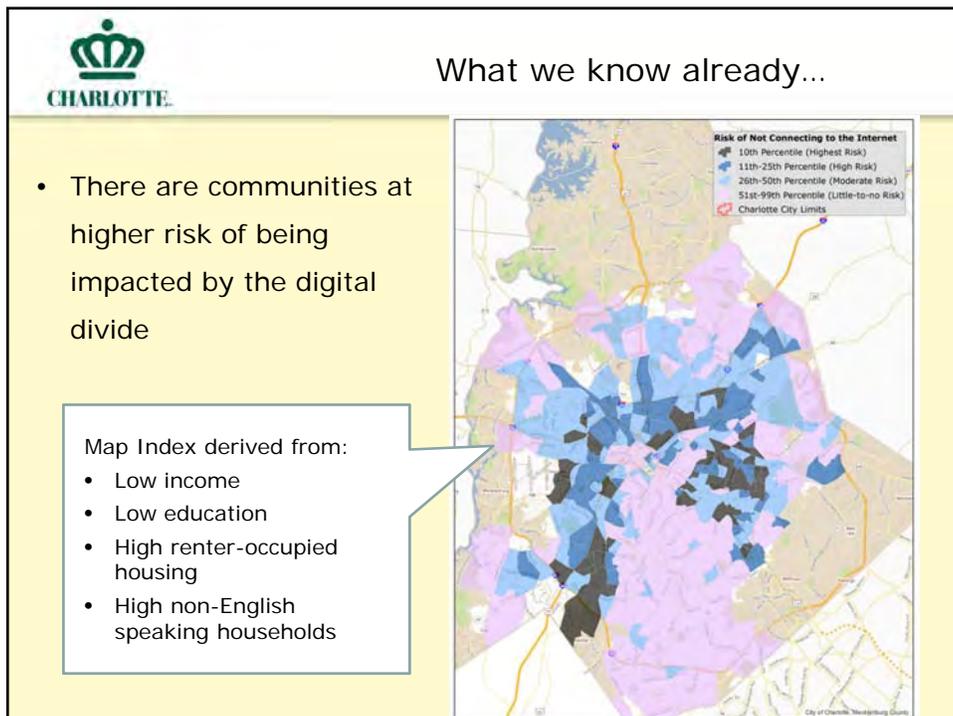


**Charlotte-Mecklenburg Library**

Libraries bridge the digital divide

- Last year, more than 900 library computers were used 809,309 times
- Last year, users connected to Library WiFi about 330,000 times
- **This year**, WiFi usage is up 26% from same period last year

**19%**  
of households do not have Internet access at home

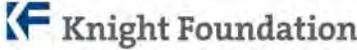


 Developing a Strategic Plan

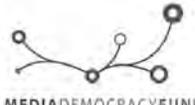
**Steering Team** **80+ Community Partners**





 Developing a Strategic Plan

**Path Forward**

- 
  - Hire Project Manager (Knight Foundation/Queens University)
  - Located at Library
- 
  - Map local Digital Inclusion landscape (Queens/Community Partners with support from NBS Community Engagement)
- 
  - Work with community and stakeholders to **develop and refine plan**
- 
  - Broaden outreach
  - **Implement plan**



## Stay Connected



#digitalcharlotte
REGISTER TODAY
LOGIN

  
TOOLS X

  
PARTNERS

  
PEOPLE

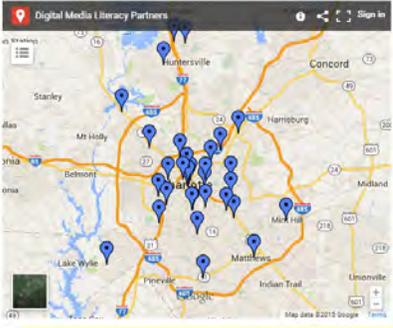
  
CHALLENGES

Digital Media Literacy for Everyone



Digital Charlotte connects groups promoting digital and media literacy including volunteers, students, the schools, the libraries, city government local industry, and local community services providers. As a resource guide, an educational space, and an arena for community-based activities, the website frames the greater Charlotte area as a connected learning laboratory.

### Where to Build Your Skills





## City's Role

- Initial Convener
  - Steering Team (Every two weeks)
  - Digital Inclusion Update Meetings (Every two months)
- Mapping support
- Messaging Digital Inclusion
  - National Night Out
  - Back to School Events
  - Neighborhood Board Retreat
  - Neighborhood Leadership Awards
- Other



Questions

**Frank Blair**

Director of Technology and Operations  
Charlotte Mecklenburg Public Library  
704.416.0403  
[fblair@cmlibrary.org](mailto:fblair@cmlibrary.org)

**Gail Whitcomb**

Community Engagement  
Neighborhood & Business Services  
704.336.5849  
[gwhitcomb@charlottenc.gov](mailto:gwhitcomb@charlottenc.gov)





## Community Engagement Program Updates

Neighborhood Financial and Technical Assistance Programs

Nicole R. Storey, AICP

Neighborhood & Community Partnerships Manager

5/14/2015



## Objectives

- Share neighborhood engagement learnings from peer city analysis
- Present overview for Charlotte's Neighborhood Matching Grant (NMG) re-imagination
- Receive feedback from Committee on neighborhood engagement, grants and future opportunities


Peer Cities

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- Peer City Survey conducted
- First comprehensive look at neighborhood programs since 1992
- 29 cities selected, 22 responded
- Peer City Selection criteria:
  - Known neighborhood engagement programs
  - Similar demographics
  - Frequent innovators
  - Surveyed through recent complementary efforts
    - National Citizen Survey (ICMA & NRC Inc.)
    - Budget & Evaluation CE Survey
    - Google Fiber Contenders
    - NMG Original Peer Cities




Peer Cities

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### 2015 NMG Peer Cities Surveyed

• Arlington, TX	• Dublin, OH	• Pittsburgh, PA
• Arlington County, VA	• Durham, NC	• Portland, OR
• Atlanta, GA	• Eugene, OR	• Raleigh, NC
• Austin, TX	• Garland, TX	• Rock Hill, SC
• Beaverton, OR	• Indianapolis, IN	• San Francisco, CA
• Carrollton, TX	• Kansas City, MO	• San Antonio, TX
• Chesapeake, VA	• Madison, WI	• Santa Monica, CA
• Chicago, IL	• Orlando, FL	• Seattle, WA
• Cleveland, OH	• Owasso, OK	• Tulsa, OK
• Denver, CO	• Phoenix, AZ	

*Indicates Peer City Survey Completed*



## What We Learned

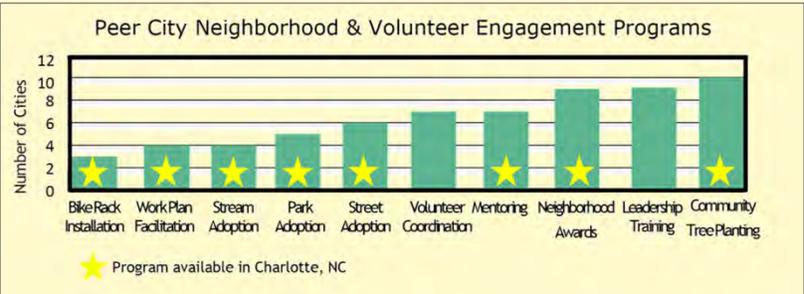
- **Neighborhood Engagement-** Most common community challenge
- **Grant Programs-**
  - 90% offer neighborhood grants
  - Most award 5-10 grants per year
  - Portland, Charlotte and Seattle 40+ grants per year
  - Grant value \$500 to \$30k, most < \$8,000
  - 40% offer business grant programs
- **Impact-** Peers struggling to measure program impact, resident quality of life



## What We Learned

- **Neighborhood Training-** 40% offer training & workshops
  - most conducted in-house, one or more times per year
  - Provide leadership development, meeting facilitation and organizational development skills with networking

Peer City Neighborhood & Volunteer Engagement Programs



Program	Number of Cities	Available in Charlotte, NC
Bike Rack Installation	3	Yes
Work Plan Facilitation	4	Yes
Stream Adoption	4	Yes
Park Adoption	5	Yes
Street Adoption	6	Yes
Volunteer Coordination	7	No
Mentoring	7	Yes
Neighborhood Awards	9	Yes
Leadership Training	9	No
Community Tree Planting	10	Yes

★ Program available in Charlotte, NC



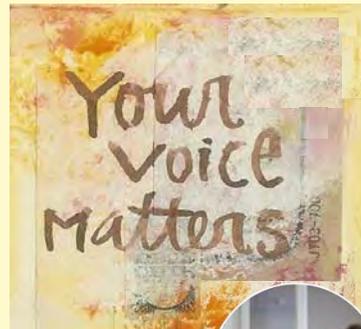
## Neighborhood Engagement Feedback

1. What needs are you hearing?
2. Additional cities for study?
3. Additional tools or opportunities?
4. Other feedback?



## 2015 NMG Re-Imagination

- Opportunity to
  - Assess where we're been
  - Review where we are today
  - Evaluate how best to move forward to ensure continued program relevance and success
- Process
  - Data Gathering & Analysis
  - Stakeholder Engagement
  - Program Enhancement





## NMG Program History

- December 1992  
 Neighborhood Matching Grants (NMG) Program Approved
  - Program Goals
    - Build capacity and participation in neighborhood-based residential & business associations
    - Allow neighborhoods to self determine improvement priorities
    - Leverage citizen involvement and resources to revitalize and reinvest in low & moderate income neighborhoods
    - Stimulate the development of partnerships between City and community groups
  - Eligibility
    - Low & Moderate Income Neighborhoods-1990 Census Tracts with Median Household Income (MHI) below \$31,873
  - Grant awards
    - \$25,000 maximum



## What We're Learning

### Internal Data Analysis

- 950 grant applications logged since 1993
- 317 unique neighborhoods
- 439 neighborhood or business organizations
- \$7,295 avg grant value
- 95% approval rate for submitted applications
- \$40,493 MHI 2011-2015 applicants

- Data being used to understand community defined priorities & opportunities

Grant Activity Requested	% of Total
Programming <small>(Athletic, Youth, Arts, Skills Training, etc)</small>	19.47%
Tree Banding	12.84%
Signage <small>(Community Branding, Crime Prevention, Traffic Calming)</small>	12.74%
Beautification	11.47%
Park/Playground/Athletic Field	6.32%
Fencing/Gate	5.26%
Marketing/Outreach	4.63%
Lighting	4.11%
Community Center	4.11%
Festival/Event	3.68%
Equipment	3.47%
Organizational Development	2.42%

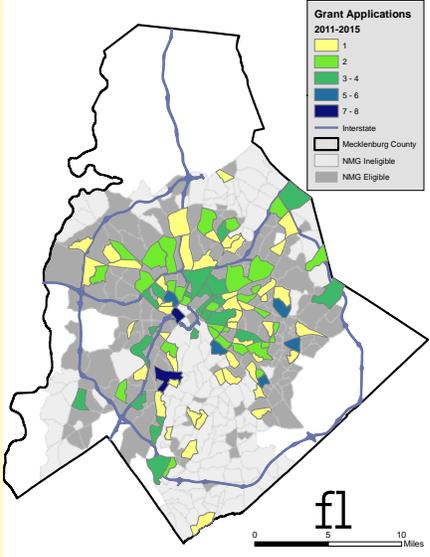
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**CHARLOTTE**

## What We're Learning

- Program participation is increasing & expanding
- Know where program is well subscribed and where more engagement is needed
- Neighborhoods characterized by higher disinvestment measures are more likely to participate, these include:
  - High drop out rate
  - High % of renters
  - Housing code violations
  - High vacancy rates
- As communities organize, NMG participation increases
- We're not doing as well in neighborhoods with higher Hispanic populations





**CHARLOTTE**

## Stakeholder Engagement

**Stakeholder Engagement Underway**

Feedback requested

- NMG program participants
- key staff & review committees
- engaged community residents
- elected officials

Input opportunities

- in-person interviews
- telephone interviews
- online surveys
- NBS Board Retreat interviews

68 Interviews Complete





## Stakeholder Questions

Sample questions:

1. What's going on in the community. What's positive, what are concerns?
2. What improvements would have greatest impact?
3. What is their experience with the NMG program, what did they like, what could be better?
4. What projects are being planned?
5. What partners have neighborhoods worked with or heard about?
6. What types of training would be beneficial, what format?



## NMG Learnings

- Program is beneficial
- Application process can be challenging, increase ease of use
- Ensure no neighborhood gets left behind
- Use data to better direct services
- Departments & community partners want to engage neighborhoods
- Need more neighborhood related training opportunities
- Consider new activities – digital, aging, connection to schools, connections to business districts, improvements to private property



## NMG Next Steps

- Complete stakeholder engagement
  - Council feedback
  - more interviews
  - public meetings
  - data driven outreach
- Present recommendations for program enhancement
- Update program materials
- Develop and implement marketing & Promotion strategy



## NMG Feedback

1. What feedback are you hearing?
2. What improvements or changes would you recommend?
3. Is eligibility sufficient?
4. Should any initiatives be further incented?
5. Other feedback?



## Upcoming Events



- July 2015  
NBS Neighborhood Board  
Retreat



- September 2015  
Neighborhood Leadership  
Awards



## Upcoming Event Feedback

1. Planning is underway, what improvements are desired?
2. How do you want to be involved?
3. Other feedback?



Charlotte City Council  
**COMMUNITY SAFETY  
COMMITTEE**

Meeting Summary for May 26, 2015

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## COMMITTEE AGENDA TOPICS

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- I. Subject:**        **Dance Hall Ordinance**  
**Action:**            The Committee directed staff to research ways to strengthen the Ordinance.

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## COMMITTEE INFORMATION

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Present:            Claire Fallon, Barnes, Phipps, Al Austin, and Kenny Smith  
Time:                1:30 pm – 1:50 pm

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## ATTACHMENTS

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1. Agenda Package
2. Dance Hall Ordinance.ppt

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## DISCUSSION HIGHLIGHTS

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Chairwoman Fallon called the meeting to order and asked everyone in the room to introduce themselves. She then turned it over to Assistant City Manager Ann Wall.

**I.        Dance Hall Ordinance**

Ms. Wall thanked the Committee for gathering for this special Committee meeting. She stated that the Dance Hall Ordinance was referred back to the Committee at the May 11 Council meeting. She then turned it over to Major Voorhees. Major Voorhees began reviewing the “Dance Hall Ordinance presentation (copy attached). He reviewed the issues the ordinance attempts to address and discussed how the ordinance is enforced. The key to this ordinance is CMPD uses this as a prevention tool for illegal clubs. Greensboro and Winston Salem also use a Dance Hall Ordinance.

Austin: Do their ordinances have the same language as ours? Have they been challenged?

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# Community Safety Committee

Meeting Summary for May 26, 2015

Page 2 of 2

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Rusty Perlungher: I am unaware of any legal challenges to their ordinances. Greensboro's ordinance is more a regulatory scheme with regards to a security requirement. It has a minimum security requirement of either two off-duty officers or two licensed armed security officers. Winston Salem's ordinance is shorter but has a similar permitting requirement in that in order to hold a public dance they are required to have a permit before operating.

Major Voorhees continued reviewing the presentation and discussed ways CMPD finds out about parties being advertised, which allows them to be proactive and attempt to meet with the party promoters, etc. He reviewed the number of violations and showed an example of a flyer that promotes an illegal dance. Mr. Perlungher then read through the amendment the staff is recommending Council adopt.

Fallon: Does this apply to proms at the Mint Museum or a hotel?

Perlungher: A prom would not be open to the public. Plus those locations would be regulated under an ABC permit.

Smith: What about the Atrium at Founders Hall?

Perlungher: Founders Hall has to be closed by midnight and doesn't fall under the ordinance.

Fallon: What happens if we do not have this ordinance?

Voorhees: We would lose a great tool and would not have the authority to stop the illegal parties quickly.

Council member Barnes made a motion and was seconded by Council member Austin to recommend the amended ordinance be forwarded to City Council at their next meeting for approval. (*Motion passed unanimously*)

Chairwoman Fallon adjourned the meeting at 1:50 p.m.

**Community Safety Committee**  
**Tuesday, May 26, 2015; 1:30 p.m. –2:30 p.m.**  
**Room CH-14**

Committee Members: Claire Fallon, Chair  
Michael Barnes, Vice Chair  
Al Austin  
Greg Phipps  
Kenny Smith

Staff Resource: Ann Wall, Assistant City Manager

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**AGENDA**

**I. Dance Hall Ordinance**

*Staff Resource: Rusty Perlungher, Police Attorney's Office*

At the May 11 Council meeting, the Council referred this item back to the Community Safety Committee to continue a review of the Dance Hall Ordinance. Staff will provide a presentation to explain the purpose and intent of the Dance Hall Ordinance, to provide examples of dance halls and enforcement and to explain the suggested revisions.

*Action: Recommend to Council for approval.*

**Next Meeting:** Thursday, June 11 at Noon, Room 280

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Distribution: Mayor/City Council  
Bob Hagemann  
Jon Hannan

Ron Carlee, City Manager  
Stephanie Kelly  
Thomas Powers

Leadership Team  
Rodney Monroe  
Tracy Evans



Community Safety Committee  
May 26, 2015

# Dance Hall Ordinance



## Issues

- Bars and nightclubs staying open past 2:30 AM
- Parties/Events that are one time or infrequent where there is no ABC permit

2



## Dance Hall Ordinance

- Regulates ABC establishments after hours
- Helps regulate other unlicensed dances, events, and illegal clubs
- Gives enforcement authority to local police

3



## Dance Hall Ordinance

- Gives CMPD a tool to work with promoters and event sponsors and nightclubs to conduct events in a safe and responsible manner
- One of several ordinances used.
- Prevention: CMPD utilizes the ordinance to promote lawful voluntary compliance and address public safety concerns

4



## Dance Hall Ordinance

- NC G.S. 160A-181 gives authority to cities to license, prohibit and regulate dance halls.
- CMPD found other ordinances in:
  - Greensboro
  - Winston Salem

5



## Dance Hall Ordinance

- Application and permit fees cover 100% of the cost of the program
- Effective tool to use in working with club owners and operators

6



## Dance Hall Ordinance

- Permitted Dance Halls

935, 935 S. Summit Avenue

Scorpio Lounge, 2301 Freedom Drive

Daisy Dooks/Cameo's, 3049 Scott Futrell Drive

Crystals on the Plaza, 3018 The Plaza

Mi reina Bar Billards, 2843 Eastway Drive

La Zima, 111 Eastway Drive

Las Mamacitas, 215 East Sugar Creek Road

Label Charlotte, 900 NC Music Factory Blvd.

Indomable Sports Bar, 225 E. Sugar Creek Road

7



## Dance Hall Ordinance

- Most licensed clubs comply with dance hall ordinance
- Most enforcement is for illegal clubs
- Illegal clubs generate calls for service and community complaints

8



## Dance Hall Ordinance

- Parties are advertised via social media (Kik, Twitter, Instagram)
- CMPD is alerted through flyers, community tips, and officer observation

9



## Dance Hall Ordinance

- CMPD is proactive when scheduled events are known in advance to ensure:
  - Youth protection
  - Security
  - Accountability-Who is in charge?

10



## Dance Hall Enforcement

Based on calls for service, complaints, community concerns, the dance hall ordinance provides for:

- immediate action to close down an event
- Prevent future occurrences
- Holding people accountable for illegal events

11



## Dancehall Violations

	2011	2012	2013	2014
Licensed	2	2	0	0
Unlicensed	6	5	3	6

12



## Dance Hall Violations

2014

- CMPD responded to complaints that a barber shop was being run as a nightclub.

2013

- Shooting victim at hospital said he was shot at 1301 Commercial Avenue. Search warrant issued and guns, DJ equipment, stripper pole inside. The location was being run as an illegal club.
- CMPD officers heard gunshots and responded to a party on Orr Road. Learned the party was advertised on Instagram. CMPD utilized the dance hall ordinance to close down the event

13



## Example of Flyer



14



## Dance Hall Ordinance



15



## Dance Hall Ordinance

- Amendment to Dance Hall Ordinance
  - Change definition of “dance hall” in response to District Court Order which declared the Dance Hall Ordinance unconstitutionally vague and overbroad
  - Removes locations identified in Court’s Order without excluding locations that operate as dance halls
  - Adds exception for *bona fide* non-profit charitable organizations such as a 501(c)(3)
  - Clarified exemption for ABC permitted locations

16



## Dance Hall Ordinance

*Dance hall* means any place or area of property where a dance(s) open to the public is held which allows admission by payment of a direct or indirect charge, fee, donation, or any form of consideration, or by the purchase, possession, or presentation of a ticket or token.

Notwithstanding the foregoing, a "dance hall" does not include: (i) a private residence or residential facility from which the general public is excluded. A private residence does not include a structure primarily designed as a warehouse or storage structure, regardless of whether an individual is living within the structure; (ii) a place owned and operated by the federal, state, or local government; (iii) a public or private elementary school, middle school, high school, college, or university; (iv) a place owned or operated by a bona fide religious or charitable organization, created, organized, existing, and recognized as such pursuant to all applicable laws; or (v) any establishment or place that is regulated by the alcoholic beverage control laws as set forth in G.S. Ch. 18B, provided that it does not remain open or operate between the hours of 2:30 A.M and 7:00 A.M.

17



## Dance Hall Ordinances

- The Committee is requested to forward the following recommendations to the full City Council:
  - Amendment to Dance Hall Ordinance definition of Dance Hall
- Questions

18



Charlotte City Council

## Environment Committee

Meeting Summary for June 10, 2015

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### COMMITTEE AGENDA TOPICS

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- I.     **Subject:**        **Charlotte Water’s Major Capital Projects**  
          Action:        None
- II.    **Subject:**        **Update on Environment Focus Area Plan**  
          Action:        None

### COMMITTEE INFORMATION

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Present:                John Autry, David Howard, Claire Fallon and Kenny Smith  
Time:                    2:00 p.m. to 3:10 p.m.

### ATTACHMENTS

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1. Agenda Package
2. Upcoming Projects Related to System Capacity.ppt

### DISCUSSION HIGHLIGHTS

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Chairman Autry called the meeting to order and asked everyone in the room to introduce themselves. He then turned it over to Assistant City Manager Hyong Yi.

I.     **Charlotte Water’s Major Capital Projects**

Mr. Yi stated that staff has been asked to present to this Committee information on large Charlotte Water projects that will be coming to the Council for consideration. He then turned it over to Carl Wilson from Charlotte Water. Mr. Wilson talked about three large-scale upcoming projects related to system capacity. Those projects are Briar Creek Relief Sewer, Irwin Creek WWTP Improvements, and Taggart Creek Relief Sewer. Mr. Wilson began reviewing the “Upcoming Projects Related to System Capacity” presentation (copy attached). He discussed the EPA consent order capacity requirement and reviewed a map showing a 2-year level of service

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# Environment Committee

## Meeting Summary for June 10, 2015

Page 2 of 2

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for our system during rain events. Mr. Wilson reviewed Phase 3 of the Briar Creek Relief Sewer Project.

Howard: Will this phase 3 affect streets or interrupt traffic?

Gullet: You are thinking about a water line. These are sewer lines and they follow creeks and are generally off roads, except in rare areas that there physically is no room and we have to go in front of a house.

Mr. Wilson went on to review the slides related to the Irwin Creek WWTP improvements. He discussed the project background, the different phases of improvements as well as the sustainable features they are installing.

Fallon: Have the contracts been awarded already? Is \$40M in stone?

Wilson: No, contracts have not been awarded yet. The \$40M is based on estimates.

Howard: This project is due to us anticipating growth. How much capacity is there? How far out into the future are you looking in each area? I am thinking of the airport and wondering if this capacity will take care of the anticipated growth.

Gullet: Basically, if we do not do a combination of these projects we will be in trouble. The growth is coming. The project at Irwin Creek does not increase the capacity of the plant, but it makes the plant more reliable at those sewer flows. It is old and the equipment is not capable of operating at full capacity. The pipeline aspects are also old and too small to sustain future growth. It is a combination of replacing and planning. We have a master planning process that uses a scheduled sequence approach so we do not overbuild, but we can accommodate the likely development for this area. The master plan continuously gets updated.

Mr. Wilson continued with his presentation and reviewed the slides related to the Taggart Creek Relief Sewer project. Mr. Autry thanked them for their good work and their presentation and with no further questions asked to move to the next item.

## **II. Update on Environment Focus Area Plan**

Mr. Yi introduced Rob Phocas and stated that Mr. Phocas will provide an update on the implementation of the Focus Area Plan. Mr. Phocas reviewed the “Charlotte as an Environmental Leader” presentation (copy attached). He reviewed the five major focus area initiatives and talked about how they will be implemented internally. He showed the Committee the newly developed environmental dashboard and reviewed the key projects that the City is working on and participating in. The Committee requested the presentation be emailed to them directly since their handouts were a little hard to read. Chairman Autry thanked Rob for the presentation and the Committee praised staff for the work they are doing around the environment.

Meeting was adjourned at 3:10 p.m.