

Mayor Anthony Foxx

Michael D. Barnes
Dr. Jason Burgess
Nancy Carter
Warren Cooksey
Andy Dulin

Mayor Pro Tem Patrick D. Cannon

David L. Howard
Patsy Kinsey
James Mitchell, Jr.
Edwin Peacock III
Warren Turner

CITY COUNCIL MEETING
Monday, August 23, 2010

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

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46	41	Brownfield Community-Wide Assessment Grant
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CITY COUNCIL AGENDA
Monday, August 23, 2010

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3:00 P.M. City Attorney's Evaluation Room CH-14

5:00 P.M. DINNER BRIEFING CONFERENCE CENTER

1. Mayor & Council Consent Item Questions

Resource: Jim Schumacher, City Manager's Office

Time: 5 minutes

Synopsis

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

2. Federal Legislative Update

Resources: Dana Fenton, City Manager's Office
Rich Gold, Holland & Knight
Lisa Tofil, Holland & Knight

Time: 30 minutes

Synopsis

- Holland & Knight, the City's federal lobbyist, will discuss the City's recent accomplishments, the political environment in Congress, the status of current earmarks, and possible objectives for the next fiscal year.
- After a 15 minute presentation, Council may ask questions and discuss the City's priorities for federal assistance.

Future Action

In September, the Governmental Affairs Committee will review the contract for federal representation and begin process for identifying next year's legislative objectives.

3. Energy Grant Projects Update

Resource: Rob Phocas, City Manager's Office

Time: 20 minutes

Explanation

- On April 26, 2010, City Council accepted the \$6,530,100 Energy Efficiency and Conservation Block Grant (EECBG) from the U.S. Department of Energy.
- The City's grant application included a number of specific projects, falling into the following categories:

- Energy investments in revitalization areas
- Neighborhood energy challenge
- Catalyst projects
- Air quality specific projects
- Public building energy efficiency and energy strategy implementation
- The projects were developed with the assistance and advice of the City's Energy Partners and with input from citizens through two public forums and an online community survey.
- Staff will brief Council on the status of implementing the City's EECBG projects.

Future Action

No action required.

4. Answers to Mayor and Council Consent Item Questions

Resource: Jim Schumacher, City Manager's Office

Time: 10 minutes

Synopsis

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

6:15 P.M. Council Adjourns to TV Studio for Photo

6:30 P.M. CITIZENS' FORUM

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

5. Junior League of Charlotte 85th Anniversary

Action: Mayor Foxx to present Junior League of Charlotte members with a proclamation in recognition of the Junior League of Charlotte's 85th anniversary.

6. Dilworth Community Development Association Home Tour

Action: Mayor Foxx to recognize David Matvey. On behalf of the Dilworth Community Development Association, Mr. Matvey would like to thank Council for their public service and invite Council to the 2010 Dilworth Home Tour.

7. American Cancer Society Relay for Life

Action: Mayor Foxx to recognize American Cancer Society representatives, Brooke Moose and Jen Pearson, who will discuss the results of the 2010 Relay for Life season and how the Council can get involved in the 2011 efforts.

CONSENT

- 8. Consent agenda items 20 through 75 may be considered in one motion except those items removed by a Council member. Items are removed by notifying the City Clerk before the meeting.**

PUBLIC HEARING

9. Public Hearing on Voluntary Annexation

Action: **A. Conduct a public hearing for the Brantley Oaks Common Area voluntary annexation petition, and**

B. Adopt an ordinance with an effective date of December 31, 2010 to extend the corporate limits to include this property.

Staff Resource: Bryman Suttle, Planning

Policy

City Annexation Policy and State Annexation Statutes

Explanation

- The purpose of the public hearing is to obtain community input on the proposed voluntary annexation.
- The date for public hearing was set by City Council on July 26, 2010.
- The voluntary annexation petition was received from the Brantley Oaks Homeowners Association for one tract of land immediately adjacent to the current City boundaries.
- The tract of land is located at 5108 Witham Passage (PID 105-311-09).
- The petitioner wishes to incorporate the Brantley Oaks common area into the City of Charlotte given that the majority of the Brantley Oaks community was annexed by the City on June 30, 2009.
- Annexation ordinance establishes an effective annexation date of December 31, 2010.

Consistent with City Council Policies

- Requested Annexation:
 - Is consistent with voluntary annexation policies adopted by City Council on March 24, 2003
 - Will not adversely affect the City's ability to undertake future annexations
 - Will not negatively impact City finances or services
 - Will not create pockets of unincorporated land surrounded by properties that are within the City's corporate limits

Attachment 1

Annexation Ordinance

Map

10. Public Hearing on 2011 Annexation Process

Action: Hold public hearings for the annexation of the following areas:

1. Rhyne
2. Whitehall
3. Camp Stewart South

Staff Resource: Jonathan Wells, Planning

Policy

City Annexation Policy and State Annexation Statutes

Public Hearing

- The purpose of the public hearings (required by state annexation statutes) is to obtain community input on the annexation proposals.
- During each hearing, staff explains how each annexation area qualifies and plans for City services in the annexation areas.
- Following the explanation, residents and property owners will be given an opportunity to be heard by City Council.

Next Action

- Consideration of the annexation ordinances for the qualifying areas will be scheduled for the November 22, 2010 Council meeting.

Reports Available

- Official Annexation Reports may be viewed by Council in either the City Clerk's office or in the Planning Department.
- Annexation reports may also be viewed on Planning's website at www.charlotteplanning.org under Annexation.

Consistency with City Council Policies

- Annexation process and proposed annexation areas are consistent with City-initiated annexation policies approved by City Council on June 23, 2003.
- Annexation effective date is recommended to be June 30, 2011.
- The City will provide reasonable and timely annexation information to owners of affected properties.

Previous Actions

- Annexation qualifying areas adopted on June 14, 2010 by City Council with the Resolution of Intent are Rhyne, Whitehall, and Camp Stewart South.
- The Resolution of Intent also established August 23, 2010 as the date for the annexation public hearings.
- The annexation public information meeting was held on August 5, 2010 and approximately 20 citizens participated.

Attachment 2

Summary of August 5, 2010 annexation public information meeting

11. Public Hearing on Analysis of Impediments to Fair Housing Choice 2010

Action: Conduct a public hearing on the proposed Analysis of Impediments to Fair Housing Choice 2010 Update.

Staff Resources: Willie Ratchford, Community Relations Committee
Richard Woodcock, Neighborhood & Business Services

Policy

- The Department of Housing and Urban Development (HUD) requires that jurisdictions receiving Community Development Block Grant entitlement funding conduct an Analysis of Impediments (AI) to Fair Housing Choice Update on a five-year cycle, which is in alignment with the five-year Consolidated Plan.

Explanation

- The AI is a review of impediments or barriers that affect the rights of fair housing choice. It covers public and private policies, practices, and procedures affecting housing choice.
- Impediments to fair housing choice are defined as any actions, omissions, or decisions that restrict, or have the effect of restricting, the availability of housing choices, based on race, color, religion, sex, disability, familial status, or national origin.
- The AI serves as the basis for fair housing planning, provides information to policy makers, administrative staff, housing providers, lenders, and fair housing advocates, and assists in building public support for fair housing efforts.

Community Input

- The City informed the public that a draft of the AI was available for review and comment in advertisements in La Noticia (July 21, 2010) and The Charlotte Observer (July 22, 2010). A draft of the AI was placed on the City of Charlotte's website and draft copies of the AI's Executive Summary (in English and Spanish) were placed at the following locations for public review and comment (review period July 22, 2010 – August 5, 2010):
 - Neighborhood & Business Services
 - Charlotte Housing Authority
 - The Belmont Regional Center
 - Charlotte-Mecklenburg Main Library
 - Freedom Regional Library
 - Hickory Grove Library
 - Independence Regional Library
 - Plaza-Midwood Library
 - Sugar Creek Library
 - West Boulevard Library
- No comments from the public were received on the draft report.

Next Steps

- City Council will be requested to adopt the Analysis of Impediments to Fair Housing Choice 2010 on September 13, 2010.
- The report will be submitted to HUD on September 16, 2010.

Attachment 3

Analysis of Impediments to Fair Housing Choice 2010 Findings and Recommendations

12. Public Hearing on FY2011 General Obligation Bond Referendum

- Action:**
- A. Conduct a public hearing on the adoption of bond orders authorizing the General Obligation Bond Referendum for November 2, 2010**
 - B. Adopt bond orders introduced for \$156,600,000 of Street Bonds, \$32,000,000 of Neighborhood Improvement Bonds and \$15,000,000 of Housing Bonds, and**
 - C. Adopt a resolution setting the General Obligation Bond Referendum for November 2, 2010.**

Staff Resource: Scott Greer, Finance

Explanation

- This action does the following:
 - Hold and close a public hearing
 - Adopt bond orders for \$156,600,000 of Street Bonds, \$32,000,000 of Neighborhood Improvement Bonds, and \$15,000,000 of Housing Bonds
 - Adopt a resolution setting the bond referendum for November 2, 2010 and direct staff to publish notice of the referendum
- Once adopted, the bond orders will authorize a tax sufficient to pay the annual principal and interest on the bonds. The existing tax rate adopted by Council in June 2010 is projected to be sufficient to pay the debt service on these bonds when they are issued.
- The City's FY2011-FY2015 Capital Investment Plan includes projects to be funded by these bonds.
- This is the last Council action prior to the bond referendum. Council will be asked to certify the referendum results at a meeting after November 2, 2010.

Previous Actions

- On June 7, 2010, Council adopted the FY2011 budget and FY2011-FY2015 Capital Investment Plan, which included a \$203.6 million bond referendum in 2010.
- On June 28, 2010, Council approved resolutions authorizing staff to proceed with the actions necessary to conduct a general obligation bond referendum.
- On July 26, 2010, Council introduced three bond orders and set a public hearing for August, 23 2010.

Funding

Municipal Debt Service Fund

Attachment 4

Closing of Public Hearing
Bond Orders
Resolution

Bond Referendum Notice
List of Projects

POLICY

13. City Manager's Report

14. Centers, Corridors and Wedges Growth Framework



Action: Approve the Transportation & Planning Committee recommendation concerning the Centers, Corridors and Wedges Growth Framework.

Committee Chair: David Howard

Staff Resource: Gareth Johnson, Planning

Explanation

- The Centers and Corridors concept was first introduced in 1994 as a tool to help identify a conceptual growth framework for the community.
- Since that time, much has changed in our community and there is a need to clearly define the concept and its role in helping to shape future development.
- In late 2008, staff began a process to update and expand on the original Centers and Corridors concept.
- The updated concept, the Centers, Corridors and Wedges Growth Framework, establishes a vision for future growth and development by:
 - Identifying three geographic areas in Charlotte - Activity Centers, Growth Corridors and Wedges
 - Outlining the desired characteristics of each of these geographic areas:
 - Activity Centers are focal points of economic activity, typically with concentrations of development. There are three types of Activity Centers – Center City, Mixed Use Activity Centers, and Industrial Centers. Today there are 22 Activity Centers. Many of these have the capacity for significant new growth in conjunction with enhancements to supporting infrastructure.
 - Growth Corridors stretch from Center City to the edge of Charlotte. Today they encompass a wide variety of places, from historic neighborhoods to employment and shopping districts. Many places within Growth Corridors, particularly the Transit Station Areas, are appropriate for significant new growth. Some areas within Growth Corridors, like established neighborhoods, may not be appropriate for new growth. Growth Corridors include four subareas:
 - Transit Station Areas
 - Established Neighborhoods
 - Interchange Areas
 - General Corridors Areas
 - Wedges are the large areas between the Growth Corridors consisting of mainly low density housing with a limited amount of moderate density housing and supporting facilities and services.
- Major changes to the updated concept include:
 - Redefined the concept as a vision for future growth and development
 - Added a goal statement and guiding principles
 - Added an explanation of how Centers, Corridors and Wedges should be used. In particular, the document now emphasizes that adopted area

- plans will continue to provide specific guidance for development decisions, such as Council consideration of rezoning requests
- Identified three types of Activity Centers
- Identified subareas of Growth Corridors, particularly the subarea for Established Neighborhoods. Guidance for ensuring these neighborhoods are protected and enhanced in the future is a key part of the updated document
- Expanded guidance for Wedges
- Provided more guidance for integrating land use and transportation
- Added guidance for infrastructure, public facilities, urban design and the natural environment
- Added a glossary of planning terms

Public Input Opportunities

- Three public meetings were held in the fall of 2008 to kick-off the update process.
- A 45-member Citizen Advisory Group worked with staff from December 2008 through January 2010 to refine the policy document.
- An online survey was available from October 2008 through January 2009 with 154 responses.
- A final Public Workshop was held on April 20, 2010.
- Public comment to the Planning Commission was invited on May 3, 2010; however, there were no citizen comments.
- Public comment to the City Council was held on June 14. Two people spoke. Discussion items included the boundaries of Center City and the importance of providing facilities for bicycling in Center City. A copy of the framework was included in the June 14 agenda. The May 2010 draft framework and proposed changes may also be found on the City's website:
<http://www.charmeck.org/Departments/Planning/Area+Planning/Centers+Corridors+and+Wedges/Home.htm>.

Charlotte-Mecklenburg Planning Commission

- The Planning Commission held a special meeting on May 3, 2010 to receive public comments on the Centers, Corridors and Wedges Growth Framework draft document. Although there were no speakers at the meeting, the Commission did discuss:
 - The draft document at length, and requested that staff provide them additional information at their June meeting including:
 - Boundaries of Free Trade Zones and State Economic Development Zones
 - Clarification on how various policy documents fit together and how the Centers, Corridors and Wedges document will be used
 - Clarification of how the Activity Centers and Growth Corridors were identified and how they connect to each other
 - Explanation of the overall vision and plan for the community
- The Planning Commission reviewed the draft document at their June 7, 2010 meeting and unanimously recommended adoption. The discussion focused on responses to questions raised at the Commission's May meeting, including:
 - How the Centers, Corridors and Wedges concept addresses economic development
 - How the boundaries of Activity Centers and Growth Corridors were established
 - How Comprehensive Planning is accomplished
 - How the Growth Framework will be used in area planning

- One Commissioner recommended that staff develop an explanation of how all the City's various plans and policy documents fit together.

Transportation and Planning Committee

- City Council's Transportation & Planning Committee received an update on the Centers, Corridors and Wedges Growth Framework at their March 25, 2010 meeting and a more in depth overview at their May 10, 2010 meeting. At these two meetings the Committee discussed:
 - The protection of established neighborhoods in Growth Corridors
 - How Corridors are defined
 - The need to clarify that density in the Wedges is lower than in Activity Centers and Growth Corridors
 - Density levels for the intown portions of Wedges
 - The possible use of Centers, Corridors and Wedges at a regional level.
- The Committee voted unanimously (Howard, Barnes, Kinsey and Cooksey) to forward the document to Council for public comment on June 14.
- The Transportation & Planning Committee met on June 24, but deferred action after discussion about the location of established neighborhoods within Growth Corridors.
- The Committee met on July 26 and voted unanimously (Howard, Barnes, Kinsey and Cooksey) to recommend adoption of the draft document with four revisions. The revisions are attached.

Attachment 5

Proposed Changes to May 2010 Draft

BUSINESS

15. Student Energy Internship and Fellowship Program Grant



Action: **A. Accept a Student Energy Internship and Fellowship Program grant from the North Carolina Department of Commerce, Energy Division, in the amount of \$425,359, and**

B. Adopt a budget ordinance appropriating \$425,359 for a Student Energy Internship and Fellowship Program.

Staff Resources: Alicia Davison, City Manager's Office
 Robert Phocas, City Manager's Office

Explanation

- On March 8, 2010, City Council authorized the City Manager to submit a proposal for interns and/or fellows through the North Carolina State Energy Office's Student Energy Internship and Fellowship Program, which is funded under the American Recovery and Reinvestment Act.
- On July 20, 2010, the State Energy Office notified the City that it had been awarded a grant in the amount of \$425,359 to fund its proposal.
- The City will hire approximately 13 part-time interns at a rate of \$12 per hour and four full-time fellows at a rate of \$20 per hour, in partnership with Davidson College, Johnson C. Smith University, and UNC-Charlotte over an 18-month time period. The City is exploring with the State Energy Office the addition of Queens University.
- The City and its academic partners will recruit candidates for internships and fellowships to be assigned to work in one of seven departments:
 - Neighborhood & Business Services
 - City Manager's Office
 - CATS
 - Engineering and Property Management
 - Charlotte Mecklenburg Utilities
 - Aviation
 - Business Support Services
- The interns and fellows will be involved in projects that address:
 - Energy Efficiency and Conservation Block Grant implementation, tracking, and reporting
 - Neighborhood-level energy solutions
 - Assessing energy use and developing energy savings strategies at Charlotte Douglas International Airport
 - Reducing energy demand in wastewater treatment
- The grant will fully cover all personnel costs of the interns and fellows.
- The internships and fellowships must be concluded by April 30, 2012.

Funding

General Stimulus Fund

Attachment 6

Budget Ordinance

16. Lead Based Paint Hazard Reduction Contract for Weyland I Apartments



Action: Award low bid contracts totaling \$1,489,360 for Lead Hazard Reduction at Weyland I Apartments as follows:

Jasper Environmental

- Project A Phase I - \$163,152 for 18 units
- Project A Phase II - \$235,664 for 26 units
- Project C Phase I - \$255,220 for 28 units
- Project C Phase II - \$109,380 for 12 units

Schultz Construction

- Project B Phase I - \$256,470 for 30 units
- Project B Phase II - \$136,784 for 16 units
- Project D Phase I - \$175,100 for 20 units
- Project D Phase II - \$157,590 for 18 units

Staff Resource: Diane Adams, Neighborhood & Business Services

Explanation

- On May 26, 2009, City Council approved the appropriation of an American Recovery and Reinvestment Act (ARRA) grant from the United States Department of Housing and Urban Development (HUD) Office of Healthy Homes and Lead Hazard Control in the amount of \$2,999,903.
- The HUD grant requires lead hazard reduction at a total of 275 units over the course of three years, with 50% of the grant expended within two years.
- The Weyland I Apartment project will reduce lead hazards at 168 two-bedroom apartments.
- The Weyland I Apartments consist of a set of two, four, six, and eight-unit buildings located between the 2700 block of Seabrook Drive, the 2000 block of Weyland Ave. and the 2900 block of Greenland Ave. in the Ashley Park Neighborhood.
- The apartments must be occupied by families earning \$53,200 (80% or less than the area median income for a family of four) and at least 50% of the units must be occupied by families earning under \$33,250 (50% of the area median income for a family of four).
- The City will be providing the funds to the apartment building owner in the form of a grant and the units must remain affordable for a period of three years.
- Affordability will be ensured through a deed restriction and annual monitoring of the occupants.
- The lead hazard reduction program is part of the City's housing rehabilitation program which works to preserve existing housing stock, meet a critical need in the community, create construction jobs and promote energy conservation techniques.
- The work performed under the contract will begin on September 13, 2010 and be completed by February 28, 2011.
- The work includes removing and replacing entrance doors, removing and replacing siding on the gables, interim controls of all interior doors and frames, cleaning the floors, soffits and overhangs, removing and replacing crawlspace doors and removal of existing gutters and new gutter installation.

- The project was solicited by an Invitation to Bid in accordance with the City of Charlotte procurement policies and North Carolina General Statutes. The job will be awarded in four projects, each project consisting of two phases. Successful completion of Phase I will result in a Phase II contract for each project.

Selection Process

- The City received seven proposals in response to an Invitation to Bid posted on June 3, 2010.
- There was thorough evaluation by the Neighborhood & Business Services staff.
- The Bid Proposals were reviewed based on the contractors':
 - Qualifications
 - Experience
 - Capacity
 - Approach
 - Ability to follow the proposal format
 - Proper completion and inclusion of the forms that were included with the invitation, at the pre-bid conference, and addenda
 - Value
- The review committee recommends Jasper Environmental and Schultz Construction for the project based on the above criteria.

Small Business Opportunity

No SBE goal was set for this contract because the City is required to adhere to a HUD structured program that establishes a 10% goal.

Funding

General Stimulus Fund

17. Energy Improvements at Charlotte-Mecklenburg Utilities Administration Building and Old City Hall



Action: Award a contract in the amount of \$179,500 to Professional Engineering Associates, P.A. for the design of energy efficiency improvements for the Charlotte Mecklenburg Utilities' Administration Building and Old City Hall.

Staff Resource: Jeff Furr, Engineering & Property Management

Explanation

- On November 23, 2009, City Council authorized the submittal of the City's Energy Efficiency and Conservation Block Grant (EECBG) application to the U.S. Department of Energy in the amount of \$6,530,100.
- On April 26, 2010, City Council authorized the City Manager to accept \$6,530,100 from the U.S. Department of Energy through the EECBG program.
- The projects proposed in the City's application were developed with input from the public, community partners and staff, and included 17 energy efficiency projects.
- Two of the 17 projects are energy efficiency improvements at Charlotte-Mecklenburg Utilities Administration Building and Old City Hall, including installing higher efficiency HVAC systems and energy efficient lighting fixtures.

- The design consultant was selected in April 2010, pursuant to a Council-approved qualifications-based selection process performed in accordance with State General Statutes.

Sustainability Facilities Design Commitments

- The improvements comply with sustainability priorities defined in the Policy for Sustainable City Facilities.

Sustainability Priorities	Facility-Specific Design Commitments
Preserve Land & Trees	<ul style="list-style-type: none"> • N/A
Conserve Clean Water Resources	<ul style="list-style-type: none"> • N/A
Reduce Energy Use & Carbon Footprint	<ul style="list-style-type: none"> • Existing HVAC systems will be upgraded with new, high efficiency equipment and controls. • Chilled water system will be replaced with new, smaller more efficient units. • Interior lighting will be replaced with new energy efficient lighting fixtures. • Long term goal to reduce overall energy use by 30% below industry standards.
Maximize Transportation Alternatives	<ul style="list-style-type: none"> • N/A
Lead by Example & Encourage Local Sustainable Industry	<ul style="list-style-type: none"> • Construction contract to include recycling of site debris items as determined practicable.
Protect Occupant Health, Maximize Productivity & Encourage Sustainable Employee Behaviors	<ul style="list-style-type: none"> • Finishes with low or no volatile organic compounds. • Cleanout all new ductwork and change air filters during construction on regular basis. • Utilize existing facilities recyclable services.

Small Business Opportunity

For professional services contracts, the City negotiates SBE goals after the selection process (Part C: Section 2.2 of the SBO Policy). For this contract, no SBEs were selected to participate as part of the project team.

Funding

General Stimulus Fund

18. Mayor and Council Topics

Council members may share information and raise topics for discussion.

19. Closed Session

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

CONSENT

Introduction to CONSENT

Consent consists of routine items that have been approved in the budget. Price lists for unit price contracts are available upon request.

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

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

Contractors and Consultants

All contractor and consultant selections follow the Council approved process unless described otherwise. For the procurement of professional services and/or engineering architectural and surveying services, the North Carolina General Statutes 143-64.31 requires that units of government "select firms qualified to provide such services on the basis of demonstrated competence and qualification...without regard to fee other than unit price information, and therefore to negotiate a contract for those services at a fair and reasonable fee with the best qualified firm."

20. Airport Concourse B Roof Replacement

Action: Award the low bid contract of \$522,200 to Baker Roofing Company to replace a portion of the roof on Concourse B.

Staff Resource: Jerry Orr, Aviation

Explanation

- In October 2005, approximately 50% of the Concourse B roof was replaced.
- This contract will replace the balance of the roof, which was installed in 1988 and has reached the end of its useful life.
- The project will be completed in 120 calendar days.

Small Business Opportunity

No SBO goal was set for this contract because subcontracting opportunities were not identified (Part C: Section 2.4 of the SBO Policy).

Funding

Aviation Capital Investment Plan

21. Airport Danga Lake Dam Improvements

Action: Award the low bid contract of \$376,857 to Blythe Construction, Inc. for improvements to Danga Lake Dam.

Staff Resource: Jerry Orr, Aviation

Explanation

- The Airport purchased Danga Lake, located on the west side of I-485 in June 1998, with the intent to use the lake for storm water detention after the completion of the new runway.
- Because the dam is over 16-feet high, it is regulated by the North Carolina Department of Environment and Natural Resources (NCDENR). NCDENR requires the reconstruction of the lake's dam before it can be used for storm water detention.
- This contract will rebuild the dam and reshape the lake bed to provide the appropriate amount of water storage for storm water leaving the Airport.
- The Airport's state and federal permits for constructing the runway require both storm water quantity and quality measures.
- The project will be completed in 120 calendar days.

Disadvantaged Business Enterprise

Established DBE Goal: 10%

Committed DBE Goal: 11%

Blythe Construction committed 11% (\$39,750) of their base bid amount to two certified DBE companies: All Points Trucking, Inc. (stone and materials hauling) and Martin Landscaping Co., Inc. (seeding/mulching/matting).

Funding

Aviation Capital Investment Plan

22. Airport Bag Tractor Battery Chargers

Action: Award the low bid contract of \$141,176.13 to Averest, Inc. for the purchase of outdoor battery chargers for baggage carts.

Staff Resource: Jerry Orr, Aviation

Explanation

- The battery chargers are necessary for US Airways Express to charge the units for daily use.
- This contract will purchase 12 outdoor battery chargers with a one-year warranty.
- US Airways Express will pay a per use charge to use this equipment.
- The project will be completed in one month.

Small Business Opportunity

No SBE goals are established for purchases of goods and equipment (Appendix Section 18 of the SBO Policy).

Funding

Aviation Operating Budget

23. New Airport Runway Turf

Action: Award the low bid contract of \$239,725 to Central Carolina Seeding, Inc. for additional grass seeding in the vicinity of the new runway.

Staff Resource: Jerry Orr, Aviation

Explanation

- Construction of the new runway required the clearing of over 750 acres of land.
- The grading and paving contractors seeded the cleared land as per their respective contracts; however, the areas needed to be reseeded during the peak seeding season to strengthen turf growth and minimize erosion potential.
- The Airport's Storm Water Management Permit, issued by the North Carolina Department of Environment and Natural Resources, requires 85% water clarity for storm water leaving the Airport. An excellent stand of grass is necessary to achieve this standard.
- This contract will provide for 180 acres of seeding and erosion repairs in an effort to establish the turf around the runway.
- Much of the work will be done at night to avoid closing the runway.
- The work will be completed in 90 calendar days.

Disadvantaged Business Enterprise

Established DBE Goal: 20%

Committed DBE Goal: 33%

Central Carolina Seeding, Inc. committed 33% (\$80,000) of their base bid amount to a certified DBE company: Erosion Supply Co., Inc. (seed/mulch/hydromulch/fertilizer/etc.).

Funding

Aviation Capital Investment Plan

24. Wilkinson Boulevard Intersection

Action: Award the low bid contract of \$378,740 to Callahan Grading for construction of a new intersection on Wilkinson Boulevard at the Airport.

Staff Resource: Jerry Orr, Aviation

Explanation

- Construction of the new runway required the relocation of Wallace Neel Road and a portion of Old Dowd Road on the north side of the Airport, including a new bridge over the Norfolk Southern mainline connecting to Wilkinson Boulevard.
- The bridge and road construction was bid in advance of completing the intersection design in order to expedite construction of the bridge.
- This contract will tie the new road into Wilkinson Boulevard and provide a left turn lane for traffic to turn from westbound Wilkinson Boulevard onto the new road.
- The work will be completed in 120 calendar days.

Disadvantaged Business Enterprise

Established DBE Goal: 13%

Committed DBE Goal: 13%

Callahan Grading committed 13% (\$50,600) of their base bid amount to a certified DBE company: D2 Construction Specialties, Inc. (trucking and landscaping).

Funding

Aviation Capital Investment Plan

25. Providence I-485 Area Plan Improvements

Action: Award the low bid contract of \$198,686.78 to Alpha Development Co. Inc. for the Providence I-485 Area Plan Improvements.

Staff Resource: Sharon Buchanan, Engineering & Property Management

Explanation

- This project will include the construction of sidewalks, access ramps, crosswalks and pedestrian signals.
- These improvements were identified in the Providence/I-485 Area Plan adopted by City Council.
- One section of this project is located along McKee Road from Tilley Morris Road to Knox Avenue. The other section is located along Ballantyne Commons Parkway from Quail Acres Road to Annalexa Lane.
- Construction is expected to be complete in second quarter 2011.

Small Business Opportunity

Established SBE Goal: 9%

Committed SBE Goal: 9.46%

Alpha Development Co., Inc committed 9.46% (\$18,795.09) of the total contract amount to the following SBE firm(s): Howdel Trucking (Hauling) and Union Paving Contractors, Inc (Paving).

Funding

Transportation Capital Investment Plan

26. Road Humps, FY2010

Action: Award the low bid contract of \$218,137.50 to Oliver Paving for Road Humps, FY2010.

Staff Resources: Bryan Tarlton, Engineering & Property Management
Chip Gallup, Transportation

Explanation

- This project includes traffic control, placement and compaction of approximately 163 asphalt road humps, stamping and coloring selected asphalt surfaces and installing preformed pavement-marking symbols.
- This project is part of an ongoing program to install traffic-calming road humps on various streets within Charlotte.
- Construction completion is scheduled for fourth quarter of 2010.

Small Business Opportunity

Established SBE Goal: 6%

Committed SBE Goal: 7.33%

Oliver Paving Company committed 7.33 % (\$16,000) of the total contract amount to the following SBE firms: KRO Construction (Stamp Asphalt) and Kevin Richardson Grading (Trucking).

Funding

Transportation Capital Investment Plan

Attachment 7

Road Humps 2010 Location List

27. Safety Supplies

Action: A. Award the low bid unit price contracts for providing safety supplies for a term of two years to the following:

- 1. Ligon Electric Supply**
- 2. Safety Products, Inc., and**

B. Authorize the City Manager to extend the contracts for two additional one-year terms with possible price adjustments at the time of renewal as authorized by the contract. The FY2011 expenditures are anticipated to be a combined total of \$82,997.83.

Staff Resource: Charles Robinson, Business Support Services

Explanation

- Charlotte-Mecklenburg Utilities Department and the Charlotte Fire Department purchase safety supplies including, but not limited to safety vests, hard hats, and signs to ensure safety for staff and the public.
- Currently, Utilities purchases eye protection, head protection, foot protection and hand protection, which are required for exposure to electricity, from various vendors and pay the published rates, without discounts.
- Combining the volumes of all KBUs achieves cost effective pricing and administrative efficiencies.
- The Invitation to Bid included 98 items that have been purchased in the past year.
 - Six responsive bids and 14 non-responsive bids were received in response to the Invitation to Bid.
 - Ligon Electric Supply is recommended to provide 26% of the items, in the estimated annual amount of \$41,613.69. These items include, but are not limited to, rain suits and safety signs to be ordered as needed.
 - Safety Products, Inc. is recommended to provide 74% of the items, in the estimated annual amount of \$41,348.14. These items include, but are not limited to, safety glasses, gloves, and boots to be ordered as needed.

Small Business Opportunity

No SBE goals are established for purchases of goods and equipment (Appendix Section 18 of the SBO Policy).

Funding

Utilities and Fire Operating Budgets

28. Cummins Diesel Repair and Replacement Parts

- Action:**
- A. Award the low bid unit price contract to Cummins Atlantic LLC for the purchase of Cummins Diesel Original Equipment Manufacturer Parts for the term of one year, and**
 - B. Authorize the City Manager to extend the contract for four additional, one-year terms with possible price adjustments at the time of renewal as authorized by the contract. The FY2011 expenditures are anticipated to be a total of \$150,000.**

Staff Resource: Charles Robinson, Business Support Services**Explanation**

- This contract will provide Business Support Services/Equipment Management Division (BSS/EMD) with Cummins Original Equipment Manufacturer Diesel Repair and Replacement Parts necessary to maintain the diesel vehicle fleet, including but not limited to fuel system parts (injectors, seals, etc), engine cooling systems components, internal engine components, turbochargers, and related power-plant repair and maintenance items.
- An Invitation to Bid was issued and included specifications for 55 various diesel parts not currently provided through other vehicle parts contracts (e.g. brakes, filters, batteries, etc.).
- BSS/EMD will purchase parts on a unit cost basis as needed.

Contract Terms

- This contract is for the term of one year with four additional one-year renewal terms.
- The vendor must submit a written request of any price increases at least 60 days prior to the renewal date, to the Procurement Services Division (PSD) for review. All requests must include written documentation sufficient to demonstrate the increase is necessary based on a legitimate increase in the cost of materials.
- PSD verifies the vendor's documentation, using related Consumer Price Index or other indexes, and also compares the proposed pricing with other public entities current pricing to determine if the increases are reasonable.
- PSD may accept or reject the price increases, or propose a smaller price increase as determined reasonable by the City.
- If the vendor does not accept the City's pricing terms, PSD will issue a new solicitation for the products.

Small Business Opportunity

No SBE goals are established for purchases of goods and equipment (Appendix Section 18 of the SBO Policy).

Funding

Business Support Services Operating Budget

29. Stream Restoration and Storm Water Facility Maintenance Services FY2011

Action: Award the low bid contract of \$610,690 to OnSite Development for Stream Restoration and Facility Maintenance Services FY2011.

Staff Resource: Daryl Hammock, Engineering & Property Management

Explanation

- Stream restoration converts an eroded, degraded stream to a stable, ecologically sustainable condition.
- Stream and wetland restoration provides compensatory mitigation credit to offset stream or wetland impacts for municipal projects including airport expansions, transportation improvements and neighborhood improvement projects.
- Compensatory mitigation credit is awarded by federal agencies incrementally over a five-year period following completion of each restoration project.
- This two-year contract will enable staff to promptly address any stability problems during a stream restoration project's initial establishment phase.
- Early detection and repair of these problems will avoid more costly repairs later and ensure long term success.
- Repair also minimizes the potential for delays in mitigation credit release and helps facilitate timely permitting for City projects.
- This contract includes grading and vegetation establishment along stream corridors for the stabilization of stream banks, wildlife habitat enhancement and water quality improvement.
- The work covered by this contract includes mobilization, earthwork, erosion control and stabilization, project structure construction, planting operations, fencing and traffic control at various locations within Charlotte.
- This contract may also be used for repair and maintenance of stormwater wetlands and other storm water filtration facilities requiring similar repairs and maintenance.

Small Business Opportunity

Established SBE Goal: 7%

Committed SBE Goal: 9.01%

On Site Development committed 9.01% (\$55,000) of the total contract amount to the following SBE firms: Husky Construction Corp. (Grading, Hauling, and Various Planting) and Muddrunners Hauling (Hauling).

Funding

Storm Water Capital Investment Plan

30. Edwards Branch Stream Restoration Phase 3

Action: Award the low bid contract of \$765,040.71 to Ferebee Corporation for construction of the Edwards Branch Stream Restoration Phase 3 project.

Staff Resource: Jennifer Smith, Engineering & Property Management

Explanation

- This is the third phase of the project and includes stream restoration, stream preservation with buffer/stream enhancements and best management practices.
- The Edwards Branch watershed is one square mile in area and is roughly bound by Central Avenue to the north, Sharon Amity to the east, Independence Boulevard to the south and southwest and Norland Road to the northwest.
- The Edwards Branch watershed is highly urbanized including single and multifamily residential, commercial and industrial land uses along with public parks, a cemetery, public and private schools and churches.
- Stream restoration improvements will reduce erosion and acquire mitigation credits. In addition, streams will be stabilized and/or restored in order to provide a more natural, stable stream system throughout the area.
- This project is expected to be complete by the end of fourth quarter 2011.

Small Business Opportunity

Established SBE Goal: 7%

Committed SBE Goal: 22.62%

Ferebee Corporation committed 22.62% (\$173,069.70) of the total contract amount to the following SBE firms: Carolina Wetland Services (environmental restoration) and Whitesell Construction (clearing & grubbing).

Funding

Storm Water Capital Investment Plan

31. Police Headquarters Workspace Renovation

Action: **A. Award the low bid contract of \$518,984.40 to Prestige Building Company, Inc. for the Charlotte Mecklenburg Police Department Headquarters Workspace Renovation Project, plus relocation and information technology costs of \$236,015.60 for a total estimated project cost of \$755,000, and**

B. Adopt a budget ordinance allocating \$600,000 in police assets forfeiture funds. The remaining \$155,000 in project costs will be funded by the Government Facilities Capital Investment Plan, for a total project allocation of \$755,000.

Staff Resources: Katrina Graue, Police
Sue Rutledge, Engineering & Property Management

Explanation

- This work includes demolition and reconstruction of office space on the first and third floors at the Charlotte-Mecklenburg Police Department Headquarters located at 601 East Trade Street.
- This project realigns work space more closely with the department’s organizational structure.
- The project will create more interactive work environments for departmental units such as Crime Analysis, Research and Planning, and the department’s executive management team.
- The renovation will also create a larger and more functional work area for Internal Affairs and a redesign of the work space for the Chief’s Office staff and the reception area for visitors.

Sustainable Facilities

- The demolition and renovation complies with the sustainable priorities defined in the Policy for Sustainable City Facilities.

Sustainability Priorities	Facility-Specific Design Commitments
Preserve Land & Trees	N/A
Conserve Clean Water Resources	N/A
Reduce Energy Use & Carbon Footprint	N/A
Maximize Transportation Alternatives	N/A
Lead by Example & Encourage Local Sustainable Industry	<ul style="list-style-type: none"> • Existing carpet tiles, ceiling tiles, lighting fixtures, doors, and door frames will be removed and salvaged to be either utilized in the construction process or stored as replacement stock at the end of the project.
Protect Occupant Health, Maximize Productivity & Encourage Sustainable Employee Behaviors	<ul style="list-style-type: none"> • Finishes with low or no Volatile Organic Compounds. • Lighting fixtures will be energy efficient

Small Business Opportunity

Established SBE Goal: 9.0%
Committed SBE Goal: 4.33%
Prestige Building did not meet the SBE goal or comply with Good Faith Efforts. However, except for a justifiable case of mistaken identity, Prestige Building

would have far surpassed the SBE goal. On the form submitted with its bid, Prestige listed a SBE commitment with a subcontractor that was not certified as of bid opening, but that was certified two business days later. While this is technically a policy violation, staff felt the error was understandable because the firm Prestige sought credit for had a name very similar to an SBE that was certified as of bid opening (COED Electrical, Inc. vs. COED Electrical Services, Inc.). For this reason, the SBO Program Manager granted a waiver under Part B, Section 6.3.3 of the SBO Policy (for errors that are minor in nature and do not reflect a lack of diligence on the bidder's part).

Prestige committed 4.33% (\$22,461) to the following SBE firm: Corporate Painting, Inc. In addition, Prestige also committed 20.46% (\$106,200) to the second COED firm, which was certified as an SBE two business days after bid opening.

Funding

- The contract cost of \$518,984.40 is funded by two sources: \$363,984.40 from Police assets forfeiture funds, and the remaining \$155,000 from Government Capital Investment Plan.
- The Police assets forfeiture funds will also fund \$236,015.60 to cover the additional costs associated with the renovation including: information technology (IT)/phone line relocation, purchase and installation of audio visual equipment, relocation and reprogramming of access card readers, and moving furniture and personnel.

	Construction Contract	Relocation & IT Costs	TOTAL
Police Assets Forfeiture Funds	\$363,984.40	\$236,015.60	\$600,000
General Government CIP	\$155,000.00	-	\$155,000
TOTAL	\$518,984.40	\$236,015.60	\$755,000

Attachment 8
Budget Ordinance

32. Police Providence Division Office

Action: **A. Reject the low bid contract of \$3,003,702 by Cox & Schepp, Inc. for failure to comply with the Small Business Enterprise Program, and**

B. Award a contract to the lowest responsive and responsible bidder, Camps Construction Company, in the amount of \$3,215,746.63 for construction of the Charlotte Mecklenburg Police Department's Providence Division Office.

Staff Resource: William Haas, Engineering & Property Management

Explanation

- This project consists of construction of a new single story 12,210 square-foot division station with a 672 square-foot detached garage for the Charlotte-Mecklenburg Police Department Providence Division.

- The facility will be located at the corner of Wendover Road and Ellington Avenue.
- Funding for this project was included in the FY2009 budget.
- Construction completion is scheduled for fourth quarter 2011.
- The facility will be completed within the approved budget.

A. Reject the low bid from Cox & Schepp, Inc.

- Reject the low bid of \$3,003,702 from Cox & Schepp, Inc.
- Cox & Schepp, Inc. failed to meet the established Small Business Enterprise goal of 14.00% and also failed to meet the Good Faith Effort Requirements of the SBO Program.

B. Award the construction contract to Camps Construction Company

- Award the construction contract, in the amount of \$3,215,746.63, to Camps Construction Company as the lowest responsive and responsible bidder.

Sustainable Facilities

- The facility was designed and will be constructed to comply with the sustainability priorities defined in the Policy for Sustainable City Facilities.

Sustainability Priorities	Facility-Specific Design Commitments
Preserve Land & Trees	<ul style="list-style-type: none"> • Selected site is a redevelopment site. • Facility will fit into neighborhood context.
Conserve Clean Water Resources	<ul style="list-style-type: none"> • Indoor water usage 39% below State Code requirement. • Outdoor water usage 50% below State Code requirement. • Provide an underground sand filter for water quality treatment and peak and volume control
Reduce Energy Use & Carbon Footprint	<ul style="list-style-type: none"> • Energy consumption 35% below industry requirement.
Maximize Transportation Alternatives	<ul style="list-style-type: none"> • Location provides excellent access to existing bus routes. • Facility will include bicycle rack.
Lead by Example & Encourage Local Sustainable Industry	<ul style="list-style-type: none"> • Utilize geothermal heating and cooling system.
Protect Occupant Health, Maximize Productivity & Encourage Sustainable Employee Behaviors	<ul style="list-style-type: none"> • Finishes with low or no Volatile Organic Compounds. • Integrated daylight system for office environment. • Recycling locations.

- The project, as designed, is expected to earn at least 46 of 100 LEED points, qualifying for LEED basic certification. However, 27 more points may be attainable. The final score will be determined by the U.S. Green Building Council (USGBC) during the certification process. Forty points are required to achieve basic certification. Fifty points are required to achieve LEED-Silver certification. Sixty points are required to achieve LEED-Gold certification.
- It is staff's intention to pursue LEED certification, therefore, this project has been registered with the USGBC.
- The facility is estimated to earn 74 Energy Star points. Energy Star designation requires 75.

- A commissioning agent will be used, as required by the Policy for Sustainable City Facilities, to help ensure mechanical and electrical systems operate at optimum efficiency.

Small Business Opportunity

Established SBE Goal: 14%

Committed SBE Goal: 14%

Camps Construction Company committed 14.03% (\$425,319) of their base bid amount total to the following SBEs: Bobby's Painting (painting), E. Moore & Son Electric (electrical) and Hemar Inc. (concrete). Camp's Construction Company is also a SBE.

Funding

Government Facilities Capital Investment Plan

33. FY2011 Goodwill Youth Job Connection Contract

Action: Approve a \$200,000 contract with Goodwill Industries of the Southern Piedmont for the operation of the Youth Job Connection for FY2011.

Staff Resource: Brad Richardson, Neighborhood & Business Services

Explanation

- Since 2008, the City has partnered with Goodwill Industries to fund the Youth Job Connection, a job center where youth ages 14-21 can receive free job skills training and job placement assistance.
- In addition to courses in resume writing, customer service, financial literacy and interview skills, Goodwill also offers intensive career counseling through the use of two full-time career counselors.
- The Youth Job Connection seeks to build relationships with local employers to find work opportunities for its participants. The Youth Job Connection employs a part-time job developer, hosts job fairs with local employers, and leverages the relationships of Goodwill's in-house staffing agency, GoodWorks Staffing.
- On November 9, 2009, Council approved a FY2010 contract of \$200,000 with Goodwill for the management of the Youth Job Connection.
- On March 22, 2010, Council increased Goodwill's FY2010 contract by \$25,000 which Goodwill used for increased job development activities, including two additional job fairs.
- In FY2010, the Youth Job Connection accomplished the following:
 - Provided job training to 918 youth
 - Provided career counseling to an additional 107 youth
 - Assisted 115 youth in getting a paid seasonal or permanent job
 - Hosted four job fairs with Bi-Lo (two), Burger King, and Carowinds
- The City's FY2011 contract with Goodwill includes the following scope of services for the use of these funds:
 - Provide job skills training to 750 youth
 - Provide intensive career counseling to 300 youth
 - Assist 150 youth in gaining employment
 - Host at least four job fairs with major youth employers

Small Business Opportunity

No SBE goal was set for this contract because subcontracting opportunities were not identified (Part C: Section 2.4 of the SBO Policy).

Funding

The adopted FY2011 budget includes \$200,000 for this initiative.

34. Center City Transit Access and Circulation Study

Action: Approve a contract with Kimley-Horn and Associates, Inc., in a not to exceed amount of \$275,000, to evaluate and make recommendations regarding strategies that integrate and optimize CATS Charlotte Transportation Center operations with public transportation services planned for the Charlotte Gateway Multimodal Station.

Staff Resources: Carolyn Flowers, Transit
David Feltman, Transit

Policy

Focus Area Initiative 1, Transportation Action Plan Goal 1, and 2030 Transit Corridor System Plan. "Continue implementation of the Centers and Corridors Strategy"

Summary

- The major focus of this study is to provide the City with an understanding of how Center City transit services would be affected and should be coordinated with the State's planned Charlotte Gateway Multimodal Station (CGS) and attendant rail services.
 - The City is partnering with the State to design and build this additional transit hub in the uptown area.
 - As the State is in the process of determining their next steps, staff believes now is the appropriate time for the City to determine the future operating strategies and infrastructure elements required at the future Charlotte Gateway Station and the existing Charlotte Transportation Center in order to properly integrate the proposed services at both hubs.

Contract Explanation

- This contract will evaluate and provide:
 - Operational characteristics for a dual Center City, multimodal transit hub system
 - Programming of the operational and physical public transit elements to be included in the next phase of planning for the Charlotte Gateway Station
 - Access and mobility recommendations to address the facility and amenity needs of riders (whether pedestrians or bicyclists)
 - Strategies for operational and/or physical changes associated with the Charlotte Transportation Center which may:
 - Enhance mobility and connectivity
 - Improve operational efficiency
 - Reduce energy costs and operational expenses
 - Accommodate other modes such as streetcar

Charlotte Gateway Station Project Background

- NCDOT and CATS have been jointly advancing a plan to develop an intermodal transportation facility (or hub) in uptown Charlotte since 2000.
 - The proposed facility is known as the Charlotte Gateway Station (CGS) and would be located between 4th, Graham and Trade Streets along the Norfolk Southern (NS) railroad tracks.
 - The project will integrate several public transportation services including intercity rail (Amtrak), intercity bus (Greyhound), LYNX Red Line Commuter Rail, streetcar, and local and regional bus.
 - NCDOT has recently received federal funds for high-speed rail improvements in the Charlotte area and is pursuing additional grants to undertake the rail improvements needed to provide service to the future Charlotte Gateway Station.
- Congress has previously authorized \$19.8 million in grants to the City of Charlotte for development and construction of local transit improvements as part of the proposed CGS in 2006.
 - Federal surface transportation legislation (SAFETEA-LU) funds will provide an 80% share for this study. The 20% local matching fund share will be split evenly between the State and CATS' one-half cent sales tax.
 - The Federal grants will fund the majority of the City's costs associated with the project in the coming years.
 - City Council has already approved the acceptance of the grant funds and in May 2008 approved using part of the funds to acquire property on the west side of the NS tracks between 4th and Trade Streets.
 - CATS intends to move forward with acquisition of the Greyhound bus depot property, located on the block where CGS is to be constructed.
 - CATS and E&PM Real Estate Division conducted a new appraisal for the Greyhound site.
 - In December 2009, CATS made the offer to Greyhound and is currently in negotiations with Greyhound regarding the property and the terms of a lease that would allow them to continue operating at the site until an alternate facility is in place. This purchase will be brought to City Council for consideration at the conclusion of negotiations.
 - The Federal grants will also be used to acquire the 1.34-acre Greyhound property on which CGS will be built.
- CGS would provide a central transportation hub capable of connecting future commuter rail, high-speed passenger rail (Amtrak), streetcar, and bus transit (CATS and Greyhound) and would serve the entire Charlotte region and beyond.
 - CGS would be the initial terminus for the Charlotte-Raleigh-Washington Southeast High-Speed Rail Corridor.
- In January 2010, NCDOT Rail Division received \$545 million through the American Recovery and Reinvestment Act for further development of the Southeast High Speed Rail Corridor and the state's intercity passenger rail program. The projects awarded include \$128.3 million to create a grade separation for Norfolk Southern/CATS/CSXT in Charlotte. This project will provide critical access to Charlotte Gateway Station for the High Speed Rail Corridor and intercity passenger service as well as provide enhanced safety and reliability for the North Corridor Commuter Rail project.

Previous Council Actions and Notifications

- On April 13 2009, Council authorized the City Manager to execute a Municipal Agreement with the North Carolina Department of Transportation (NCDOT), to partner in:

- Design
- Real estate use
- Acquisition for the Charlotte Gateway Station project
- To comply with federal grant rules as requested by the Federal Transit Administration
- City Council has received several briefings on the CGS project. The last update occurred at the May 27, 2008 Council meeting. On March 18, 2009, MUMPO received an update on the project.
- City Council was briefed on April 12, 2010 by Pat Simmons with NCDOT on the Charlotte Railroad Improvements.
- The Metropolitan Transit Commission has received several briefings on these plans.

Procurement

- A request for qualifications was advertised on April 6, 2010.
 - Eleven potential proposers expressed interest in the project and eight submitted a Statement of Qualifications.
 - A committee of City staff (CATS, CDOT) reviewed the proposals and selected Kimley-Horn as the best qualified to perform the work.
 - The criteria for selection included:
 - Prior relevant experience
 - Strategies proposed to conduct a successful evaluation, including any innovative techniques
 - Completeness of the proposal

Disadvantaged Business Enterprise

Established DBE Goal: 10%

Committed DBE Goal: 10%

Kimley-Horn expects to assign approximately 10% (\$27,500) of the total contract amount to the following DBE firm(s): Toole Design Group will document existing and planned assets and services, and provide an assessment of the Charlotte Transportation Center.

Funding

Transit Capital Fund

35. Municipal Agreement to Maintain Signs & Supports and Pavement Markings and Markers

Action: Adopt a resolution to authorize the Transportation Key Business Executive to execute Municipal Agreements and any subsequent renewals up to five years with the North Carolina Department of Transportation (NCDOT) for annual maintenance of signs/supports and pavement markings/markers.

Staff Resource: Scott Putnam, Transportation

Explanation

- Through previous Municipal Agreements, the State has reimbursed the City for the maintenance of signs and pavement markings on State system streets within the City.
- The City's most recent Municipal Agreements with NCDOT have expired and the new agreements will establish a new rate structure.

- NCDOT established a signs and pavement marking maintenance program statewide to improve the consistency and quality of the operations and maintenance of signs and pavement markings on State system streets.
- City staff performs the same maintenance activities on city signs and pavement markings.
- The first agreement, Schedule A, acknowledges that the City will be responsible for the maintenance and replacement of State system signs and supports within the City.
 - Schedule A details the level of maintenance that must be provided by the City, as well as detailed reimbursement rates to be provided by NCDOT.
 - The new agreement will be renewable annually, for up to five years.
 - The estimated reimbursement from the State for Schedule A is up to \$50,000 annually.
- The second agreement, Schedule B, will reimburse the City for installation and maintenance of pavement markings and markers on State system streets within the City.
 - Schedule B details the level of maintenance that must be provided by the City, as well as detailed reimbursement rates to be provided by NCDOT.
 - This new agreement will also be renewable annually, for up to five years.
 - The estimated reimbursement from the State for Schedule B is up to \$25,000 annually.

Funding

NCDOT and Transportation Operating Budget

Attachment 9

Resolution

36. Municipal Agreements for Metrolina Regional Travel Demand Model Maintenance and Development

- Action:**
- A. Adopt a resolution authorizing the Key Business Executive for Transportation to execute separate Municipal Agreements with the South Carolina Department of Transportation, the City of Rock Hill, the City of Gastonia, and the City of Concord to reimburse CDOT for development and maintenance of the Metrolina Regional Travel Demand Model, and**
 - B. Adopt a budget ordinance appropriating \$330,103.**

Staff Resource: Anna Gallup, Transportation

Policy

Transportation Action Plan

Explanation

- On May 25, 2010, Council approved an agreement with NCDOT to reimburse CDOT specific funds for developing and maintaining the Metrolina Regional Model. These expenditures are necessary to provide the information used for ongoing transportation planning in the bi-state region, as well as for Air Quality Conformity.

- These Municipal Agreements with SCDOT, Rock Hill (lead planning agency for Rock Hill Fort Mill Transportation Study – RFATS), Gastonia (lead planning agency for Gaston Urban Area Metropolitan Planning Organization – GUAMPO), and Concord (lead planning agency for Cabarrus Rowan Metropolitan Planning Organization – CRMPO) will allow the remaining funding partners to also reimburse CDOT.
- These 2010 municipal agreements will supersede the 2007 agreement with Gastonia and Concord and the 2009 agreement with SCDOT and Rock Hill. The new agreements will cover not only model maintenance, but also model development.
- NCDOT, SCDOT, and the lead MPO planning agencies - Charlotte, Rock Hill, Concord, and Gastonia - have negotiated their shares of the model maintenance and model development costs based on the annual tasks and budgets that were approved by the regional model's Executive Committee. Cost shares covering three years of model maintenance and three years of model development for SCDOT, Rock Hill, Gastonia, and Concord will be:
 - SCDOT: \$71,789
 - Rock Hill on behalf of RFATS: \$56,406
 - Gastonia on behalf of GUAMPO: \$78,520
 - Concord on behalf of CRMPO: \$123,388
- The agencies have agreed to share in the costs as outlined in the attached SFY11-13 Metrolina Regional Model Funding Schedule. Charlotte's share is \$74,995 over the three-year period, representing the 20% local match for this work item in MUMPO's federally funded Unified Planning Work Program.

Funding

SCDOT, Rock Hill, Gastonia, and Concord

Attachment 10

Resolution

Budget Ordinance

SFY11-13 Metrolina Regional Model Funding Schedule

37. Inspection of City Bridges

Action: Approve a contract for \$124,500 with Thompson-Gordon-Shook Engineers, Inc. (TGS) for the Inspection of Non-Qualifying City Bridges.

Staff Resource: Jimmy Rhyne, Transportation

Explanation

- The Federal Highway Administration (FHWA) mandates that bridges/culverts be inspected every two years. Bridges that are greater than 20-feet in length qualify for federal reimbursement through the North Carolina Department of Transportation (NCDOT).
- Non-Qualifying City bridges are less than 20-feet in length. Newly added to the non-qualifying list are railroad and pedestrian bridges per FHWA and NCDOT criteria.
- This agreement provides for inspection services for 76 bridges and culverts maintained by the City.
- TGS was chosen using the Council-approved qualification based selection process.

- The work on the non-qualifying bridges was released under the same Request for Qualifications as the qualifying bridges. Council approved the qualifying bridge inspection contract on May 24, 2010.

Small Business Opportunity

Contracts under federal DBE requirements are exempt from the SBO Program (Appendix Section 23.5 of the SBO Policy).

Funding

Transportation Capital Investment Plan

Attachment 11

List of Bridges

38. Utilities Air Scrubber Units for Odor Control

Action: Approve the leasing of ten Syneco Peacemaker Dry Air Scrubber units for three years at a total cost of \$367,276.

Staff Resource: Barry Gullet, Utilities

Explanation

- Utilities started using the Syneco Peacemaker Dry Air Scrubbers in 1999 after receiving numerous odor complaints from neighborhoods located near sewage lift stations.
- After the Peacemaker systems were installed and tested, customer odor complaints drastically decreased.
- The industry-standard practice is to lease this type of equipment because the life expectancy of these units is very short, only three to five years.
- The lease is with the equipment manufacturer and covers not only the equipment, but any maintenance or replacement parts for the duration of the lease period.
- These dry air scrubbers will be installed at the following lift stations:
 - Bethel Church Road Station, Lagoona Drive
 - Clear Creek Station, Bartlett Road
 - East Shores Station, Springwind Drive
 - Harbor Lights Station, Flying Jib Road
 - Jetton Cove Station, Queensdale Drive
 - Jetton Road Station, Jetton Road
 - Stableford Station, Stableford Lane
 - Steele Creek Station, Choate Circle (this station requires 2 scrubbers)
 - Vineyards #1 Station, Riverwalk Way

Small Business Opportunity

No SBE goals are established for lease of goods and equipment (Appendix Section 18 of the SBO Policy).

Funding

Utilities Capital Investment Plan

39. Utility Relocation Design for Independence Boulevard Widening

Action: Approve an agreement with Hinde Engineering Inc. in the amount of \$1,260,792.14 for design of water and sewer relocations necessitated by the widening of Independence Boulevard (Hwy 74).

Staff Resource: Barry Gullet, Utilities

Explanation

- This agreement provides for the design of all required water and sewer relocations within NCDOT's Independence Boulevard widening project.
- NCDOT will reimburse the City for Hinde Engineering's services in an amount not-to-exceed \$946,320.14.
- Hinde Engineering was selected using the Council approved qualifications-based selection process.

Small Business Opportunity

For service-based contracts, the City negotiates SBE goals after the selection process (Part C: Section 2.2 of the SBO Policy). On this contract, Hinde Engineering committed 11.57% (\$145,870) of the total contract amount to the following SBE firm: Lyon Utility Locating and Barry D. Davis Surveying. Hinde Engineering is also a certified SBE.

Funding

NCDOT and Utilities Capital Investment Plan

40. Power Line Relocation for Franklin Water Treatment Plant Construction

Action: Approve an agreement with Duke Energy in the amount of \$793,496 for temporary and permanent power line relocations associated with the Franklin Water Treatment Plant Raw Water Reservoir construction.

Staff Resource: Barry Gullet, Utilities

Explanation

- Duke Energy has a 68-foot wide right of way (ROW) across the Franklin Water Treatment Plant property.
- Temporary relocation of a Duke Energy power line within this ROW is necessary due to construction of a new raw water reservoir at the Water Treatment Plant.
- The City is obligated to pay the cost of the temporary relocation and restoration cost for the permanent line.
- The temporary line was installed in early 2009 to allow the reservoir construction to begin.
- The temporary line is located within a future Water Treatment Plant expansion area, and so cannot remain there indefinitely.
- When the new reservoir is substantially completed (May 2011), Duke will install a permanent line back in their ROW.

- Duke Energy has determined the cost for the temporary line to be \$123,619 and the estimated cost for the permanent line is \$669,877, for a total estimated cost of \$793,496.

Funding

Utilities Capital Investment Plan

41. Replacement Filter Equipment for Mallard Creek Wastewater Reclamation Facility

Action: Approve the purchase of three replacement filter mechanisms as authorized by the sole source purchasing exemption G.S. 143-129 (e) (6) from Infilco Degremont ,in the not-to-exceed amount of \$170,000.

Staff Resource: Barry Gullet, Utilities

Explanation

- The Mallard Creek Wastewater Treatment Plant has been in the process of cleaning and replacing the mechanisms within the filter units. During this work, it was discovered that the mechanisms are severely corroded and need to be replaced after over 15 years of service.
- The concrete filter structures were built specifically for this equipment and therefore the same equipment needs to be purchased for the replacement.

Sole Source Exception

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 - Performance or price competition are not available
 - A needed product is available from only one source or supply
- Standardization or compatibility is the overriding consideration
- ABW filters are only available from one source, Infilco Degremont.
- There are no other options or substitutions for these filters unless Utilities were to build an entire new filter structure.
- Purchases made under the sole source exemption require City Council approval.

Small Business Opportunity

Sole Source contracts are exempt (Appendix Section 23.2 of the SBO Policy).

Funding

Utilities Operating Budget

42. 2009 Annexation Eastfield North and South Utility Construction

- Action:**
- A. Award the low bid contract of \$1,359,404.20 by Sanders Utility Construction, Inc. for construction of the Eastfield North and South annexation areas, and**
 - B. Award a contract to Hazen and Sawyer, in the amount of \$275,110 for professional engineering construction-phase services for the Eastfield North and South 2009 annexation project.**

Staff Resource: Barry Gullet, Utilities

Construction Contract

- NC state law requires that newly annexed areas be provided access to City water and sewer services through construction of public right-of-way gravity sewer and water mains within two years following annexation.
- This contract provides for construction of approximately 9,725 linear feet of 8 to 18-inch diameter sanitary sewer outfalls.
- The Eastfield area is bounded by the Mecklenburg/Cabarrus County line to the north, Odell School Road to the east, Mallard Creek Road to the south, and Highland Creek Parkway and Eastfield Road to the west.
- Construction must be completed by June 30, 2011.

Professional Engineering Services Contract

- Council awarded the design contract for this project to Hazen and Sawyer on March 9, 2009.
- This agreement will provide for inspection, construction administration, and survey services during the construction phase of this project.
- Hazen and Sawyer was selected using the Council approved qualifications-based selection process.

Small Business Opportunity (Construction)

Established SBE Goal: 6%

Committed SBE Goal: 6.84%

Sanders Utility Construction exceeded the established SBE goal, and committed 6.84% (\$93,056) to the following SBE firms: Burlington Construction, Inc. (fencing installation), B&B Concrete (concrete replacement), Jim Bob's Paving (asphalt replacement), Perry's Law & Landscape (erosion control), Ms. Sybil's Seeding (seed and mulch), Martin Resource (hauling), All Points Trucking (hauling).

Small Business Opportunity (Professional Services)

For service-based contracts, the City negotiates SBE goals after the selection process. (Part C: Section 2.2 of the SBO Policy). On this contract, Hazen and Sawyer committed 10.00% (\$27,510) of the total contract amount to Hinde Engineering.

Funding

Utilities Capital Investment Plan

43. Utility Construction Blasting

Action: Approve two contracts, for pre and post blast surveys and blast monitoring services, during construction of portions of the McKee Creek Interceptor, Eastfield Road and all sections of the Hood Road Annexation areas:

1. Vibration Control Engineering, Inc. in the not-to-exceed amount of \$200,000, and
2. ECS Carolinas, LLP, in the not-to-exceed amount of \$200,000.

Staff Resource: Barry Gullet, Utilities

Explanation

- The adoption of the 2009 annexation requires that approximately 20 miles of gravity sewer be constructed to provide services to the newly annexed areas.
- This is being accomplished through several separate construction contracts.
- Blasting will occur during construction of the various phases of these annexation projects.
- The services of seismologists are needed to insure that construction blasting specifications are strictly adhered to, in order to help avoid damage to nearby structures.
- Blast monitoring in the field involves seismographic monitoring during all blasting events, documenting ground vibrations, blast durations, and noise.
- The pre and post blast surveys are used to document the condition of structures within a certain distance of the blasting area prior to and after blasting activities.
- These two firms were selected using the Council approved qualifications-based selection process. Six proposals were received. Vibration Control Engineering and ECS Carolinas were selected based on their prices and previous experience.

Small Business Opportunity

No SBE goal was set for this contract because subcontracting opportunities were not identified (Part C: Section 2.4 of the SBO Policy).

Funding

Utilities Capital Investment Plan

44. Emergency Storm Debris Removal

Action: Award a contract to Storm Reconstruction Services, Inc., for up to \$400,000 for emergency storm debris removal services over a four year period.

Staff Resource: Bryan Tarlton, Engineering & Property Management

Explanation

- This contract provides for debris clearing and removal assistance by a private contractor as needed for future storm events such as hurricanes, ice storms, tornados and heavy thunderstorms.

- These services are needed when the City experiences events resulting in large amounts of storm debris that require personnel and equipment beyond the capacity of City forces.
- The advantages of retaining a private contractor for these services include:
 - Speed of mobilization - Streets can be quickly cleared for emergency access if City forces become overwhelmed.
 - Cost savings - Due to high demand for services, higher private contractor fees are likely during storm events.
 - Guaranteed contractor availability - Due to high demand for services, fewer firms are likely to be immediately available during a storm event.
- Under the contract, the City will pay a \$5,000 retainer each year. The City will pay for debris removal services as needed and as funds are appropriated, provided that the aggregate expenditure over a four-year period will not exceed \$400,000. The contract will have a one-year term, with the City Manager being authorized under this action to extend it for up to three additional years for a potential total contract term of four years.
- Storm Reconstruction Services, Inc. was selected using a City Council authorized selection process that included competitive pricing criteria and experience with large scale storm events.

Small Business Opportunity

SRS listed in their proposal the following SBEs and will use these SBEs in the event the contract is activated: Dallas 1 Construction LLC, RC Hauling, Inc., S & S Demolition – Construction, Stinson Trucking, Inc., TriCorp Construction, Inc.

Funding

The Solid Waste Services Operating Budget provides the annual \$5,000 retainer fee. In the event of a major storm, staff would recommend City Council approve an appropriation from the General Fund fund balance to cover the storm debris removal. Staff would apply for storm debris removal reimbursement from the Federal Emergency Management Agency.

45. Surveying Services

- Action:**
- A. Approve a contract with Dewberry & Davis, Inc. in the amount of \$200,000 for surveying services,**
 - B. Approve a contract with ESP Associates, P.A. in the amount of \$200,000 for surveying services,**
 - C. Approve a contract with McKim & Creed, P.A. in the amount of \$200,000 for surveying services,**
 - D. Approve a contract with Post, Buckley, Schuh & Jernigan, Inc. (PBS&J) in the amount of \$200,000 for surveying services, and**
 - E. Authorize the City Manager to execute up to two renewals to each contract for \$200,000.**

Staff Resource: David Snider, Engineering & Property Management

Explanation

- Typical surveying services contracts include, but are not limited to, boundary, topographical, physical and American Land Title Association Surveys and construction staking.
- These contracts will provide funding for surveying services for ongoing Capital Improvement Projects.
- Projects supported by this contract include Neighborhood Improvement Program, Sidewalk, Transportation, Building and Storm Water projects.
- These consultants were selected in April 2010, pursuant to a Council-approved qualifications-based selection process performed in accordance with NC General Statutes.
- Twenty-one firms responded and a total of four firms were selected.
- The surveying division maintains 12-month retainer contracts in order to provide timely response to ongoing project needs and requirements.
- The City may renew each contract up to two times in the amount of \$200,000.
- The renewals are at the City's option as an incentive to the consultant for good performance.

Small Business Opportunity

For service based contracts, the City negotiates SBE goals after the proposal selection process (Part C: Section 2.2 of the SBO Policy).

Dewberry & Davis

Dewberry & Davis, Inc included the following SBEs as part of their supporting team to be used as the project evolves: Avioimage Mapping Services (aerial photogrammetry) and On Target Utility Locate Services, Inc. (utility location).

ESP Associates, P.A.

ESP Associates, PA included the following SBEs as part of their supporting team to be used as the project evolves: Avioimage Mapping Services (aerial photogrammetry) and SurvAide LLC (real estate/land consulting).

McKim & Creed, P.A.

McKim & Creed included Avioimage Mapping Services (aerial photogrammetry) as part of their supporting team to be used as the project evolves.

Post, Buckley, Schuh & Jernigan, Inc. (PBS&J)

PBS&J included the following SBEs as part of their supporting team to be used as the project evolves: Avioimage Mapping Services (aerial photogrammetry), On Target Utility Locate Services, Inc. (utility locator) and Independent Mapping Consultants Inc. (aerial photography).

Funding

Various Capital Investment Plans

46. Brownfield Community-Wide Assessment Grant

Action:

A. Accept the Brownfield Community-Wide Assessment Grant in the amount of \$400,000,

B. Adopt a budget ordinance appropriating \$400,000, and

C. Adopt a change to the City's existing Local Brownfield Grant Program which will provide site cleanup funds during the term of the Community-Wide grant.

Staff Resources: David Wolfe, Engineering & Property Management
Tom Warshauer, Neighborhood & Business Services

Brownfield Grant

- The US Environmental Protection Agency has awarded the City \$400,000 through the Brownfield grant program.
- The grant funds cover expenses for site environmental assessments, the creation of brownfield inventories, cleanup planning and community involvement. The grant also covers limited administration expenses for the City.
- The City is targeting the Business Corridor Revitalization Area for the use of grant funds. By doing so, this grant supports the goals of the Business Corridor Revitalization Strategic Plan (adopted by Council in 2008) which are to eliminate blight, create strong local economies, support corridor revitalization and promote environmentally sustainable development.
- Grant funds may be used to support both public and private developments within the designated geography. The City's Neighborhood & Business Services KBU will coordinate an outreach and marketing program to potential community and business leaders.
- Grant funds must be expended within three years (July 2013).
- To broaden the impact of the grant, staff has decided to cap the local grant awards at \$40,000 per site.
- No matching local funds are required. Existing City personnel will administer the grant.

Change to Local Brownfield Grant Program

- Since 1997, the City has funded a Local Brownfield Assessment Program to promote the redevelopment of underutilized Brownfield sites within Charlotte's distressed business districts and neighborhoods. The program provides 50% matching funds, up to \$20,000 per site, to property owners

for environmental assessment activities at redevelopment sites suspected of contamination.

- Staff proposes that during the term of the Community-Wide Grant, the local grant program be expanded to include site cleanup, also on a 50/50 basis up to \$20,000 cap in City funds per project.
- This will meet a demand in the market for cleanup funds and allow the City to further spur private development within the Brownfield geography.

Attachment 12

Budget Ordinance

47. Police Assets Forfeiture Appropriation

Action: Adopt a budget ordinance appropriating \$273,670 in police assets forfeiture funds.

Staff Resources: Katrina Graue, Police
Greg Crystal, Police

Explanation

- Federal and state laws permit law enforcement agencies to use their share of confiscated assets to fund improvements to law enforcement.
- The funds must be used for expenditures that meet state and federal guidelines and are not included in the department's operating budget.

Spending Plan

Motorcycles

- \$193,670 will be used for additions to Police's motorcycle fleet. \$125,958 will fund a three-year lease for four Harley Davidson motorcycles with the police options package, maintenance and the purchase of related equipment. Two of the motorcycles are for additional personnel assigned to the Motorcycle Unit and two are for spares to be used while other units are out of service due to maintenance and repair.
- \$67,712 will be used to purchase ten Suzuki DR-400S dual sport motorcycles which will be assigned to officers in two patrol divisions with high concentrations of apartment complexes to use in lieu of a patrol car. The on and off road motorcycles will provide officers increased maneuverability in operating within the confined spaces of apartment complexes as well as on trails and other areas not accessible to patrol cars.

Reimbursements to Sheriff

- \$60,000 will cover reimbursement to the Mecklenburg County Sheriff's Office for half of the proceeds collected from service of warrants on arrestees for unpaid illegal substances taxes. The Sheriff's Office was not eligible under state law to share in the proceeds from these taxes since they were not involved in investigation of the drug cases that generated the taxes.
- The Police Chief and the Sheriff have entered into an agreement, approved by the North Carolina Department of Revenue, under which the Police Department will give the Sheriff's Office an amount equaling 50% of the proceeds from taxes collected through service of these warrants. The Sheriff's Office share is estimated at \$5,000 per month or \$60,000 per year.

Law Enforcement Bloodhound

- \$11,000 of the funds will be used for the purchase of the dog and an intensive four week training course for the dog and the handler. \$3,000 will be used for additional training for the handler and \$6,000 will be used for equipment, including the kennel.
 - The bloodhound will be used for tracking and trailing and be capable of tracking suspects as well as missing persons for search and rescue.
 - At present, Police has to request assistance from other departments when a dog is needed for tracking and trailing. The dog will be purchased from a kennel with a Law Enforcement Bloodhound Program.

Funding

Police Assets Forfeiture Funds

Attachment 13

Budget Ordinance

48. FY2010 Justice Assistance Grant

Action:

A. Accept the FY2010 Justice Assistance Grant, in the amount of \$940,519, from the U.S. Department of Justice, and

B. Adopt a budget ordinance appropriating \$940,519 from the U.S. Department of Justice.

Staff Resources: Katrina Graue, Police
Darrellyn Kiser, Police

Explanation

- The City of Charlotte and Mecklenburg County have received the Justice Assistance Grant for FY2010.
- The grant allocation is based on crime rates for the jurisdiction.
- Under the grant legislation, the City of Charlotte must share some of its grant funding with Mecklenburg County since the County is responsible for the incarceration of prisoners. The legislation also requires that all agencies within a county file a joint application so the grant also includes an \$11,278 allocation to the town of Huntersville. After the transfer of 25% of the funds (\$232,310) to the Mecklenburg County Sheriff's Office and \$11,278 to Huntersville, the City's remaining balance is \$696,931.
- CMPD will act as the fiscal agent for the grant and will disburse funds to the County and Huntersville upon receipt of the proper documentation.

City Spending Plan

- \$241,475 will be spent on overtime for CMPD for enforcement initiatives in problem neighborhoods. Funds will cover patrol officers, sergeants, and detectives from specialized units such as Gang and Firearms, who will be assisting the patrol divisions.
- \$219,496 will be used to purchase two additional Sky Watch Sentinel Towers to be used at special events and in crowded areas such as shopping mall parking lots. The two new towers will be equipped with public address systems.
- \$125,000 will be used for additional youth programs for the Police Activities League and Right Moves for Youth. The Police Activities League

will implant a Culinary Arts Program in partnership with Johnson & Wales University, Piedmont Natural Gas, and the Compass Group. Right Moves for Youth will fund a summer camp in 2011.

- \$110,960 will be used for improvements to the Crime Analysis Division work area. The improvements will include projectors, monitors, and computer interfaces that will facilitate a more interactive work environment and help analysts more rapidly identify trends and/or suspects that cross division boundaries.

Funding

\$940,519 from the U.S. Department of Justice; no matching funds are required

Attachment 14

Budget Ordinance

49. Homicide Support Group Grant

Action: A. Accept a grant from the Governor's Crime Commission in the amount of \$76,510, for a Homicide Support Group, and

B. Adopt a budget ordinance appropriating \$76,510 from the Governor's Crime Commission.

Staff Resource: Paul Zinkann, Police

Explanation

- The Charlotte-Mecklenburg Police Department has received a grant from the Governor's Crime Commission to establish a Homicide Support Group.
- The Homicide Support Group is a component of Police's ongoing effort to improve its services to crime victims and their families. The Support Group will provide a resource for families of homicide victims in Charlotte-Mecklenburg to interact with one another and to share their concerns, including those related to the criminal justice system.
- The Homicide Support Group will be staffed by a Homicide Support Specialist who will be an employee of United Family Services which is partnering with Police in this effort. The project will be supervised on a part-time basis by a retired homicide sergeant who will be hired back for this purpose. The sergeant's salary of \$17,768 will be used as an in-kind grant match.
- The two employees will facilitate monthly support group meetings and train volunteers, most of whom have lost family members to homicide, to work with families as they go through this experience. The staff will help families work through the criminal justice process and help eligible families file for victim's compensation benefits.
- The grant will also fund printing of an informational booklet to be given to the families of homicide victims.
- The initial grant is for one year but a second year of funding is anticipated. Funds will cover the salary of the Homicide Support Specialist, project staff travel for the NC Victim Assistance Network Annual Training, and project operating expenses.

Funding

\$76,510 from the Governor's Crime Commission; \$17,768 from the Police operating budget

Attachment 15

Budget Ordinance

50. Police Electronic Monitoring Contract

Action: **A. Approve a one-year service contract with Omnilink Inc. to provide GPS monitoring equipment and support at a cost not to exceed \$440,000, and**

B. Authorize the City Manger to approve a one-year extension to the contract if funding is available.

Staff Resources: Ruth Story, Police
Dale Greene, Police

Explanation

- In 2007, Police began contracting with Omnilink for electronic monitoring of selected categories of offenders. Electronic monitoring has become a significant tool in reducing the number of suspects who re-offend while awaiting trial.
- On average, Police monitors 235 offenders at any given time. The majority of those offenders are awaiting trial for robbery, burglary, and larceny from vehicle. 80% of the offenders are under the age of 26.
- Omnilink monitors have GPS for tracking the physical location of offenders, enabling Police to link monitored offenders to locations where crimes have occurred. So far in 2010, 15 monitored offenders have been charged in 27 new cases.
- The contract with Omnilink will be valid for one year beginning September 29, 2010. The contract will not exceed 310 monitors and the daily rate per monitor will not exceed \$3.85.
- The contract will be funded through Police's operating budget and the remaining funds from Mecklenburg County's \$225,000 contribution to the electronic monitoring program in 2009.

Small Business Opportunity

No SBO goal was set for this contract because subcontracting opportunities were not identified (Part B: Section 2.4 of the SBO Policy).

Funding

Police Operating Budget; funding from Mecklenburg County

51. Airport Flight Track Monitoring System

- Action:**
- A. Approve a five-year contract with Brüel & Kjær EMS, Inc. in the amount of \$225,403.12 for a Flight Track Monitoring System, and**
 - B. Adopt a budget ordinance in the amount of \$225,403.12 from the Airport Discretionary fund to be replaced with future Federal Aviation Administration grant proceeds and/or future General Airport Revenue Bond proceeds, the debt service for which is paid by Passenger Facility Charge revenues.**

Staff Resource: Jerry Orr, Aviation

Explanation

- The Airport implemented a FAR Part 150 Noise Compatibility Program in 1989 in an effort to mitigate aircraft noise in the vicinity of the Airport. The program was updated in 1997.
- In 2008, the Airport began updating the FAR Part 150 Program due, in part, to the construction of the new runway.
- Since the program's inception, the Airport has monitored noise, including monitoring aircraft flight tracks.
- The Airport had a flight track monitoring system that used FAA radar data until the FAA replaced their system with the current radar system (STARS).
- In February 2010, the Airport requested proposals from interested firms to provide a new flight track monitor system that acquires data from the FAA STARS system.
- This flight track monitor system is a web-based solution that will identify all aircraft that fly in the vicinity of the Airport, capturing the aircraft's type, owner, flight number, altitude, speed and runway used. This data is used to plot the aircraft's track as it approaches or departs the Airport.
- The system will allow the Airport to more accurately respond to noise complaints by identifying individual flights that have flown over a particular address or location during any selected time frame.
- Brüel & Kjær EMS, Inc. (formerly Lochard Corporation) was one of three companies that responded to the Airport's Flight Track Monitoring System RFP. This system meets the requirements of the RFP and is the most cost effective system.
- This contract includes a five-year service agreement.

Disadvantaged Business Opportunity

Established DBE Goal: 0%

Committed DBE Goal: 0%

The Federal DBE Program neither requires nor permits goals for every contract. The City must meet its DBE goal through a mix of contract-specific goals and race-neutral means. No goal was set for this contract because there are no participation opportunities.

Funding

Aviation Capital Investment Plan

Attachment 16

Budget Ordinance

52. Vehicle and Equipment Radiator, Air Charge Cooler, and Fuel Tank Repair Service

Action:

A. Approve a contract with Bullock Cleaning and Radiator Service Inc. for vehicle and equipment radiator, air charge cooler, and fuel tank repair service for an initial term of one year in the estimated amount of \$150,000, and

B. Authorize the City Manager to approve up to four, one-year renewal options as authorized by the contract, and contingent upon the company's satisfactory performance.

Staff Resource: Charles Robinson, Business Support Services

Explanation

- The City's Business Support Services Equipment Management Division provides maintenance services on vehicles and specialty equipment for various City and County departments.
- Services are provided for a wide variety of vehicles and equipment including, but not restricted to, sedans, pickups, police cars, light duty industrial vehicles, SUVs, medium duty trucks, heavy trucks, fire apparatus, refuse collection, and construction equipment.
- Radiator, air charge cooler, and fuel tank repair services are required to ensure availability of vehicles in the fleet to provide essential and emergency services to the citizens of the City of Charlotte and Mecklenburg County.

Selection Process

- The City received three proposals in response to a Request for Proposals.
- After thorough evaluation by the Evaluation Team, comprised of staff from Business Support Services' Equipment Management and Procurement Services Divisions, Bullock Cleaning and Radiator Service was considered to best meet the established requirements.
 - Bullock Cleaning and Radiator Service was the only service provider to offer same day repair turn around on all services as required by the RFP.
 - Bullock Cleaning and Radiator was the only vendor to offer a fixed pricing structure not contingent upon parts and labor.

Small Business Opportunity

No SBO goal was set for this contract because subcontracting opportunities were not identified (Part C: Section 2.4 of the SBO Policy).

Funding

Business Support Services Operating Budget

53. International/Navistar Truck Equipment Parts and Services

- Action:**
- A. Approve the purchase of International/Navistar truck equipment parts as authorized by the sole source exemption of G.S. 143-129(e)(6), and**
 - B. Approve a contract with Rush Truck Center for the purchase of repair and replacement parts and services in the estimated annual amount of \$250,000 for the term of five years.**

Staff Resource: Charles Robinson, Business Support Services

Sole Source Exception

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 - Performance or price competition are not available;
 - A needed product is available from only one source or supply; or
 - Standardization or compatibility is the overriding consideration.
- Sole sourcing is necessary because there is only one supply source.
- The City Council must approve purchases made under the sole source exception.

Explanation

- The City currently operates 128 units of International/Navistar heavy trucks and equipment that are used by Fire, Utilities, Solid Waste Services, Transportation and Landscape Management for various daily operations.
- International/Navistar product warranties require original equipment manufacturer (OEM) parts for all maintenance and repairs. OEM parts are also required to retain factory training, failure analysis, and diagnostic/technical support.
- Rush Truck Center of Charlotte is the exclusive authorized distributor of International/Navistar OEM parts for the Charlotte area.

Small Business Opportunity

Sole Source contracts are exempt (Appendix Section 23.2 of the SBO Policy).

Funding

Business Support Services Operating Budget

54. Daimler, Freightliner and Sterling Truck Equipment Parts and Services

- Action:**
- A. Approve the purchase of Daimler, Freightliner and Sterling Truck and Equipment parts as authorized by the sole source exemption of G.S. 143-129(e)(6),**
 - B. Approve a contract with Charlotte Truck Center for the purchase of Daimler, Freightliner and Sterling Truck parts and services in the estimated annual amount of \$400,000 for the term of three years, and**
 - C. Authorize the City Manager to extend the contract for two additional one-year terms with possible price adjustments at the time of renewal as deemed reasonable and appropriate by the City Manager.**

Staff Resource: Charles Robinson, Business Support Services

Sole Source Exception

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 - Performance or price competition are not available;
 - A needed product is available from only one source or supply; or
 - Standardization or compatibility is the overriding consideration.
- Sole sourcing is necessary because there is only one supply source.
- The City Council must approve purchases made under the sole source exception.

Explanation

- The City operates 191 units of Daimler, Freightliner and Sterling trucks and equipment that are maintained by Business Support Services/Equipment Management Division.
- Daimler, Freightliner and Sterling Truck original equipment manufacturer (OEM) parts are required for equipment repairs to maintain manufacturer warranty and equipment performance standards and prevent emissions failure, engine damage, and related electronic system malfunctions.
- Daimler, Freightliner and Sterling diagnostic software is manufacturer specific to individual components and programmable systems.
- Charlotte Truck Center is the exclusive area supplier of OEM parts, factory authorized warranty service, and factory integrated diagnostics for Daimler, Freightliner and Sterling truck and equipment parts.

Small Business Opportunity

Sole Source contracts are exempt (Appendix Section 23.2 of the SBO Policy).

Funding

Business Support Services Operating Budget

55. Vactor, Elgin and Pro-Patch Vehicle Equipment Parts and Services

- Action:**
- A. Approve the purchase of Elgin Pro-Patch and Vactor Equipment parts as authorized by the sole source exemption of G.S. 143-129(e)(6), and**
 - B. Approve a contract with Public Works Equipment for the purchase of repair and replacement parts and services in the estimated annual amount of \$275,000 for the term of five years.**

Staff Resource: Charles Robinson, Business Support Services

Sole Source Exception

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 - Performance or price competition are not available;
 - A needed product is available from only one source or supply; or
 - Standardization or compatibility is the overriding consideration.
- Sole sourcing is necessary because there is only one supply source.
- The City Council must approve purchases made under the sole source exception.

Explanation

- The City currently operates 20 Vactor units, eight Pro-patch units and five Elgin Street Sweepers that are utilized by Utilities, Solid Waste Services Special Services, and Street Maintenance Division of Transportation for various daily operations.
- This proprietary equipment is highly specialized and is manufactured for a specific market of the public contracting sector.
- Original equipment manufacturer (OEM) parts are required for all maintenance and repairs by these manufacturers to maintain warranty and performance standards. OEM parts are also required to retain factory training, failure analysis, and diagnostic/technical support.
- Public Works Equipment Services of Monroe is the exclusive authorized supplier of Elgin Pro-Patch, and Vactor OEM parts, and diagnostic and warranty repairs for North and South Carolina.

Small Business Opportunity

Sole Source contracts are exempt (Appendix Section 23.2 of the SBO Policy).

Funding

Business Support Services Operating Budget

56. Gradall Excavator Equipment Parts and Services

- Action:**
- A. Approve the purchase of Gradall excavator equipment parts as authorized by the sole source exemption of G.S. 143-129(e)(6), and**
 - B. Approve a contract with H & E Equipment Services for the purchase repair and replacement parts in the estimated annual amount of \$150,000 for the term of five years.**

Staff Resource: Charles Robinson, Business Support Services

Sole Source Exception

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 - Performance or price competition are not available;
 - A needed product is available from only one source or supply; or
 - Standardization or compatibility is the overriding consideration.
- Sole sourcing is necessary because there is only one supply source.
- The City Council must approve purchases made under the sole source exception.

Explanation

- Charlotte Department of Transportation, Street Maintenance Division, currently operates 12 Gradall excavators that are maintained by Business Support Services/Equipment Management Division.
- The current fleet includes the following:
 - Two 2008 models
 - Three 2005 models
 - One 2004 model
 - Three 2001 models
 - Two 1997 models
 - One 1996 model
- Gradall product warranties require original equipment manufacturer (OEM) parts for all maintenance and repairs. OEM parts are also required to retain factory training, failure analysis, and diagnostic/technical support.
- H&E Equipment Services of Charlotte is the only authorized distributor of Gradall OEM parts in the Charlotte area.

Small Business Opportunity

Sole Source contracts are exempt (Appendix Section 23.2 of the SBO Policy).

Funding

Business Support Services Operating Budget

57. United States Geological Survey 2010-2011 Cooperative Agreement

Action: Approve the 2010-2011 Cooperative Program Agreement in the amount of \$334,460 with the United States Geological Survey (USGS) for storm water data collection activities.

Staff Resource: Keri Shearer, Engineering & Property Management

Explanation

- This agreement will provide funds to maintain the rainfall and stream flow gage system on the Charlotte-Mecklenburg stream network.
- Data from the gage system is used to determine flood-prone areas, review impacts of rain events, determine long-term trends, aid in water-quality investigations and assist in the design of drainage infrastructure.
- This agreement supports the Flood Information and Notification System, which is used to notify emergency personnel of potential threats to life and property.
- This agreement leverages City funds with USGS funds. The total cost of maintenance for our 28 gages is \$603,200; the City's share is \$334,460. USGS will pay the remainder of the cost.
- Since 1961, the City of Charlotte and Mecklenburg County have worked with the USGS, gathering rainfall and stream flow information through a cooperative, cost-sharing program.

Small Business Opportunity

Contracts with other units of federal or state government are exempt (Appendix Section 23.8 of the SBO policy).

Funding

Storm Water Capital Investment Plan

58. Storm Water Treatment Facility Maintenance

Action: Approve contracts for storm water treatment facility maintenance with:

- 1. Haz-Mat Environmental Services, LLC in the amount of \$120,000 for storm water treatment facility maintenance, and**
- 2. Harvest Environmental Services, Inc. in the amount of \$178,000 for storm water treatment facility maintenance.**

Staff Resource: Daryl Hammock, Engineering & Property Management

Explanation

- These contracts will provide the Storm Water Services Division with stormwater treatment facility maintenance services that may include but not be limited to the following:
 - Vacuum/pumping services for removal of solid and liquid hazardous and non-hazardous materials from oil/water separators, stormwater catch basins, sumps, drains, streams, ponds and other structures

- Miscellaneous inspection and maintenance services for stormwater treatment facilities
- Engineering & Property Management selected these firms through a Request for Proposal process.

Small Business Opportunity

Haz-Mat Environmental Services, LLC

Established SBE Goal: 3.00%

Committed SBE Goal: 13.90%

Haz-Mat Environmental Services, LLC committed 13.90% (\$25,000) of the following contract to the following SBE's: Concord Industrial Star (UST removal and disposal of soils) and Jammco (Storm water utility cleaning).

Harvest Environmental Services, Inc

Established SBE Goal: 3.00%

Committed SBE Goal: 28.64%

Harvest Environmental Services, Inc committed 28.64% (\$72,000) of the following contract to the following SBE firm: Jammco (Vacuum truck/pumping services and video inspections).

Funding

Storm Water Operating Budget

59. South Tryon Street Conversion

Action: Approve a design contract in the amount of \$400,000 with HNTB North Carolina, P.C. for engineering services for the South Tryon Street Conversion.

Staff Resource: Joe Frey, Engineering & Property Management

Explanation

- This project will modify travel lanes on South Tryon Street from four lanes to three, and add bicycle lanes and wider sidewalks from Carson Boulevard to Stonewall Street. It will also convert Church Street from a one-way to a two-way street (from Carson Boulevard to Morehead Street).
- This project was recommended in the South End Pedestrian and Bicycle Connectivity Study completed in January 2008. The purpose of this study was to identify opportunities to improve pedestrian and bicycle connectivity between South End and Uptown Charlotte.
- In order to obtain concurrence from NCDOT, temporary lane re-striping was implemented on South Tryon Street to observe the function of the proposed lane conversions for 90 days from April to July. No issues were observed and NCDOT will allow the changes to become permanent.
- In addition to the lane reconfiguration becoming permanent, the project improvements will include realignment of curbs, addition of bike lanes and sidewalk improvements within the project limits as well as structural modifications to the bridge over I-277 in order to widen the sidewalk and add other pedestrian amenities.
- HNTB North Carolina, P.C. was chosen using the Council-approved qualifications-based selection process for professional services in accordance with NC Statutes.

Small Business Opportunity

The City negotiated a SBE goal with HNTB North Carolina, P.C. after the proposal selection process (Part C: Section 2.2 of the SBO Policy). HNTB North Carolina, P.C. committed 7.54% (\$30,160.00) of the total contract amount to the following SBE firm: Hinde Engineering, Inc. (utility locate).

Funding

Transportation Capital Investment Plan

60. **Lawyers Road Extension, Albemarle Road to W.T. Harris Boulevard**

Action: Approve change order #1 in the amount of \$450,000 to the contract with the Hanover Insurance Company.

Staff Resources: Geen Khoo, Engineering & Property Management
Bryan Tarlton, Engineering & Property Management

Explanation

- This project includes a new four-lane roadway between W. T. Harris Boulevard and Albemarle Road and improvements at the existing intersection of Lawyers and Albemarle Road. A 36-inch water line and signal work was also included as part of this project.
- The Lawyers Road Extension project is nearing completion. Earlier in 2009, the project was delayed due to Mainline Contracting (prime contractor) filing for bankruptcy.
- After extensive negotiation with Hanover Insurance Company (surety for the project), work restarted in April 2010 and is now due to be complete in September 2010. Sealand Contractors, Corp. is currently constructing the project to fulfill the surety responsibility.
- While the project was on hold waiting for the surety to respond, the City maintained erosion control and traffic control. The cost of this maintenance has been billed to the surety company.
- Due to project overruns and additional utility work, a change order is necessary to complete the project scope.
- Additional work includes items such as asphalt base repair on Albemarle Road and W.T. Harris Boulevard. The need for asphalt base repair was discovered during milling and repaving operations. Raised pavement markers were also required.
- Project overruns include asphalt surface, additional conduit, undercut, pavement marking and pavement removal.
- City Council awarded the original contract to Mainline Contracting on September 22, 2008 in the amount of \$3,036,237.06. The total contract amount, including this change order is anticipated to be less than \$3.5 million and is available within the project budget.

Small Business Opportunity

All additional work involved in this change order will be performed by Hanover Insurance Company's contractor, Sealand Contractors, Corp.

Funding

Transportation Capital Investment Plan

61. Rea Road Widening Contract Amendment

Action: Approve contract amendment #2 in the amount of \$403,000 with Michael Baker Engineering, Inc.

Staff Resource: Imad Fakhreddin, Engineering & Property Management

Explanation

- This project will improve Rea Road between Hwy 51 and Colony Road by providing turn lanes, bicycle lanes, sidewalks and street trees. This project will also address sight distance problems along Rea Road.
- This amendment provides funds for additional engineering work and to address unforeseen changes to the construction plans as a result of:
 - Real estate negotiations
 - Design of a temporary road to avoid main road closing during construction
 - Review and approval of manufactured structural components of the bridge
 - Engineering and inspection services during construction
 - Coordination with major utilities
- The original contract was with the LPA Group of North Carolina, P.A. (LPA). Recently, LPA merged with Michael Baker Engineering, Inc. (Michael Baker).
- As required by the original contract, the City has entered into an Assignment and Assumption Agreement which allows for Michael Baker to assume and complete the work required by the contract.

Background

- Council approved the original contract for planning and design services for \$995,413 on January 27, 2003.
- Council approved amendment #1 on July 28, 2008 for \$375,000 to provide additional surveying, rate adjustments and assistance during real estate acquisition, completion of design documents, including preparation of right of way plats and scope increases for a bridge and retaining wall design.
- The total contract amount to date including amendment #2 is \$1,773,413 and is available within the \$22.5 million project budget.

Small Business Opportunity

All additional work involved in this amendment will be performed by the current consultant, Michael Baker Engineering, Inc. and their existing sub consultants (Part D: Section 6 of the SBO Policy).

Funding

Transportation Capital Investment Plan

62. Milhaven Lane Culverts and Sidewalks Contract Amendment

Action: Approve contract amendment #4 with Mulkey, Inc. in the amount of \$105,000 for engineering services.

Staff Resources: Sam Barber, Engineering & Property Management
Corky Botkin, Engineering & Property Management

Explanation

- This amendment is specifically in connection with the sidewalk project for Milhaven Lane.
- As part of this sidewalk project, a Flood Study was prepared for 6001 Milhaven Lane in response to flooding concerns.
- The study recommended drainage improvements to the culverts under Milhaven Lane and Dellinger Circle, as well as pipe and channel improvements downstream to address flooding and erosion.
- The amendment is needed to provide funding for the design of these additional storm water improvements not anticipated when the Milhaven Sidewalk Project was initiated.

Background

- This contract is one of several engineering contracts that support the City's Sidewalk Program to enhance connectivity, offer transportation choices and improve pedestrian safety.
- Implementation of the sidewalk program supports the goals for the City's adopted Transportation Action Plan.
- Projects under this contract are performed on a task order basis.
- When work on a particular sidewalk project commences, other factors such as flooding issues are also reviewed and corrective action is included in the overall design.

Contract History

- Mulkey, Inc. was chosen as one of a group of six firms to provide engineering services for sidewalk projects using the Council-approved qualifications-based selection process for professional services in accordance with NC Statutes.
- City Council approved the original contract for \$200,000 on June 13, 2005.
- City Council approved amendment #1 to the contract for \$300,000 on November 28, 2005.
- City Council approved amendment #2 to the contract for \$250,000 on May 14, 2007.
- The City Manager approved amendment #3 to the contract for \$70,000 on July 23, 2008.
- This amendment will bring the total contract amount to \$925,000. No additional amendments are anticipated.

Small Business Opportunity

All additional work involved in this amendment will be performed by the current consultant, Mulkey, Inc. and their existing subconsultants (Part D: Section 6 of the SBO Policy).

Funding

Storm Water Capital Investment Plan

63. Utility Subsurface Locating Services

- Action:**
- A. Award a contract to Cardno North Carolina, PLLC in the amount of \$75,000 for utility locating services,**
 - B. Award a contract to LDSI, Inc. in the amount of \$75,000 for utility locating services,**
 - C. Award a contract to Taylor Wiseman and Taylor in the amount of \$75,000 for utility locating services, and**
 - D. Authorize the City Manager to approve two renewals in the amount of \$75,000 for each contract.**

Staff Resource: George Insogna, Engineering & Property Management

Explanation

- Typical utility subsurface locating services provide surface and subsurface horizontal utility locating services on an as-needed basis for various City projects.
- Services involve accurately and comprehensively identifying, characterizing and mapping underground utility facilities through a standard process of designating and managing data.
- These contracts allow for two renewals at the City's option as an incentive to the consultant for productivity and good workmanship.
- These firms were chosen pursuant to a Council-approved qualifications-based selection process performed in accordance with State General Statutes.
- Each contract may be renewed twice, at the City's option, for a total contract amount of \$225,000 for each firm.
- The total dollar amount for the contracts, including all optional renewals, is \$675,000.

Small Business Opportunity

Informal contracts are not subject to establishing SBE subcontracting goals and are considered exempt contracts (Appendix Section 23.1 of the SBO Policy).

Funding

Various Capital Investment Plans

64. Real Estate Appraiser Services Contracts Amendments

Action: Approve contract amendments to extend real estate appraiser services at the same unit rates, with the following firms:

1. Fortenberry Lambert, Inc., \$150,000,
2. The Hopkins-McElhannon Group, Inc., \$150,000,
3. James M. Owens, \$150,000,
4. Integra Realty Resources – Charlotte, LLC, \$150,000,
5. T.B. Harris, Jr. & Associates, Inc., \$150,000,
6. Bryant & Rutledge, LLC, \$150,000,
7. Ray E. Crawford & Company, Inc., \$95,000, and
8. The Hanes Group, Inc., \$95,000.

Staff Resources: Jeff Reid, Engineering & Property Management
Mark Boone, Engineering & Property Management

Explanation

- Real estate appraisal services are required during the real estate acquisition phase of public projects to establish the impact of a project on the value of real property.
- Certified independent real estate appraisers with specialized expertise in the area of land valuation help define what public rights-of-way need to be acquired and to establish fair and just compensation for property owners.
- The cost of the appraisal services are budgeted as part of Capital Investment Plan projects.
- These amendments are necessary due to the number of acquisitions which require appraisals.
- Projects are assigned to the real estate appraisers on a work order basis, using pre-established unit rates, for services as needed.
- The real estate appraisers were chosen in spring 2009 in compliance with North Carolina General Statutes and pursuant to the Council-approved qualifications based selection process.
- The City entered into contracts with all of the real estate appraisers for \$75,000 each in June 2009, with the ability to extend the contracts at the same unit rates, given good performance by the contractors.

Small Business Opportunity

No SBE goal was set for these contracts because subcontracting opportunities were not identified (Part C: Section 2.4 of the SBO Policy). One of the firms selected (Hopkins-McElhannon Group, Inc.) is a certified SBE.

Funding

Various Capital Investment Plans

65. Acceptance of Funds for Petroleum Firefighting Equipment

- Action:**
- A. Authorize the Fire Chief to accept funds in an amount not to exceed \$200,000 from member companies of the Paw Creek Petro Chemical Association Operators' Group, and**
 - B. Adopt a budget ordinance in the amount of \$200,000 to establish an account to track the funding and purchases.**

Staff Resource: Rob Kinniburgh, Fire

Explanation

- Approximately two years ago, per federal regulations, ethanol blended fuels became the new standard for American gasoline. At this time, the Charlotte Fire Department (CFD) began assessing capabilities relating to responding to a large-scale incident involving ethanol blended fuels.
- CFD has partnered with the 16 member companies within the Paw Creek Petro Chemical Association Operators' Group to enable better cooperation with planning for, and responding to, petroleum related fire incidents.
- The goal of this partnership has been to determine ways to cooperate on effective fire protection for the petroleum storage location known as Tank Town in the Paw Creek area.
- A public/private partnership has been established between CFD and the member companies of the Paw Creek Petro Chemical Association Operators' Group to jointly purchase the items needed to protect the infrastructure in the area and ensure firefighter safety.
 - CFD has already invested \$109,000 to convert existing apparatus, purchase foam and miscellaneous equipment.
 - Funding from the Petro Chemical Association will be used to purchase foam, dry chemicals, nozzles, foam application devices, foam production devices, transfer pumps, a rack system and other miscellaneous equipment.
- Within the Charlotte metro area, there have already been several petroleum related incidents that have highlighted the need to purchase additional equipment to safely and effectively mitigate these emergencies.
- Funding will be received by CFD over the next 18 to 24 months to purchase the necessary equipment. Overall spending on this project will not exceed the amount of funds received.
- CFD will not be required to provide any matching funds in order to receive the funds from the Paw Creek Petro Chemical Association Operators Group.

Funding

Funds will be provided by the 16 member companies.

Attachment 17

Budget Ordinance

66. 2009 Assistance to Firefighters Grant Acceptance

Action: **A. Accept the 2009 Assistance to Firefighters Grant award, and**

B. Adopt a budget ordinance appropriating \$1,537,140, including a \$1,229,712 appropriation in Assistance to Firefighters Grant funding, and a transfer of \$307,428 for City matching funds from within the General Capital Equipment Fund from savings on previous purchases.

Staff Resource: Rich Granger, Fire

Explanation

- On May 11, 2009, City Council approved the Fire Department's application for the 2009 Assistance to Firefighters Grant (AFG).
- On August 6, 2010, the Fire Department was notified that we have been awarded the grant.
- The AFG grant will provide 80% of funding (\$1,229,712) and the City will pay the 20% (\$307,428) matching portion of the grant.
- City matching funds will come from existing capital equipment appropriations.
- The grant funded projects include the following:
 - Station Alerting System: The current alerting system has reached its end of life. Parts and equipment are no longer available, thus necessitating the replacement of the entire system. The station alerting system is critical since it visually and audibly notifies fire companies when they need to respond to a call.
 - Opticom traffic signal pre-emption devices: These devices are used to control the traffic lights when an emergency vehicle is approaching. By changing all of the lights at an intersection to red, an emergency vehicle can safely navigate through the intersection during an emergency response. The signalization will return to its normal sequence once the emergency vehicle has passed through the intersection.
 - Permanent air-fill stations: Air fill stations are used to refill air bottles that are used by firefighters during a fire. These fill stations will be placed in outlying fire stations, thus eliminating the need for fire companies to drive to fire logistics to refill their air bottles. This change will increase the amount of time that companies remain in-service and available in their area.
 - Fire protection sprinkler system: Installing sprinkler systems into fire stations is now required. Station 4 is a two-story facility that does not have a sprinkler system. Station 4 is located at 525 N. Church Street.

Funding

U.S. Department of Homeland Security and Capital Equipment Funds

Attachment 18

Budget Ordinance

67. Donation of Fire Department Equipment

Action: Adopt a resolution to donate a Gator Utility Vehicle, city property number F71791 to West Mecklenburg Volunteer Fire Department.

Staff Resource: Rich Granger, Fire

Explanation

- The Fire Department is in the process of standardizing the utility vehicles within our fleet.
- The Gator utility vehicle (F71797) was purchased in 2000 and does not meet the Fire Department's current specifications and is the oldest utility vehicle in the fleet.
- The Fire Department would like to donate this vehicle to the West Mecklenburg Volunteer Fire Department.
- This vehicle was originally purchased with funds provided by the US Department of Justice for homeland security equipment.
- The estimated value of this item is \$2,000.
- The donation to West Mecklenburg Fire Department will allow this equipment to remain inside the Charlotte Urban Areas Security Initiative region.
- Gator utility vehicles are often used during search and rescue operations to carry manpower and equipment.
- The West Mecklenburg Volunteer Fire Department is in need of a Gator utility vehicle to support search and rescue incidents that they respond to at the U.S. National Whitewater Center.
- North Carolina General Statute §160A-280 authorizes the donation of personal property from a City to a non-profit organization incorporated in one of the United States upon adoption of a resolution by City Council.

Attachment 19

Resolution
Gator Utility Vehicle Specifications

68. University City Partners Board Appointments

Action: Appoint the University City Partners Board of Directors for FY2011 as nominated by the existing University City Partners Board.

Staff Resource: Brad Richardson, Neighborhood & Business Services

Explanation

- University City Partners (UCP) is a nonprofit organization contracted by the City to provide services and promotional activities for the University City Municipal Service District.
- UCP's contract is funded by a special property tax paid by property owners within the district.
- UCP's bylaws require that City Council annually reappoint existing Board members and any new members nominated by the UCP Board.

- The following directors are recommended for reappointment:

Kevin Toomb, Chair	Francois McGillicuddy
Jeremy Dreier	Bob Wilhelm
David Corpening	Betty Payne
George Maloomian	Jim Morrow
Linda Holden	Michael Orzech
Lynn Wingo	Ned Austin
Olen Smith	Rashmi Desai
Steve Brown	Phil Dubois
Michael Barnes	Karen Bentley
Cheryl Richards	

- The following individuals are recommended as new appointments to the Board:

Chris Epstein	Betty Turner
Paul Petr	Juan Pablo Giometti
Bill Leonard	Whitney Puckett
Nancy Reitz	Edna Chirico

- UCP’s Board is scheduled to approve the Council-approved board appointments at its August 26, 2010 meeting.
- City Council must either appoint this slate of appointments or request a revised slate from UCP.

Attachment 20

Slate of Nominees

Map of University City Municipal Service District

69. Public Auctions for Disposal of Equipment and Police Unclaimed Property

Action: A. Adopt a resolution declaring specific vehicles, equipment, and other miscellaneous items as surplus, and

B. Authorize said items for sale by public auctions on September 25, 2010 and October 2, 2010.

Staff Resource: Charles Robinson, Business Support Services

Explanation

- Pursuant to North Carolina G.S. 160A-270(b) approval is requested for two public auctions as follows:
 - On September 25, 2010 at 10:00 a.m. to dispose of City owned property declared as surplus (see attachment)
 - On October 2, 2010 at 10:00 a.m. to dispose of police unclaimed property (no exhibit required)
- Each auction is a premise-based auction to be conducted at the City-County Asset Recovery and Disposal facility located at 3301 Rotary Drive, Charlotte, North Carolina.

- All auction services will be provided through an existing contract with Rogers Realty and Auction Company, Inc., approved by City Council on August 25, 2008.
- Rogers Realty and Auction Company, Inc. is a woman-owned business.

Small Business Opportunity

No SBE goal was set for this auction because subcontracting opportunities were not identified (Part C: Section 2.4 of the SBO Policy).

Attachment 21

List of property to be declared as surplus
 Resolution Authorizing Sale of Personal Property by Public Auction

70. Refund of Property and Business Privilege License Taxes

Action: **A. Adopt a resolution authorizing the refund of property taxes assessed through clerical or assessor error in the amount of \$59,221.36, and**

B. Adopt a resolution authorizing the refund of business privilege license payments made in the amount of \$6,530.02

Staff Resource: Scott Greer, Finance

Attachment 22

Resolution
 List of property tax and business license refunds

71. Resolution of Intent to Abandon Moss Street, Benson Street, and Portions of Dearborn Avenue, Badger Court, and Horne Drive

Action: **A. Adopt the resolution of intent to abandon Moss Street, Benson Street, and portions of Dearborn Avenue, Badger Court and Horne Drive, and**

B. Set a public hearing for September 27, 2010.

Staff Resources: Jeff McSwain, Transportation
 Linda Poissant, Transportation

Attachment 23

Map
 Resolution

72. Resolution of Intent to Abandon Dunbar Street and a Portion of McNinch Street

Action: **A. Adopt the resolution of intent to abandon Dunbar Street and a portion of McNinch Street, and**
B. Set a public hearing for September 27, 2010.

Staff Resources: Jeff McSwain, Transportation
 Linda Poissant, Transportation

Attachment 24

Map
Resolution

73. In Rem Remedy

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

Public Purpose:

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

Policy:

- Housing & Neighborhood Development
- Community Safety

The In Rem Remedy items were initiated from 3 categories:

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

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

Public Safety:

- A. 9300 Misenheimer Road (Neighborhood Statistical Area 146 – Bradfield Farms Neighborhood)

Field Observation:

- B. 613 A & B Billingsley Road (Neighborhood Statistical Area 59 – Grier Heights Neighborhood)
- C. 2315 Eastway Drive (Neighborhood Statistical Area 150 – Windsor Park Neighborhood)
- D. 507 N. Linwood Avenue (Neighborhood Statistical Area 19 – Thomasboro/Hoskins Neighborhood)
- E. 522 N. Linwood Avenue (Neighborhood Statistical Area 19 – Thomasboro/Hoskins Neighborhood)
- F. 822 Marble Street (Neighborhood Statistical Area 19 – Thomasboro/Hoskins Neighborhood)
- G. 3310 Orr Street (Neighborhood Statistical Area 125 – Nevin Community Neighborhood)
- H. 1631 a/k/a 1621 Parker Drive (Neighborhood Statistical Area 8 – West Boulevard Neighborhood)

Public Safety:

A. 9300 Misenheimer Road

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 9300 Misenheimer Road (Neighborhood Statistical Area 146 – Bradfield Farms Neighborhood).

Attachment 25

Field Observation:

B. 613 A & B Billingsley Road

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 613 A & B Billingsley Road (Neighborhood Statistical Area 59 – Grier Heights Neighborhood).

Attachment 26

C. 2315 Eastway Drive

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 2315 Eastway Drive (Neighborhood Statistical Area 150 – Windsor Park Neighborhood).

Attachment 27

D. 507 N. Linwood Avenue

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 507 N. Linwood Avenue (Neighborhood Statistical Area 19 – Thomasboro/Hoskins Neighborhood).

Attachment 28

E. 522 N. Linwood Avenue

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 522 N. Linwood Avenue (Neighborhood Statistical Area 19 – Thomasboro/Hoskins Neighborhood).

Attachment 29

F. 822 Marble Street

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 822 Marble Street (Neighborhood Statistical Area 19 – Thomasboro/Hoskins Neighborhood).

Attachment 30

G. 3310 Orr Street

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 3310 Orr Street (Neighborhood Statistical Area 125 – Nevin Community Neighborhood).

Attachment 31

H. 1631 a/k/a 1621 Parker Drive

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 1631 a/k/a 1621 Parker Drive (Neighborhood Statistical Area 8 – West Boulevard Neighborhood).

Attachment 32

PROPERTY ITEMS

74. Property Transactions

Action: Approve the following property transactions (A-H) and adopt the condemnation resolutions (I-U).

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

Acquisitions

- A. Project:** Back Creek Farm to Market, Parcel # 1
Owner(s): Kenneth R. Walters and Wife, Victoria B. Walters
Property Address: Back Creek Church Road
Property to be acquired: 209,660 sq. ft. (4.813 ac.) in Fee Simple, plus 22,732 sq. ft. (.522 ac.) in Sidewalk and Utility Easement
Improvements: None
Landscaping: None
Purchase Price: \$625,000
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: R-3
Use: Single Family Residential - Rural Acreage
Tax Code: 051-471-02
Total Parcel Tax Value: \$471,600
- B. Project:** Eastburn Storm Water Capital Improvement Project, Parcel # 42
Owner(s): Justin C. Brown
Property Address: 6313 Hazelton Drive
Property to be acquired: 2,320 sq. ft. (.053 ac.) in Storm Drainage Easement, plus 1 sq. ft. in Utility Easement, plus 1,030 sq. ft. (.024 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$10,750
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: R-3
Use: Single Family Residential
Tax Code: 179-011-20
Total Parcel Tax Value: \$173,900
- C. Project:** Peterson Drive Storm Drainage Improvement, Parcel # 1
Owner(s): R. G. Thomas Properties, LLC
Property Address: 3551 Dewitt Lane
Property to be acquired: 32,054 sq. ft. (.736 ac.) in Fee Simple
Improvements: None
Landscaping: None

Purchase Price: \$525,000

Remarks: Compensation was established by an independent, certified appraisal and appraisal review.

Zoned: I-1

Use: Industrial

Tax Code: 149-012-06

Total Parcel Tax Value: \$281,000

- D. Project:** Rea Road Widening, Parcel # 42
Owner(s): Valerie L. Miller f/k/a Valerie L. Ward
Property Address: 5336 Rea Road
Property to be acquired: 967 sq. ft. (.022 ac.) in Fee Simple, plus 1,271 sq. ft. (.029 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$27,800
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: R-3
Use: Single Family Residential
Tax Code: 211-231-26
Total Parcel Tax Value: \$160,800
- E. Project:** Rea Road Widening, Parcel # 43
Owner(s): Mason Foster and Amy Pohl
Property Address: 5328 Rea Road
Property to be acquired: 913 sq. ft. (.021 ac.) in Fee Simple, plus 3,017 sq. ft. (.069 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$27,111
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: R-3
Use: Single Family Residential
Tax Code: 211-231-07
Total Parcel Tax Value: \$178,900
- F. Project:** Rea Road Widening, Parcel # 48
Owner(s): Manuel S. Hernandez and Wife, Carmen R. Hernandez
Property Address: 5301 Five Knolls Drive
Property to be acquired: 1,698 sq. ft. (.039 ac.) in Fee Simple, plus 5,412 sq. ft. (.124 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$42,875
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: R-3
Use: Single Family Residential
Tax Code: 211-231-09

Total Parcel Tax Value: \$145,600

- G. Project:** Rea Road Widening, Parcel # 56
Owner(s): David G. Peters and Wife, Donna A. Peters
Property Address: 5120 Rea Road
Property to be acquired: 1,019 sq. ft. (.023 ac.) in Fee Simple, plus 1,559 sq. ft. (.036 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$23,000
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: R-3
Use: Single Family Residential
Tax Code: 211-233-20
Total Parcel Tax Value: \$184,700
- H. Project:** Rea Road Widening, Parcel # 66
Owner(s): Keith Bradford Alyea, Trustee of the Keith Bradford Alyea RLT u/t/d 3/21/08 and Fidel Dennis Montoya Trustee for the Fidel Dennis Montoya RLT u/t/d 3/21/08
Property Address: 5024 Rea Road
Property to be acquired: 1,155 sq. ft. (.027 ac.) in Fee Simple, plus 2,109 sq. ft. (.048 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$33,000
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: R-3
Use: Single Family Residential
Tax Code: 211-232-38
Total Parcel Tax Value: \$199,400

Condemnations

- I. Project:** 2009 Annexation - Eastfield South, Parcel # 8
Owner(s): Janet Benton Motley, et al And Any Other Parties of Interest
Property Address: 3501 Beard Road
Property to be acquired: Total Combined Area of 59,014 sq. ft. (1.355 ac.) of Sanitary Sewer Easement, plus Permanent Easement in Right of Way, plus Temporary Construction Easement
Improvements: Trees
Landscaping: None
Purchase Price: \$14,400
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential - Rural Acreage
Tax Code: 029-631-01

Total Parcel Tax Value: \$464,200

- J. Project:** 2009 Annexation - Hood Road North Sanitary Sewer Improvements, Parcel # 87
Owner(s): Aqua North Carolina, Inc f/k/a Rayco Utilities, Inc. And Any Other Parties Of Interest
Property Address: 10725 Starwood Avenue
Property to be acquired: Total Combined Area of 8,393 sq. ft. (.193 ac.) of Sanitary Sewer Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$2,850
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential
Tax Code: 105-271-17
Total Parcel Tax Value: \$22,000
- K. Project:** 2009 Annexation - Hood Road South Sanitary Sewer Improvements (Phase 1), Parcel # 31
Owner(s): Aqua North Carolina, Inc. f/k/a Rayco Utilities, Inc. And Any Other Parties Of Interest
Property Address: Robinson Church Road
Property to be acquired: Total Combined Area of 2,031 sq. ft. (.047 ac.) of Sanitary Sewer Easement
Improvements: None
Landscaping: None
Purchase Price: \$325
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential - Rural Acreage
Tax Code: 111-021-17
Total Parcel Tax Value: \$49,700
- L. Project:** Brookshire/ I-485 Area Plan Improvements, Parcel # 4
Owner(s): Robert J. Lowery, Jr. And Any Other Parties Of Interest
Property Address: 2912 Monarch Drive
Property to be acquired: Total Combined Area of 4,973 sq. ft. (.114 ac.) of Sidewalk and Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$1,025
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential - Rural Acreage
Tax Code: 031-182-63

Total Parcel Tax Value: \$255,400

- M. Project:** Brookshire/ I-485 Area Plan Improvements, Parcel # 18
Owner(s): Frank Barnette and Wife, Barbara H. Barnette and Any Other Parties of Interest
Property Address: 3222 Mt Holly-Huntersville Road
Property to be acquired: Total Combined Area of 15,615 sq. ft. (.358 ac.) of Fee Simple, plus Existing Right-of-way, plus Sidewalk and Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$5,500
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential - Rural Acreage
Tax Code: 033-012-03
Total Parcel Tax Value: \$173,600
- N. Project:** Eastburn Storm Water Capital Improvement Project, Parcel # 36
Owner(s): Brian H. Grinde and Wife, Ansley S. Grinde and Any Other Parties of Interest
Property Address: 4822 Fairheath Road
Property to be acquired: Total Combined Area of 3,423 sq. ft. (.079 ac.) of Sanitary Sewer Easement, plus Storm Drainage Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$6,550
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential
Tax Code: 179-032-22
Total Parcel Tax Value: \$189,100
- O. Project:** Eastburn Storm Water Capital Improvement Project, Parcel # 38
Owner(s): James E. Mason and Any Other Parties of Interest
Property Address: 4827 Fairheath Road
Property to be acquired: Total Combined Area of 6,048 sq. ft. (.139 ac.) of Storm Drainage Easement, plus Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$16,050
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential

Tax Code: 179-011-17
Total Parcel Tax Value: \$154,500

- P. Project:** Eastburn Storm Water Capital Improvement Project, Parcel # 41
Owner(s): Darius Ghazi and Wife, Mariam Ghazi and Armin C. Ghazi and Any Other Parties of Interest
Property Address: 4824 Aspen Court
Property to be acquired: Total Combined Area of 4,359 sq. ft. (.100 ac.) of Storm Drainage Easement, plus Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$6,325
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential
Tax Code: 179-011-23
Total Parcel Tax Value: \$160,300
- Q. Project:** Eastburn Storm Water Capital Improvement Project, Parcel # 47
Owner(s): Steece G. Stegall and Any Other Parties of Interest
Property Address: 6330 Hazelton Drive
Property to be acquired: Total Combined Area of 8,294 sq. ft. (.190 ac.) of Storm Drainage Easement, plus Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$31,175
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential
Tax Code: 179-032-09
Total Parcel Tax Value: \$176,600
- R. Project:** Eastburn Storm Water Capital Improvement Project, Parcel # 48
Owner(s): Andrew D. Thrasher and Wife, Marsha H. Thrasher and Any Other Parties of Interest
Property Address: 6400 Hazelton Drive
Property to be acquired: Total Combined Area of 2,782 sq. ft. (.064 ac.) of Storm Drainage Easement, plus Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$13,100
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential

Tax Code: 179-032-08
Total Parcel Tax Value: \$177,600

- S. Project:** Eastburn Storm Water Capital Improvement Project, Parcel # 69
Owner(s): German De Castro and Wife, Olma Echeverri De Castro and Any Other Parties of Interest
Property Address: 6337 South Park Drive
Property to be acquired: Total Combined Area of 200 sq. ft. (.005 ac.) of Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$200
Remarks: Compensation was established by independent, certified appraisals related to this property. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential
Tax Code: 179-045-08
Total Parcel Tax Value: \$232,100
- T. Project:** Prosperity/I-485, Parcel # 1
Owner(s): Prosperity Village Homeowners Association and Any Other Parties of Interest
Property Address: Jocelyn Lane
Property to be acquired: Total Combined Area of 12,131 sq. ft. (.278 ac.) of Fee Simple, plus Slope Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$11,800
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-8MF(CD)
Use: Town House Common Area
Tax Code: 027-073-83
Total Parcel Tax Value: \$0
- U. Project:** Rea Road Widening, Parcel # 160
Owner(s): Constance L. Prothman and Any Other Parties of Interest
Property Address: 4615 Shadycroft Circle
Property to be acquired: Total Combined Area of 1,731 sq. ft. (.040 ac.) of Utility Easement, plus Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$3,450
Remarks: Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to reach a negotiated settlement with the property owner.
Zoned: R-3
Use: Single Family Residential
Tax Code: 211-571-07

Total Parcel Tax Value: \$248,100

75. Meeting Minutes

Action: Approve the titles, motions and votes reflected in the Clerk's record as the minutes of:

- **May 26, 2010 Budget Adjustments and Straw Votes**