

Mayor Patrick McCrory

Rod Autrey
Patrick D. Cannon
Nancy G. Carter
Mike Castano
Malcolm Graham

Mayor Pro Tem Susan Burgess

Don Lochman
James Mitchell, Jr.
Sara Spencer
Lynn Wheeler
Joe White

CITY COUNCIL MEETING
Monday, August 27, 2001

5:00 p.m.

Conference Center

**Dinner Briefing
(See Table of Contents)**

6:30 p.m.

Meeting Chamber

- **Invocation**
- **Pledge of Allegiance**
- **Citizens Forum**

7:00 p.m.

- **Awards and Recognitions**
- **Formal Business Meeting**

CITY COUNCIL AGENDA

Monday, August 27, 2001

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Meeting Chamber

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5:00 P.M. DINNER BRIEFING CONFERENCE CENTER

1. Aviation Update

Resource: Jerry Orr, Aviation

Time: 30 minutes

Attachment 1

2. Multi-Family Garbage Collection Services

Resource: Wayman Pearson, Solid Waste Services

Time: 30 minutes

Attachment 2

3. Update on Homestead Exemption/Tax Relief for the Elderly

Resource: Bob Hagemann, City Attorney's Office

Time: 10 minutes

Attachment 3

4. Committee Reports by Exception

Economic Development and Planning Committee: Draft West Morehead Corridor Vision and Concept Plan

**6:30 P.M. CITIZENS FORUM
MEETING CHAMBER**

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

CONSENT

5. **Consent agenda items 17 through 52 may be considered in one motion except those items removed by a Councilmember. Items are removed by notifying the City Clerk before the meeting.**

PUBLIC HEARING

6. Resolution to Close a Portion of Endhaven Lane

Action: A. Conduct a public hearing to close a portion of Endhaven Lane; and

B. Adopt a Resolution to Close.

Staff Resource: Scott Putnam, Transportation

Policy:

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

Explanation:

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

Petitioner:

Lichtin-Trammell Crow South, LLC/Kelly V. Bradley

Right-of-Way to be abandoned:

An unopened portion of Endhaven Lane

Location:

Beginning approximately 965 feet southwestwardly from the intersection of Endhaven Lane/Misty Ridge Lane and continuing approximately 1,514 feet southwestwardly to its terminus

Reason:

To incorporate the right-of-way into adjacent property owned by the petitioner for the construction of the new Tarringdon mixed-use development. This property was rezoned by the City Council (rezoning petition 99-88) on September 23, 1999.

Notification:

In accordance with City Policy, the Charlotte Department of Transportation (CDOT) has sent abandonment petitions to adjoining property owners, neighborhood associations, private utility companies and City departments for review.

Adjoining property owners -

Mr. and Mrs. Gordon L. Mattocks, Jr. – No objection
 Mr. and Mrs. Gordon L. Mattocks, III – No objection
 Ms. Katherine A. Mattocks – No objection
 Mr. and Mrs. Leland G. Atkins, Jr. – No objection
 Mr. and Mrs. George Lester Little, III – No objection

Mr. and Mrs. Ashley Walker Atkins – No objection
Roman Catholic Diocese – No objection
Mr. William Trotter – No comments. (Mr. Trotter does not object nor does he support this closing.)

Neighborhood/Business Associations –
No associations listed with the Charlotte-Mecklenburg Planning Commission with a one-mile radius of the proposed abandonment location.

Private Utility Companies – No objection

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

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

Attachment 4

Map

7. Resolution to Close a Portion of Waccamaw Street, a 10-foot Alleyway and a Portion of South Irwin Avenue

Action: A. Conduct a public hearing to close a portion of Waccamaw Street, a 10-foot alleyway, and a portion of South Irwin Avenue; and

B. Adopt a Resolution to Close.

Staff Resource: Scott Putnam, Transportation

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

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

Petitioner:
The Committee to Restore and Preserve Third Ward (Wes Carrothers) and the City of Charlotte

Right-of-Way to be abandoned:
A portion of Waccamaw Street, a 10-foot alleyway, and a portion of South Irwin Street

Location:

- Waccamaw Street: From South Sycamore Street southeastwardly approximately 527 feet to the intersection of South Irwin Street.
- 10-foot alleyway: From South Sycamore Street southeastwardly approximately 567 feet to its terminus.
- South Irwin Street: From the intersection of Waccamaw Street/South Irwin Street westwardly approximately 100 feet to its terminus.

Reason:

To incorporate the right-of-way into adjacent property owned by the petitioner for the construction of a 220-unit urban multi-family development. This property was recently rezoned by the City Council (rezoning petition 2001-42) on May 21, 2001.

Notification:

In accordance with City Policy, the Charlotte Department of Transportation (CDOT) has sent abandonment petitions to adjoining property owners, neighborhood associations, private utility companies and City departments for review.

Adjoining property owners –

City of Charlotte – No objections
Piedmont Natural Gas Company – No objections

Neighborhood/Business Associations –

Hall House Residents Association – No objection
Biddleville Wellness Association – No objection
Tarlton Hills – No objection
Wesley Heights Neighborhood Organization – No objection
Greenville HOA & Resident Association – No objection
Biddleville/Five Points Community – No objection
Third Ward Neighbors Association – No objection
Seversville Community Organization – No objection
Friends of Fourth Ward, Inc. – No objection
Edwin Towers (CHA) – No objection

Private Utility Companies – No objections. Easements are provided to utility companies to maintain their existing facilities as requested.

City Departments –

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

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

Attachment 5

Map

8. Resolution to Close a Portion of Crispin Avenue, Midland Avenue, Hillview Avenue, Forrestal Street and Gary Street

Action: A. Conduct a public hearing to close a portion of Crispin Avenue, Midland Avenue, Hillview Avenue, Forrestal Street, and Gary Street; and

B. Adopt a Resolution to Close.

Staff Resource: Scott Putnam, Transportation

Policy:

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

Explanation:

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

Petitioner:

CMDC Wilkinson No. 1 2000, LLC/Edwin M. Thomas

Right-of-Way to be abandoned:

A portion of Crispin Avenue, Midland Avenue, Hillview Avenue, Forrestal Street, and Gary Street

Location:

- Crispin Avenue: Beginning from the proposed right-of-way line of Wilkinson Boulevard continuing south approximately 164 feet to its terminus.
- Midland Avenue: Beginning from the proposed right-of-way line of Wilkinson Boulevard continuing south approximately 256 feet to its terminus.
- Hillview Avenue: Beginning from the proposed right-of-way line of Wilkinson Boulevard continuing south approximately 494 feet to its terminus.
- Forrestal Street: Beginning from the proposed right-of-way line of Wilkinson Boulevard continuing south approximately 274 feet to its terminus.
- Gary Street: Beginning from the proposed right-of-way line of Wilkinson Boulevard continuing south approximately 493 feet to its terminus.

Reason:

To incorporate the right-of-way into adjacent property owned by the petitioner for the construction of a new business park

Notification:

In accordance with City Policy, the Charlotte Department of Transportation (CDOT) has sent abandonment petitions to adjoining property owners, neighborhood associations, private utility companies and City departments for review.

Adjoining property owners –

Sinkoe Brothers – No objection

Neighborhood/Business Associations –

Capitol Drive Community Association – No objection

Ponderosa Community Association – No objection

Wilkinson Boulevard Residents – No objection

Westerly Hills/Ashley Park – No objection

Ashley Park – No objection

Private Utility Companies – No objections. Easements are provided to utility companies to maintain their existing facilities as requested.

City Departments –

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

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

Attachment 6

Map

9. Resolution to Close a Portion of Casa Loma Road

Action: A. Conduct a public hearing to close a portion of Casa Loma Road; and

B. Adopt a Resolution to Close.

Staff Resource: Scott Putnam, Transportation

Policy:

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

Explanation:

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

Petitioner:

Douglas M. and Kay A. Smith

Right-of-Way to be abandoned:

An unopened portion of Casa Loma Road

Location:

From Holly Vista Avenue south approximately 238 feet to its terminus at the property line of W.A. and B.D. Eury

Reason:

To incorporate the right-of-way into adjacent property owned by the petitioner for the construction of a new commercial building

Notification:

In accordance with City Policy, the Charlotte Department of Transportation (CDOT) has sent abandonment petitions to adjoining property owners, neighborhood associations, private utility companies and City departments for review.

Adjoining property owners

W.H. and K.L. Ballard – No objection

W.A. and B.D. Eury – No objection

Neighborhood/Business Associations

David Cox Road Association – No objection

Private Utility Companies – No objections. Easements are provided to utility companies to maintain their existing facilities as requested.

City Departments –

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

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

Attachment 7

Map

10. Draft West Morehead Corridor Vision and Concept Plan



Action: Receive citizen comments on the draft *West Morehead Street Corridor Vision and Concept Plan Volume 1: Concept Plan*.

Committee Chair: Lynn Wheeler

Staff Resource: Melony McCullough, Planning

Explanation:

The draft *West Morehead Street Corridor Vision and Concept Plan* addresses the continued revitalization of the West Morehead Street Corridor. West Morehead Street is an older industrial area that is experiencing a rebirth of former industrial structures to a mixture of office and retail land uses. The study area extends along both sides of West Morehead Street from South Tryon Street to Wilkinson Boulevard. Planning staff held a series of public workshops with business and property owners, residents, and other interested parties to develop a plan to serve as a guide for future corridor growth and development. The Plan builds on recommendations included in the Central District Plan (adopted 1993) and the Center City Plan (adopted 2000).

The Plan is divided into two parts, Volume 1: Concept Plan and Volume 2: Implementation Plan.

1. *Volume I: Concept Plan* identifies planning challenges and includes goals and recommendations for improving the overall area. **This is the only document that staff is requesting be considered for adoption.**
2. *Volume II: Implementation Plan* spells out implementation strategies for the next five to ten years.

The Plan primarily includes recommendations for land use and zoning changes, mixed-use development, infrastructure development, streetscape improvements, and parks and open space. If approved, this Plan would amend land use recommendations in the Central District Plan for this area. The Center City Plan recognizes and supports the recommendations included in this draft plan for the area. Following this public hearing the next step will be for staff to review citizen comments with the Economic Development and Planning Committee.

Committee Discussion:

The Economic Development and Planning Committee discussed the draft Plan at their April 18, 2000, April 11, 2001 and July 25, 2001 meetings. The Committee toured the corridor on August 11, 2000. The study was put on hold in 2000 pending the remapping of floodplain maps. At the April 11, 2001 Committee meeting, staff provided an update on the remapping of the floodplain maps by the Federal Emergency Management Agency for Irwin

and Stewart Creeks. Based on the new maps, staff noted the need to amend the draft plan to reflect open space land uses within the floodplain. The committee directed staff to hold a public meeting to share this information with the affected business and property owners and receive input.

Community Input:

During the plan development process, a series of workshops were held to receive public input and periodic updates were provided to the business organization at their meetings. A special meeting was held on May 29, 2001 to receive input on changes to the plan to reflect the expanded floodplain. The overall consensus by those present was to amend the plan to reflect open space land uses in the subject area. However, some property owners expressed a desire to be fairly compensated for their property.

Approximately 270 letters were sent to property owners in the study area to notify them of the opportunity for citizen comment on August 27, 2001.

Attachment 8

Draft West Morehead Street Corridor Area

Volume I: Concept Plan and Volume II: Implementation Plan

POLICY

11. City Manager's Report

12. Coliseum Renovation Report



Action: Receive report of the Coliseum Authority regarding past renovation studies and current observations and findings.

Staff Resources: Mike Crum, Coliseum Authority
Curt Walton, Budget & Evaluation

Explanation:

At its July 23, 2001 meeting, the City Council directed

- that the 1994 and 1995 past studies regarding possible renovations to the existing Coliseum be shared with the entire City Council,
- that the Coliseum Authority prepare for City Council a report which analyzes these studies and any follow up observations from 1995 to the present that the Authority deems appropriate; and
- that the Coliseum Authority initiate discussions with tenants of the existing Coliseum in order to prepare for any future needs that must be addressed.

On July 24th, the Coliseum Authority delivered to staff, and staff delivered to City Council, copies of the 1994 and 1995 studies on possible Coliseum renovations. Since that time, the Coliseum Authority has been preparing their report of observations and findings regarding these studies. Chairman Greg Keith and Executive Director Mike Crum will be presenting their report at the August 27th Council meeting. This report will include:

1. History of Renovation Studies
2. History of Review and Analysis Conducted on these Studies
3. Results of Dialogue with Current Coliseum Tenants
4. Analysis of the Hornets Current Situation
5. Renovations in Other NBA Markets
6. Current Charlotte Coliseum Renovation Issues
7. Conclusions

The Report itself is still being drafted and will be completed and available on Monday, August 27th.

BUSINESS

13. Mecklenburg County Elected Officials Summit

Action: A. Approve the Mecklenburg County Elected Officials Summit proposed by the Planning Liaison Committee; and

B. Adopt a budget ordinance appropriating the City's proposed share of \$3,082 to fund the event.

Staff Resource: Joyce Gillon, Planning

Explanation:

On July 27, 2001, the Planning Liaison Committee, which consists of representatives from the Charlotte City Council (Councilmembers Burgess, Lochman and Spencer), the Mecklenburg Board of County Commissioners, the Charlotte-Mecklenburg Board of Education, the Charlotte-Mecklenburg Planning Commission and the Mecklenburg Towns, finalized plans for a Mecklenburg County Elected Officials Summit to be held in early January 2002. The exact date is in the process of being determined.

The summit is for all the elected officials within Mecklenburg County including the State Legislators. The Liaison Committee is planning the summit as a useful vehicle for continuing ongoing dialogue, fostering cooperation, building relationships, and raising awareness of issues and concerns. The proposed summit is subject to the approval by the participating jurisdictions.

The Planning Liaison Committee requested the UNC Charlotte Urban Institute to help plan, facilitate and to develop a proposed budget for the summit.

The Urban Institute's proposal includes a pre-summit survey, facilitation, evaluation and post summit report. The Planning Liaison members approved this proposal and the \$7,250 budget. The budget provides a keynote speaker (Dr. Douglas Orr), continental breakfast, lunch and meeting at UNC Charlotte.

The Planning Liaison Committee also agreed to recommend splitting the cost with the City and County paying 85% and the six towns paying the other 15%. This amounts to \$3,082 each for the City and County and \$181 per town.

The contract will be between the Charlotte-Mecklenburg Planning Commission and the Urban Institute with each jurisdiction paying their share to the Planning Commission.

Funding:

City Council Contingency (\$275,000 balance)

Attachment 9

UNC Charlotte Urban Institute's "Proposal to Provide Facilitation Services for the Mecklenburg County Elected Officials Summit"

14. Annexation Resolution of Consideration for the 2003 Annexation Cycle



Action: Adopt a Resolution of Consideration for each of ten Annexation Study Areas. (A series of official maps of each study area will be adopted as formal boundaries and will be on file with the City Clerk.)

Staff Resource: Jonathan Wells, Planning

Policy:

City Annexation Policy and State Annexation Statutes

Explanation:

Under State law, areas being considered for annexation must be identified at least one year prior to the beginning of formal annexation procedures. This is accomplished through adoption of a Resolution of Consideration which delineates the geographical areas under consideration for annexation. City Council must then wait one full year (but not more than two years) before initiating formal annexation proceedings for these areas.

The Planning Commission staff has identified ten areas suitable for evaluation to determine eligibility for annexation during the two-year life span of the resolution.

An individual Resolution of Consideration is to be adopted for each of the ten annexation study areas. The ten study areas are:

- Brookshire/Lakefront
- Sunset/Beatties Ford
- Pleasant Grove
- Statesville/Hucks
- Eastfield/Beard
- Mallard Creek Church
- Back Creek/Harrisburg
- Marvin/Highway 521
- Sandy Porter/Shopton
- Parkway Plaza

Detailed studies will be conducted in the coming year to determine what part (or all) of each study area is eligible for annexation, and those areas will then

be submitted for City Council consideration for annexation. Areas identified would be considered for annexation effective June 30, 2003.

The following is a tentative timetable of City Council actions in this annexation process:

- August 27, 2001 – Adopt Resolution of Consideration, outlining general areas which may be eligible for annexation effective June 30, 2003
- August 2002 – Adopt Resolution of Intent, giving specific boundaries of proposed annexation areas
- September 2002 – Approve annexation reports
- October 2002 – Hold Public Hearing
- December 2002 – Adopt Annexation Ordinances
- June 30, 2003 – Effective Date of Annexation

Attachment 10

2003 Annexation Preliminary Study Area Maps

15. Extraterritorial Jurisdiction (ETJ) Process and Public Hearing Date for Proposed ETJ Ordinance



- Action:**
- A. Authorize staff to proceed with the process of implementing ETJ in the remaining portion of the City's Sphere of Influence;**
 - B. Authorize publication of notice and set public hearing on proposed ETJ Ordinance for the October 17, 2001 Zoning Meeting; and**
 - C. Add Zoning Petition #2001-133 to the October 17, 2001 Zoning Meeting which will transfer zoning authority to the City of Charlotte in the ETJ area.**

Staff Resource: Jeb Blackwell, Engineering & Property Management

Explanation:

The State Legislature approved the City's request to extend the ETJ an additional 61 square miles to the limits of our sphere of influence. Extending the ETJ allows the City to regulate planning and development in areas that will ultimately be annexed and thus ensure consistency with the City's vision and growth policies.

Staff has prepared a schedule of administrative tasks that must be performed prior to Council's consideration of an ETJ Ordinance for adoption. The schedule of events necessary to implement ETJ by January 2002 is attached. The events include mass mailings and public hearings on the proposed ETJ Ordinance and the zoning ordinance. This action authorizes staff to proceed with the administrative process in order to meet the schedule.

State law requires the City to conduct a public hearing on the proposed ETJ Ordinance. The City also has to file a zoning petition and hold a public hearing to establish initial City zoning authority and to transfer zoning authority from the County to the City in the ETJ areas. The zoning classifications of the properties within the ETJ will remain unchanged.

This action sets a public hearing on the proposed ETJ Ordinance for the October 17, 2001 Zoning Meeting. This action also adds zoning petition #2001-133 to the October 17 zoning meeting. Petition #2001-133 transfers zoning authority to the City of Charlotte in the ETJ area.

Attachment 11

- Map of the proposed ETJ area
- Schedule of Administrative Tasks

16. Nominations to Boards and Commissions

Action: Council may nominate one citizen for each vacancy.

A. Breathe Initiative Stakeholder Group

This stakeholder group will be charged to identify and prioritize specific issues relating to ozone formation, develop consensus on principles/measures for ozone reduction, and make final recommendations to the Board of County Commissioners and City Council within 180 days of appointment for localized proactive measures.

One position in each of the following four categories:

- 1 - Environmental and Health
- 1 - Citizen/General Public
- 1 - Transportation
- 1 - Business & Industry

Attachment 12

Background on Breathe Initiative
Mecklenburg County Appointees
Applications

Introduction to CONSENT

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

Consent I consists of routine items that have been approved in the budget, are low bid, and have met MWBD criteria.

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

Minority and Women Business Development Program (MWBD) Abbreviations:

BBE – African American

ABE – Asian American

NBE – Native American

HBE – Hispanic

WBE – Non-Minority Women

Contractors and Consultants

All contractors and consultants selections follow the Council approved process unless explained otherwise.

CONSENT I

17. Various Bids

A. Fire and Police Training Academy BSS, E&PM

Recommendation: The Business Support Services Director recommends the low bid of \$218,494 by Network Cabling Systems (NCS) of Charlotte, North Carolina. This contract will construct a cabling infrastructure to the new Police and Fire Training Academy.

MWBD Status:	Amount	% of Project	Project Goals
HBE	\$218,494	100%	0%

MWBD Compliance: Yes. Network Cabling Systems of Charlotte is a Hispanic-owned business.

B. Beatties Ford Road Four-Lane Widening E&PM

Recommendation: The City Engineer recommends the low bid of \$1,219,178.87 by Ferebee Corporation of Charlotte, North Carolina. This project will widen Beatties Ford Road from Oaklawn Avenue to Russell Avenue. The work includes drainage, curb and gutter,

sidewalks, planting strips, decorative street lighting and asphalt paving.

MWBD Status:	Amount	% of Project	Project Goals
BBE	\$35,800	3%	3%
WBE	\$29,855	2%	2%

MWBD Compliance: Yes.

C. Fire Station 21 Exterior Refurbishment E&PM

Recommendation: The City Engineer recommends the low base bid (\$115,900) and Alternate Number 3 (\$1,000) totaling \$116,900 by Streamline, LLC. of Mooresville, North Carolina. This project will remove and replace existing siding, flashing (roofing where necessary), related wood trim, soffits, windows, and exterior doors at Fire Station 21 located at 1023 Little Rock Road in Charlotte, North Carolina.

MWBD Status:	Amount	% of Project	Project Goals
BBE	\$0	0%	3%
WBE	\$52,605	45%	2%
HBE	\$0	0%	1%

MWBD Compliance: Yes.

D. First Ward Landscaping E&PM

Recommendation: The City Engineer recommends the low bid of \$455,690.70 by Valley Crest Landscape, Inc. of Charlotte, North Carolina. This project includes the installation of plant material, site furnishings, garden structures and structure lighting for the Davidson Street Medians from Sixth Street to Eleventh Street, the Ninth Street Medians from Davidson Street to Meyers Street, the roundabout at Ninth Street and Davidson Street, and the Garden District Drive green space located along Eleventh Street.

MWBD Compliance: Yes. Valley Crest Landscape, Inc. will self-perform.

E. Central Avenue / Kilborne Drive / Norland Road Intersection Improvements E&PM

Recommendation: The City Engineer recommends the low bid of \$1,265,611.40 by United Construction Company of Charlotte, North Carolina. This project includes the installation of additional left turn lanes, landscaped medians, and bicycle lanes at the intersection of Central Avenue and Kilborne Drive and Norland Road.

MWBD Status:	Amount	% of Project	Project Goals
BBE	\$0	0%	5%
WBE	\$0	0%	3%
HBE	\$29,175.15	2%	1%
ABE	\$1,236,436.25	98%	0%

MWBD Compliance: Yes.

F. Wilkinson Boulevard Gateway E&PM

Recommendation: The City Engineer recommends the low bid of \$882,832.70 by Blythe Development Company of Charlotte, North Carolina. This project includes the reconstruction of the curbs along Wilkinson Boulevard from Morehead Street to east of Suttle Avenue to provide for a thirteen foot wide landscaped median. The median will include directional left turn lanes. This project also includes five-foot sidewalks and four-foot planting strips (where feasible) along both sides of Wilkinson Boulevard.

MWBD Status:	Amount	% of Project	Project Goals
BBE	\$25,224	3%	3%
WBE	\$21,550	2%	2%

MWBD Compliance: Yes.

G. 4-Door Sedan Police Vehicles Police

Recommendation: The Police Chief and the Procurement Services Director recommend the low, unit price bid of \$21,489 by Town and Country Ford, Charlotte, NC for a 4-Door Sedan Police Vehicle. Purchases are anticipated subject to appropriations by City Council and identified needs. The total anticipated FY2002 expenditure under this contract is for an estimated 200 units or a total of \$4,297,800. The contract is for one year with an option to renew for two additional one-year periods.

MWBD Compliance: Yes. There are no known MWBD suppliers for this equipment.

18. Public Auction for Disposal of Equipment

Action: Declare specific vehicles, equipment, various parts and supplies and other miscellaneous items as surplus and approve a resolution authorizing them for sale at public auction on Saturday, September 22, 2001 at 10:00 a.m.; and Saturday September 29, 2001 at 10:00 a.m. Both auctions will be held at the City-County Surplus Property Facility located at 3301 North I-85 Service Road in Charlotte.

Attachment 13

List of property to be declared as surplus

19. Refund of Taxes

Action: A. Adopt a resolution authorizing the refund of property taxes assessed through clerical error in the amount of \$71,154.21; and

B. Adopt a resolution authorizing the refund of business privilege license payments in the amount of \$21,862.55.

Attachment 14

List of Refunds

20. Amended Resolution of Intent to Abandon Street and Set Public Hearing for a Portion of Jefferson Drive

Action: A. Adopt an amended Resolution of Intent to abandon a portion of Jefferson Drive (this amendment corrects a resolution adopted on July 23 that mistakenly set the hearing date for August 27); and

B. Set a public hearing for September 10, 2001.

21. Resolution of Intent to Abandon Street and Set Public Hearing for Two Alleyways Bounded by South Tryon Street, East Palmer Street, Southern Railroad Main Line, and East Bland Street

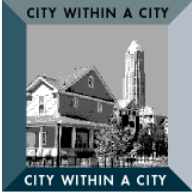
Action: A. Adopt the Resolution of Intent to abandon two alleyways bounded by South Tryon Street, East Palmer Street, Southern Railroad Main Line, and East Bland Street; and

B. Set a public hearing for September 26, 2001.

Attachment 15
Map

CONSENT II

22. Federal Economic Development Initiative (EDI) Grants Budget Ordinance



Action: Approve a budget ordinance in the amount of \$463,977 for two new Economic Development Initiative grants from the U. S. Department of Housing and Urban Development to continue development of the Wilkinson Park Business Center.

Resources: Tom Warshauer, Neighborhood Development
Bob Sweeney, Charlotte Mecklenburg Development Corporation
Lawrence Tolliver, Charlotte Chamber of Commerce

Policy:

City Council's Economic Development and City Within A City Focus Areas encourage the revitalization of distressed business districts through the attraction of new businesses and the creation of jobs for low and moderate-income persons.

Explanation:

The U.S. Department of Housing and Urban Development (HUD) approved \$463,977 for the purpose of completing the relocation and start up of site work for the 33-acre Wilkinson Park Business Center. The City serves as the fiscal agent for federal grants received for the development.

The Charlotte Mecklenburg Development Corporation (CMDC), as developer, has completed the acquisitions and begun demolition of existing structures. Other site work to be started includes excavation, fencing, retention pool construction and roadwork.

A previous HUD Economic Development Initiative (EDI) grant in the amount of \$1,250,000 has been fully expended for site work and relocation expenses. Currently, a bridge loan from First Union/Wachovia to the CMDC is funding some of these costs. Negotiations are underway to establish the terms for land sales for more than a dozen potential businesses.

Background:

The following chart illustrates current revenues and expenditures:

Income	\$5,226,072	
Expenses	\$ 735,306	
Net Income		\$4,490,766
Capital Purchases		
Land	\$5,053,321	
Relocation	\$ 502,587	
Property Upfit (Demolition)	\$ 261,313	
Total Capital Expenditures		\$5,817,221
Difference		(\$1,380,455)
Note Payable		\$1,672,000

This project has a note payable to First Union/Wachovia (bridge loan) to cover costs that exceed the income shown above.

MWBD:

The EDI grant agreement requires that a reasonable effort be made to secure minority and women contractors and to offer employment opportunities to low and moderate-income persons.

Community Input:

In March and April 1998, the CMDC held 10 community outreach meetings regarding a strategic plan, which identified Wilkinson Boulevard as the best location for the first business park.

Funding:

Federal EDI Funds

23. South Transmission Main Contract #5 - South Tryon Street and Remount Road to Park Road

Action: A. Approve a Budget Ordinance appropriating \$5,000,000; and

B. Award a contract to Bryant Electric Company, Incorporated of Archdale, North Carolina for their low bid of \$5,856,709.74.

Staff Resource: Doug Bean, Utilities

Explanation:

Approval of the budget ordinance will allow for construction costs, in-house engineering charges, and right-of-way acquisition.

In November 2000, Charlotte-Mecklenburg Utilities began construction of one of five major water transmission mains throughout the southern part of

Mecklenburg County. The first water transmission main contract is complete and award of this contract will commence construction of the final or fifth major transmission main. These water lines are on an expedited schedule to enhance water delivery and pressure to the furthest points of the distribution system and to reinforce the existing water distribution network.

This project was approved in the FY2001-2005 Capital Investment Plan. On September 11, 2000, City Council was briefed on design and construction of the proposed south transmission water mains. This is one of the largest transmission mains installed in Mecklenburg County and the location, size, and impact to citizens will be of primary concern.

This project includes construction of approximately 7,700 feet of 64-inch water transmission main. Construction will begin at the:

- Park Road/Kenilworth Avenue intersection,
- progress adjacent to McDonald Avenue,
- proceed along Dairy Branch, crossing through Sedgefield Park
- enter Ideal Way near South Boulevard, and
- end in Remount Road west of South Tryon Street.

MWBD:

MWBD Status:	Amount	% of Project	Project Goals
BBE	\$159,000	0.27%	7%
WBE	\$33,517.40	0.006%	6%

MWBD Compliance: Yes. Bryant Electric has made a good faith effort.

Summary of Bids:

Bryant Electric Company, Inc.	Archdale, NC	5,856,709.74
Thalle Construction Co., Inc.	Mebane, NC	6,074,518.80
Dellinger, Inc.	Monroe, NC	7,101,235.05
Beers Construction Company	Winston-Salem, NC	7,662,247.95
BC&D Associates, Inc.	Cullowhee, NC	10,095,130.50

Funding:

Water Capital Investment Plan

24. Sewer Rehabilitation Projects–Engineering Services Contract

Action: Approve a contract with Frazier Engineering, P.A. for \$633,000 to provide engineering services for FY02 Annual Sewer Rehabilitation, Upper Little Sugar Creek Rehabilitation Phase III, Long Creek Inflow/Infiltration Reduction, and additional sewer rehabilitation projects.

Staff Resource: Doug Bean, Utilities

Explanation:

This contract is for sanitary sewer engineering and construction management services for rehabilitation projects. The contract with Frazier Engineering is for a period of eighteen months with two, one year renewal options.

The FY02 Annual Sewer Rehabilitation Project focuses on eliminating reoccurring sewer problems and historic overflows along streams and tributaries, and correcting ongoing maintenance issues throughout Mecklenburg County. Included in the project is the rehabilitation of approximately 80,000 feet of aging and leaking sewer lines and all associated manholes.

The Upper Little Sugar Creek Project Phase III includes rehabilitation of 39,000 feet of old and deteriorated sewer lines and all associated manholes in the East Belmont area, including but not limited to Siegle Avenue, Harrill Street, Allen Street, Pegram Street, Louise Avenue and Van Every Street. Also included is the evaluation of sewers in the Howie Acres area to identify prevalent sources of inflow.

The Long Creek I/I Reduction Project includes the evaluation of 200,000 feet of sanitary sewer lines in the Long Creek Basin through smoke testing and flow monitoring to identify major sources of infiltration/inflow.

Frazier Engineering was selected by a competitive selection to perform this work. A fee has been negotiated for an amount not to exceed \$633,000.

MWBD:

The WBE participation goal of this project will be \$5,000 and the ABE participation goal will be \$5,000 or .008% of the total contract amount.

Funding:

Sewer Capital Investment Plan

**25. Water and Sewer Contracts–Mecklenburg County
Community Development Projects for Service to the Neck
Road and Breezewood/Homewood Acres Neighborhoods**

Action: Approve the contracts between the City and Mecklenburg County to extend water and sanitary sewer mains in the Neck Road and Breezewood/Homewood Acres neighborhoods. These contracts are for an amount of \$1,741,660.

Staff Resource: Doug Bean, Utilities

Explanation:

Mecklenburg County has requested three non-reimbursable contracts for the design and construction of water and sanitary sewer mains to serve two Mecklenburg County Community Development target areas in the Neck Road and Breezewood/Homewood Acres Neighborhoods.

Mecklenburg County Community Development received three separate grants allocating monies to be utilized in providing water and sewer service. One contract will provide water to the Neck Road/Biltmore Estates Neighborhood in Huntersville. The second contract will provide water mains along Neck Road and the third contract will extend sewer service to Breezewood/Homewood Acres, which is located off Mallard Creek Road in the University Area.

The 3,375 linear feet of water mains and the 24,242 linear feet of sanitary sewer mains have an estimated cost of \$1,741,660. The applicant has deposited 100% of the estimated project cost with the City.

Community Input:

Mecklenburg County has held public meetings with the Neck Road and the Breezewood/Homewood Acres neighborhoods.

Funding:

There is no cost to the City.

26. Purchase of Collapse Rescue Equipment

Action: Approve purchase of collapse rescue equipment for the trucks used for response to emergency incidents involving terrorism, in the amount of \$125,345.14 from Action Fire & Safety.

Staff Resource: Luther Fincher, Fire

Explanation:

This specialized equipment is needed to rescue people trapped in building collapses or vehicles as a result of a terrorist event. The equipment includes rescue struts, controllers, hoses, concrete breaker, air lifting bags and related storage containers. These items will be part of the equipment carried on the vehicles approved by Council in March 2001 for the weapons of mass destruction program.

Bids were not solicited because there is only one vendor for this equipment. Action Fire and Safety is the regional franchise dealer for Paratech, the sole manufacturer of this equipment.

MWBD:

There are no known MWBD vendors.

Funding:

General Fund Operating Budget

27. Child Development Community Policing Partners Grant

Action: Adopt a budget ordinance appropriating \$61,449 for the second year funding for the Child Development Community Policing Partners Project.

Staff Resource: Major John O'Hare, Police

Explanation:

The Police Department, the Department of Social Services, and Area Mental Health have worked together to improve their coordinated service delivery to families impacted by child abuse, neglect, and neighborhood violence. To that end, the agencies combined two programs, Child Development Community Policing and the Family Preservation Project, into an integrated program known as the Child Development Community Policing Partners.

The goal of the project is to facilitate communication and interagency coordination to better serve families who deal with all three agencies (Police, DSS, and Mental Health). The program provides services to children who are abused, neglected and/or victims or witnesses to violence. Counselors respond to the scene when a child is a victim or witness to violence. They link the child and his family to needed services, including counseling, which will help the child cope with the trauma he has experienced.

Last year, the Police Department received a grant from the Governor's Crime Commission for first year funding of the combined program. Based upon performance, the Crime Commission has awarded a grant for the second year. The Crime Commission will provide \$46,086.75 which is 75% of the project funding. The \$15,362.25 match will be taken from police asset forfeiture funds. The County will reimburse the City for 50% of the match or \$7,681.12.

Funding:

\$46,086.75 from the Governor's Crime Commission; \$15,362.25 from Police assets forfeiture

28. Adaptive Systems Corporation Contract Extension and Budget Ordinance

Action: A. Approve a budget ordinance appropriating \$285,000 from Utilities operating fund balance; and,

B. Approve an 18 month contract extension with Adaptive Systems Corporation totaling \$485,000 for professional services related to completion of the BANNER utility billing and management system upgrade (\$125,000) and for business process improvements (\$360,000).

Staff Resource: Doug Bean, Utilities
Richard Martin, Finance
Susan Johnson, Business Support Services

Explanation:

Since October 1999 the City has been using the BANNER utility billing and management system (BANNER) acquired from SCT Computer Systems, Inc. (SCT). In order to take advantage of SCT's technical improvements and to stay on a version that is supported by SCT, an upgrade was required to the BANNER application.

Council approved a \$350,000 contract with Adaptive Systems, Inc. (ASI) in October 2000 to assist with the upgrade to a new version. With ASI's assistance, the upgrade to the new version is in progress with completion anticipated in February 2002. The ASI contract expires in September 2001 and an extension is required to complete the BANNER upgrade and assist with the acceptance period and system stabilization.

In addition City staff needs ASI assistance to conduct a comprehensive review of the business processes associated with the use of the system. The total contract cost is \$485,000, with \$360,000 for business processes improvements and \$125,000 for BANNER upgrade completion. It is anticipated that the business process improvement project will be completed by May 2003.

A major benefit of the original installation of BANNER was to make the City's utility billing system year 2000 compliant. The implementation of BANNER was a major undertaking and the project scope was intentionally limited to help ensure the project was completed on time. In order to limit the project scope, a detailed analysis of the Finance and Utility business processes was not possible before the BANNER implementation was complete.

The BANNER utility billing and management system incorporates industry best practices and has the capability to serve as catalyst for significant business process improvements. However, a detailed analysis of billing and utility business processes is needed in order to realize the full potential of the

system's capabilities. Also, many of the Finance and Utility business processes that are related, but outside the direct operation of BANNER, are in need of analysis and improvement.

During the initial BANNER implementation, post-implementation, and upgrade, ASI has provided project management services and has gained an extensive knowledge of the operation of the system and the City's specific business processes. ASI specializes in business process review and improvement projects and, because of their experience with the City, is in a unique position to assist with improvements to our business processes.

Benefits:

By completing the BANNER upgrade and improving several key business processes the City will enhance the efficiency of its operation, decrease the potential loss of revenue, and be in a position to provide enhanced levels of customer service. The direct benefits include the following:

- Complete BANNER upgrade: The new version of the BANNER utility billing and management system is more stable and provides additional functionality that is required by the City to perform its billing and utilities management operations. Additionally, most of the various functional and data problems associated with the previous version are resolved by implementing the new version.
- Increase revenue collection: Improvements to key business processes will improve collections from delinquent customers, and improve the timeliness of processing service orders and activation of customers' accounts. These improvements will enable the City to collect additional revenue and reduce uncollectible accounts by approximately \$1.1 million in the first year and approximately \$500,000 per year thereafter.
- Improve customer service: The customer service improvements are realized through improving the tracking of service orders - especially for the large commercial customers, timely processing of move-in and move-out service orders, and reducing the elapsed time from reading a customer's meter to the generation of a bill.
- Increase process efficiency: By improving the key business processes, and re-allocating resources to improve process efficiency, the City will be in a position to reduce the number of customer calls and the generation of service orders. This improvement will result in the increased efficiency and productivity of Finance and Utility operations.

Funding:

Water & Sewer Utility Operating Fund and Utility Fund Balance

29. Comprehensive Data Solutions, Inc. Contract

Action: Approve an amendment to the contract between the Charlotte-Mecklenburg Police Department (CMPD) and Comprehensive Data Solutions, Incorporated for technical consulting, quality assurance, requirement analyses and technical training. The total cost of this amendment will not exceed \$149,760.

Staff Resource: Craig Bailey, Police

Explanation:

Comprehensive Data Solutions provided the quality assurance, requirements identification, training and project management support for the community-based policing Records Management System, one of the modules of the Police Department's KBCOPS Information System. This amendment provides continued KBCOPS support, testing and evaluation, and technical consultation for other CMPD initiatives. The initiatives will include the development and testing of National Incident Based Reporting System (NIBRS), Non-Emergency Services call logs and reports, Peregrine (alert software), Computer-Aided Dispatch and numerous other law enforcement specific software applications.

Council approved the original contract with Comprehensive Data Solutions on June 26, 2000. The original contract was for \$149,760.

MWBD:

Comprehensive Data Solutions will 100% self perform.

Funding:

CMPD FY02 Operating Budget

30. Oracle Software Licenses Contract

Action: Authorize the City Manager to execute a contract with Oracle Corporation for software licenses and support for the Police Department. The contract is not to exceed \$282,770.

Staff Resource: Craig Bailey, Police

Explanation:

The Oracle Corporation has implemented a new license pricing structure. As a result, the cost for renewing existing CMPD licenses and receiving the existing level of support has more than doubled. Oracle is the application used by the Police Department for the archiving, manipulating, and retrieving of large databases.

The Police Department has the opportunity to save more than 25% of the regular costs for these licenses and services by executing a software license and support agreement that includes the Enterprise Edition of licenses, diagnostic and management tools, Internet and other server software and a technical support package. This contract will enable the Police Department to use current web enabling versions of the software. This software is used for applications which include KBCOPS Reports Management, Calls for Service, Field Interview Data, Training Registration, and the Property Control System.

Funding:

CMPD FY02 Operating Budget

31. Concourse E Fire Protection System Change Order

Action: A. Adopt a budget ordinance to appropriate \$9,722 from the Airport Capital Projects to be repaid from the proceeds of future General Airport Revenue Bonds; and

B. Approve a change order in the amount of \$103,753 to Alpha Mechanical of Charlotte for changes to the Fire Protection System on Concourse E.

Staff Resource: Jerry Orr, Aviation

Explanation:

This change order will provide for a fire pump and a larger main line for a sprinkler system to accommodate the current construction and future concourse expansions. This fire pump is needed to increase water pressure.

Background:

On October 10, 2000 Council awarded contracts totaling \$11,706,546 for the construction of Concourse E.

On November 13, 2000 Council approved change orders totaling \$1,583,948 for the expansion of Concourse E from 21 to 26 gates.

On July 23, 2001 Council approved change orders totaling \$434,591 for the upfit of 7,900 square feet of various airline office and break room space in Concourse E. The shell space for these offices and break rooms were constructed in the original contract.

Funding:

Airport Capital Investment Plan

32. Concourses D and E Communications Equipment Change Order

Action: A. Adopt a budget ordinance appropriating \$34,185 from Airport Capital Projects to be repaid from the proceeds of the future 2001 General Airport Revenue Bonds; and

B. Approve a change order to Aneco Electrical Construction for installation of communications equipment for Concourses D and E in the amount of \$379,829.

Staff Resource: Jerry Orr, Aviation

Explanation:

The Airport is currently constructing a new Concourse E and expanding Concourse D. Portions of Concourse E are scheduled to open in October 2001. This change order will provide the communication wiring and cable needed to operate airline computer systems, the Airport's flight information display system and ramp information displays on Concourses D and E. The system will be owned and maintained by the Airport. Tenants will be able to utilize the equipment as part of their lease agreements. Additional wiring will be required for Concourse D when U.S. Customs requirements are complete.

Background:

On August 23, 1999 Council approved issuance of \$51,054,800 in General Airport Revenue Bonds to construct additional gates on Concourses A and D and construct a new Concourse E.

On October 10, 2000 Council awarded contracts to construct a new Federal Inspection Service Facility, expand Concourse D, construct Concourse E and expand the terminal building. These projects will add 7 additional international gates, 21 new commuter gates and expand the international arrivals area.

Funding:

Aviation Capital Investment Plan

33. FMC Jetway Systems for Loading Bridge Equipment Change Order

Action: A. Adopt a budget ordinance to appropriate \$757,898 from the Airport Capital Projects to be repaid from the proceeds of future General Airport Revenue Bonds; and

B. Approve a change order in the amount of \$757,898 to FMC Jetway Systems of Ogden, UT for 13 pre-conditioned air units and one 400Hz jet power unit.

Staff Resource: Jerry Orr, Aviation

Explanation:

On September 1, 2000, the City issued \$34,700,000 in Special Facility Revenue Bonds. A portion of these proceeds funded the purchase of aircraft air conditioning units for US Airways-owned loading bridges.

- US Airways owns 20 loading bridges.
- The City owns 25 loading bridges. Nineteen of these bridges are leased to US Airways.
- Boeing requires 20-ton PCAir units and 60 KVA power supplies for its aircraft.
- Airbus requires 30-ton PCAir units and 90 KVA power supplies for its aircraft.

US Airways purchased PCAir units for its bridges from the proceeds of the issuance of Special Facility Revenue Bonds. The Airport is now upfitting its bridges and will fund this project with the proceeds from a future General Airport Revenue Bond.

This change order will provide:

- Twelve, 30-ton air conditioning units for Concourses B and C city-owned bridges.
- One 60-ton air conditioning unit for Concourse D
- One 400Hz jet power unit for Concourse C

Background:

On June 13, 2000, FMC Jetway Systems submitted a low bid of \$6,097,185 to provide 15 passenger loading bridges for the Airport.

On June 26, 2000, City Council awarded a contract to FMC Jetway Systems in the amount of \$2,355,521 to provide and install six of these bridges on Concourse A on a unit-cost basis.

On January 22, 2001, City Council approved a change order in the amount of \$1,001,183 that:

- Added six 30-ton air conditioning units for Concourse A
- Added two 400Hz jet power units for Concourse C
- Added two additional passenger loading bridges for US Airways' use on Concourse C

On April 9, 2001, Council approved a change order to provide for a replacement passenger loading bridge for Concourse D. The new, longer bridge allows second door boarding on larger aircraft (Airbus 330 and Boeing 777). The Airport Advisory Committee recommends this action.

Funding:

Aviation Capital Investment Plan

34. Signage for Concourses D and E

Action: A. Adopt a budget ordinance appropriating \$17,063 from Airport Capital Projects to be repaid from the proceeds of future General Airport Revenue Bonds; and

B. Award the low bid contract in the amount of \$568,775 to NW Sign Industries of North Carolina of Concord, North Carolina for the graphics package for Concourses D and E.

Staff Resource: Jerry Orr, Aviation Director

Explanation:

The Airport is currently constructing a new Concourse E and expanding Concourse D. Portions of Concourse E are scheduled to be in service beginning October 2001. This contract will provide the informational and directional signage in the newly constructed areas. The Airport Advisory Committee recommends this action.

MWBD Status:	Amount	% of Project	Project Goals
BBE			5%
WBE	\$45,502	8%	3%
MWBD Total	\$45,502	8%	8%

MWBD Compliance: Yes.

Funding:

Aviation Capital Investment Plan

35. Express, Community and Neighborhood Bus Services Agreements

Action: Authorize the Chief Executive Officer of the Charlotte Area Transit System (CATS) to execute the following contracts:

- A. City of Rock Hill reimbursement agreement;
- B. Town of Mooresville reimbursement agreement;
- C. City of Concord reimbursement agreement;
- D. City of Gastonia reimbursement agreement;
- E. Charlotte Chamber of Commerce reimbursement agreement;
- F. Charlotte Center City Partners (CCCP) reimbursement agreement;
- G. First Union National Bank reimbursement agreement; and
- H. America Charters Ltd. (Coach USA) service operating agreement.

Staff Resource: Keith Parker, CATS

Explanation:

To meet the current and future transit needs of the citizens of the greater Charlotte Metropolitan area, CATS is seeking to partner with the municipalities of Rock Hill, Concord, Gastonia, and Mooresville, along with Charlotte Corporate sponsors and private carriers to provide local and commuter bus services.

These routes and services will begin October 2001. CATS will continually evaluate these services to ensure they meet the Metropolitan Transit Commission's adopted standards for cost effective and efficient public transportation services.

Authorization Request

Council is requested to authorize the Chief Executive Officer of CATS to execute the following agreements on behalf of the City and Council:

- A. City of Rock Hill reimbursement agreement
- B. Town of Mooresville reimbursement agreement
- C. City of Concord reimbursement agreement
- D. City of Gastonia reimbursement agreement
- E. Charlotte Chamber of Commerce reimbursement agreement
- F. Charlotte Center City Partners (CCCP) reimbursement agreement
- G. First Union National Bank reimbursement agreement
- H. America Charters Ltd. (Coach USA) service operating agreement

Service Summaries

A. City of Rock Hill reimbursement agreement

Rock Hill will reimburse CATS 50 percent of the operating cost for a new commuter bus service. The new service will begin October 2001 with 3 morning and 3 evening trips between downtown Rock Hill and Uptown Charlotte. The fare will be \$2. The annual operating costs are estimated not to exceed \$150,000.

B. Town of Mooresville reimbursement agreement

Mooresville will reimburse CATS 50 percent of the operating cost for a new commuter bus service. The new service will begin October 2001 with 3 morning and 3 evening trips between Mooresville and Uptown Charlotte. The annual operating costs are estimated not to exceed \$150,000. The fare will be \$2.

C. City of Concord reimbursement agreement

This action renews the current 50 percent reimbursement agreement with the City of Concord. CATS operates 4 morning and 4 evening round trips daily serving several "park and ride" lots along NC-29 in Concord and Uptown Charlotte. The annual estimated cost of this service is \$330,000. The fare is \$2.

D. City of Gastonia reimbursement agreement

This action renews the current 50 percent reimbursement agreement with the City of Gastonia. CATS will operate 3 morning and 3 evening trips between the Gastonia Transit Center and Uptown Charlotte. The annual estimated cost of the service is \$150,000. The fare is \$2.

E. Charlotte Chamber of Commerce reimbursement agreement

The Charlotte Chamber of Commerce represents the South Park Area Council, a group of South Park business interests that will provide 50 percent of the operating costs of the new South Park Shuttle. The new service begins October 2001 with a loop route serving South Park employees, shoppers, tourists, and others around this growing area. The estimated cost of this service is \$600,000. This will be a fare-free service.

F. Charlotte Center City Partners (CCCP) reimbursement agreement

CCCP previously provided day-to-day management of the Center City Circuit. CATS will assume management of the service in October 2001. Also, CATS will introduce improved service frequency and new rubber tire trolleys on three routes serving Uptown Charlotte. This action continues CCCP's 50 percent reimbursement of operating and capital expenses. The estimated annual cost of this service is \$1,200,000. This will be a fare-free service.

G. First Union National Bank reimbursement agreement

This action renews the current 100% reimbursement agreement with First Union for operating expenses. This shuttle service runs between the First

Union Uptown headquarters and the University Area CIC Center. The service is fare-free for First Union employees, while all other passengers are charged a fare of \$1.40. The annual estimated cost of the service is not to exceed \$200,000.

H. America Charters Ltd. (Coach USA) service operating agreement

America Charters was selected as the most responsive proposer pursuant to a competitive Request For Proposal process. Selection criteria included experience, cost, and service delivery approach. Under the proposed Agreement, America Charters will operate services including the Rock Hill Commuter Express, Mathews Village Rider, and South Park Shuttle services. The three-year agreement will not exceed \$3,750,000.

Funding:

In addition to the reimbursement funds as described above, the Agreements will be funded from a combination of CATS Operating and Capital Program funds.

36. Bus Stop Sign Construction Administration and Inspection Services Agreement

Action: Authorize the Chief Executive Officer of the Charlotte Area Transit System (CATS) to execute an agreement for an amount not to exceed \$267,414 with Barbara H. Mulkey Engineering, Inc. for construction administration and inspection services to support the bus stop sign replacement project.

Staff Resource: John Muth, CATS

Explanation:

CATS is embarking on an ambitious capital program to improve, plan, design and construct new passenger stop improvements. CATS is replacing all of the approximately 3,500 existing bus stop signs. To expedite this task, additional support from outside consultants is required.

A subsequent sign fabrication and installation contract will be submitted for Council approval on September 10, 2001.

This agreement will provide contract administration, bus stop location documentation and contractor coordination to ensure the signs are installed according to CATS requirements. The firm of Barbara Mulkey was selected pursuant to a competitive Request For Qualifications (RFQ) procurement process. There were four responses to the RFQ.

DBE%:

The Disadvantaged Business Enterprise Goal (DBE) for this agreement has been set at 13%. The consultants are required to make a good faith effort to subcontract up to 13% of the value of the work awarded to DBE firms.

Funding:

CATS Capital Program

37. Transit Marketing Research Contract Renewal

Action: Authorize the Chief Executive Officer of the Charlotte Area Transit System (CATS) to execute a contract renewal with KPC Research for FY02 in the amount of \$74,800. The scope of work will include conducting surveys of existing customers and potential customers on their satisfaction with CATS services.

Staff Resource: Olaf Kinard, CATS

Explanation:

This contract renewal will enable CATS to determine the level of transit customer satisfaction, as well as determine the perception of transit by non-customers. This information can then be used to improve customer service and to formulate methods to attract new transit customers. This contract renewal will increase the total contract value to \$140,135 over two years.

Background:

CATS established a marketing research program in FY2001 to obtain information on perception, attitudes, beliefs, expectations, and needs of current transit customers and non-customers. This information was used to determine what service elements are important to CATS' customers and to non-riders, and how CATS was performing on these service elements.

The first phase of market research conducted by KPC Research in FY2001 provided initial benchmark information on the level of transit customer satisfaction and the perception of transit by non-customers. Information gained from this research was integrated into the development of CATS FY2002 Business Plan, determining the allocation of resources for bus shelters and new bus signs, and developing programs to enhance customer service. This second phase of research will provide CATS with measurements on how well these new initiatives have improved the experiences for CATS' customers and for non-riders.

Staff conducted a Request For Proposal (RFP) in August 2000 in which several firms responded. KPC was the most responsive bidder with the least cost.

The City executed an Agreement with KPC Research on September 5, 2000 to provide a one-year survey. The RFP provided for the option to renew the contract each year for a total of four years. This amendment will add the second of the four surveys.

Funding:

CATS FY2002 Operating Budget

38. East Second Street Pedestrian Bridge Air Rights Easement

Action: Adopt a resolution granting air rights over East Second Street to CK Three Tower Center, LLC and First Union National Bank for \$54,909.60.

Staff Resource: Scott Putnam, Transportation

Policy:

To grant air rights easements for pedestrian bridges that are in conformance with the City's Overstreet Connections Policy.

Explanation:

This resolution grants air rights to CK Three Tower Center, LLC and First Union National Bank, for the construction of a pedestrian bridge across East Second Street connecting Two First Union and Three First Union National Bank buildings. The pedestrian bridge is located on Second Street between South Tryon and South College Streets.

The design of the pedestrian bridge is in conformance with the City's Overstreet Connections Policy and has been reviewed by the Transportation Key Business, Engineering and Property Management Key Business, and the Planning Key Business. The air rights easements cost is equal to 50% of the tax value of the adjacent private property. (\$82.20 per sq. ft. x 668 sq. feet = \$54,909.60)

39. Ashley Park / Westerly Hills Neighborhood Improvement

Action: Approve Amendment #1 for \$129,860 with Armstrong Glen, P.C. for Engineering Services for the Ashley Park / Westerly Hills Neighborhood Improvement Project.

Staff Resource: Keith Carpenter, Engineering & Property Management

Explanation:

On February 12, 2001, City Council approved the original agreement for engineering planning and design services for the Ashley Park / Westerly Hills

Neighborhood Improvement Project (NIP) for \$243,870. This amendment will provide funding for storm water planning services for the Columbus Circle Storm Water Capital Improvement Project. Columbus Circle is located within the Ashley Park neighborhood. By combining the two projects, the neighborhood benefits by receiving needed infrastructure improvements with simultaneous construction. These improvements include curb and gutter, sidewalks and minor drainage improvements that will improve the neighborhood appearance and reduce the frequency of house and street flooding

Funding:

Neighborhood Improvement Capital Investment Plan

40. Environmental Permitting Services

Action: Approve agreement for \$150,000 with Carolina Wetland Services for Environmental Permitting Services.

Staff Resource: Mary C. Murray, Engineering & Property Management

Explanation:

This agreement will provide assistance to Charlotte Storm Water Services with environmental permitting of storm water projects in accordance with the requirements of the Clean Water Act, Sections 401 and 404 and the NC State Environmental Policy Act.

These state and federal environmental regulations require that the City obtain permits to perform certain types of work in streams, ponds, and wetlands. These permits ensure that possible negative environmental effects have been avoided, minimized or offset.

Funding:

Storm Water Fund

41. Merry Oaks Neighborhood Improvement Project

Action: Approve agreement for \$129,772 with Woolpert LLP for construction administration and inspection services for the Merry Oaks Neighborhood Improvement Project.

Staff Resource: Todd Thorne, Engineering & Property Management

Explanation:

On April 24, 2000, in anticipation of a positive bond referendum in November 2000, City Council approved an agreement with Woolpert LLP (Woolpert) for planning and design services for the Merry Oaks Neighborhood Improvement Project (NIP) for \$176,045. Planning and design are complete and bids were received in July 2001 with construction scheduled to start in September 2001.

This agreement with Woolpert will provide construction administration and inspection services for the Merry Oaks NIP.

The project includes sidewalks, curb and gutter, drainage improvements, landscaping, a traffic circle and a culvert replacement.

Funding:

Neighborhood Capital Investment Plan

42. Construction Administration and Inspection Services

Action: Approve agreements for \$100,000 each with Barbara H. Mulkey Engineering, Inc., S&ME, Inc., and US Infrastructure of Carolina, Inc. for construction administration and inspection services.

Staff Resource: Bong Vang, Engineering & Property Management

Explanation:

These agreements are for construction administration and inspection services to install curb and gutter, sidewalk, driveway, storm drainage, asphalt, and landscaping for various City projects. Each agreement also contains a requirement for public involvement and information services for each affected neighborhood.

City staff is fully allocated to other projects and is not available to provide these additional services. Since many of these projects are scheduled concurrently, three firms from a pool of twelve qualified applicants were selected to provide adequate project development.

MWBD:

Barbara H. Mulkey Engineering, Inc.	100% WBE
S&ME, Inc.	0%
US Infrastructure of Carolina, Inc.	100% ABE

Funding:

Neighborhood Capital Investment Plan

43. Cedar Street Waste Cell Removal

Action: Approve Change Order #1 for excess soil removal costs in the amount of \$461,852.45 with Winter Environmental of Atlanta, Georgia.

Staff Resource: David Wolfe, Engineering & Property Management

Explanation:

Council awarded the subject contract on May 14, 2001 for \$985,622.65.

This environmental project has removed and properly disposed of contaminated soil from a waste cell created in 1995 during construction of the Carolina Panthers practice fields. The contamination resulted from operations of the previous owner, Smith Metal and Iron.

The waste cell is being filled with suitable soil to assist with the proposed \$7.7 million sale of the City owned six-acre tract at the corner of Cedar and Fourth Streets.

This change order will provide funds for overruns in the quantity of contaminated soil requiring removal. Prices for this change order were taken from existing contract unit prices and are appropriate for the work. The new contract sum is \$1,447,475.10.

Savings from other project budget items (i.e. design/construction oversight) will keep the removal project within its overall budget of \$2.3 million.

MWBD:	Amount	% of Project	Project Goals
BBE	\$120,000	8%	3%
WBE	\$80,000	5%	2%

Funding:

Facilities Capital Investment Plan

44. Storm Water Maintenance Renewal, FY00-F

Action: Approve Renewal #1 for \$959,255 with Showalter Construction Company for continued construction of FY00-F Storm Water Maintenance Package

Staff Resource: Tim Richards, Engineering & Property Management

Explanation:

This renewal will enable Storm Water Services to continue regular maintenance activities under these contracts, recognizing good contractor performance and good existing unit prices. Where the contractor's work has been of good quality, a renewal is recommended to extend the contract.

The contract document provides for renewal of the contract up to three times (at the City's option) as an incentive to the contractor for productivity and workmanship.

The new contract amount is \$1,918,510.

Funding:

Storm Water Fund

45. Exchange of Land Rights on the Rail Corridor along South Boulevard



Action: A. Approve a Resolution authorizing an exchange of real property between the City of Charlotte and FF Realty, LLC. (A/K/A Fairfield Properties); and

B. Authorize the City Manager to execute a Boundary Line Agreement and Release between the City of Charlotte and FF Realty, LLC.

Staff Resource: Kent Winslow, Engineering & Property Management

Policy:

“City Council will balance the benefits of the sale of any of its assets with other Council polices and goals.” *Guidelines for Services Contracting and Asset Management, July 25, 1994.*

Explanation:

In 1999, the City of Charlotte purchased the 130-foot Charter Right-of-Way formerly owned by Norfolk Southern Railroad in the South End area. The right-of-way is wider than necessary for trolley and transit purposes. A corridor approximately 70-feet wide will be retained for rail purposes, and approximately 30-feet along both sides of the corridor is surplus right-of-way.

The City Council adopted a Rail Corridor Plan in 1998 to guide development along the corridor. The plan envisions the surplus right-of-way being incorporated into adjacent property for transit-friendly development or redevelopment. Accordingly, the staff is working with landowners and developers to exchange the City's property rights for full and fair compensation, as provided in the North Carolina General Statutes. Fair

consideration can be any combination of cash, real or personal property, and other benefits.

The subject property is located on the west side of the rail corridor between Bland and Carson Streets. In order to facilitate development along the trolley corridor that is consistent with the Rail Corridor Concept Plan, the following exchange is recommended:

The City receives:

- \$69,649 in cash from the developer.
- “Fee” rights to 13,930 square feet of property that will remain in use as the rail corridor, with an estimated value of \$37,600. This will convert the charter right-of-way to full fee ownership.
- Removal of a building and fencing that encroaches into the rail corridor.
- Property tax value revenues for the new development will increase from \$4,200/year to approximately \$280,000/year.

FF Realty, LLC will receive:

- Full fee ownership (without the charter right-of-way encumbrance) of 6,449 square feet of former rail corridor.

The City’s cash proceeds from sale and exchange of surplus right-of-way along the trolley corridor will be used to construct the trolley stops in South End.

46. Transfer of a Portion of Independence Park Property to Charlotte-Mecklenburg Board of Education for Elizabeth Traditional Elementary School Renovations

Action: A. Approve release of .33± acres of Independence Park (a portion of Tax Parcel 080-192-01) from the City’s Park Use Restriction; and

B. Acknowledge that the City does not desire to exercise its Right of First Refusal to acquire the Property subject to certain restrictions.

Staff Resource: Kent Winslow, Engineering & Property Management

Explanation:

The 1992 Park and Recreation Consolidation Agreement provided for the transfer of City park property to Mecklenburg County (County). The deeds stipulate that should the County cease to use any of the property for park purposes, upon request it will revert to City ownership, unless the City relinquishes that right.

The Charlotte-Mecklenburg Board of Education (CMBE) has requested that County transfer .33± acres of parkland that was included in the consolidation transfer for the purpose of renovating Elizabeth Traditional Elementary School.

CMBE and County have agreed that certain improvements, including renovations, will be made to the school site and the park site. CMBE and County have also agreed to share an existing parking lot and to jointly use certain school and park facilities.

In the event that CMBE ceases to use the Property for school purposes, upon request, the property will revert to County ownership. The restrictions on the property will be automatically modified so that the Property is subject to the City's Park Use Restriction and the City's Right of First Refusal.

The Joint Use Task Force reviewed and approved the proposed transfer on May 2, 2001 and the Planning Committee of the Planning Commission reviewed the mandatory referral and approved the transfer May 15, 2001.

CMBE staff met with the Elizabeth Community Association on August 14, 2001 and presented the proposed transfer and renovations plans. The Elizabeth Community Association approved the proposed plans. The Mecklenburg County Board of Commissioners met on August 14, 2001 and approved the proposed plans.

Attachment 16

Map

47. Purchase of Property-7801 Mountain View Road

Action: Approve the purchase of property from the Herman Reid Family. The purchase price is \$49,500.

Staff Resource: Jerry Orr, Aviation

Explanation:

In 2001, the N.C. Department of Transportation (DOT) sold this parcel of land to the City. It was discovered subsequently that DOT had title to the property through a series of mistakes, and that the former owners, the Herman Reid Family, should still have title.

The State DOT has agreed to return the purchase price to the City, and the City has offered to return the property to the Reids. However, because the City ultimately needs to acquire the property, the Reids have agreed that, rather than have the property returned to them temporarily, they will sell it to the City.

The George Neil Reid Estate and the City have agreed to a purchase price of \$49,500 for .865 acres plus .132 acres in the right-of-way of Mountain View Road.

The purchase price was based upon an independent appraisal. Property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act of 1970. Acquisition costs are eligible for FAA reimbursement.

48. Sale of City Property–Walnut Street, Davidson NC

Action: Approve the Sale of City Property located on Walnut Street in Davidson, N.C. to the Town of Davidson using statute 160A-274 (Tax Code 003-252-22) for \$88,000.

Staff Resource: Kent Winslow, Engineering & Property Management

Explanation:

This Charlotte Mecklenburg Utility property in Davidson has been declared surplus. The Town of Davidson has offered to purchase this property at the appraised value of \$88,000. Statute 160A-274 allows for the sale of real property between governmental units.

49. Sale of City Property–2408 and 2412 Newberry Street

Action: Approve the sale of City owned property located at 2408 and 2412 Newberry Street for \$54,000.

Staff Resource: Jerry Orr, Aviation

Explanation:

The sale of City owned property is subject to compliance with the provisions of the North Carolina Statutes.

The offer was advertised for 10 days in accordance with North Carolina General Statute 160A-269 for upset bid. No upset bids were received for the current offer.

Summary:

Property Address: 2408 and 2412 Newberry Street
 Tax Code: 115-132-07 and 115-132-08
 Buyer's Name: Matthew and Donna Sullivan
 Offer: \$54,000

Background:

In accordance with the Part 150 Plan, the Airport acquired homes on this street because they were located in the highest noise zones. This property is zoned I2 and is being sold for use as a commercial business. After removal of a house, the property was appraised from \$54,000. The property will be sold with an avigation easement attached to the deed.

The Airport advertised the property in the legal section of the Charlotte Observer on August 3, 2001.

The Airport Advisory Committee recommends this action.

50. Sale of Property–Personal Property

Action: Adopt a resolution allowing the private sale of surplus personal property to Ms. Doris Jackson for \$20,000.

Staff Resource: Jerry Orr, Aviation

Explanation:

Ms. Doris Jackson is the owner of a mobile home in Lakeside Mobile Home Park. The City has acquired the Park as part of the Airport Master Plan. The Airport is in the process of helping tenants of the Park relocate.

Under usual circumstances, Ms. Jackson would be entitled to \$7,000 for her existing trailer, plus \$13,000 in replacement housing costs, for a total of \$20,000.

Rather than receive this money, Ms. Jackson would prefer to accept another, newer mobile home, currently owned by the City. The newer mobile home has a value of \$20,000 and is surplus property.

State law authorizes the private sale of personal property worth less than \$30,000 provided there is a Council resolution authorizing the same and provided that notice of the sale is published 10 days prior to the sale.

Notice of the sale shall be published in the *Mecklenburg Times* as required by state law.

51. Property Transactions

Action: Approve the following property acquisitions (A-X) and adopt the condemnation resolutions (Y-VV).

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

Acquisitions:

- A. Project:** Airport Master Plan Land Acquisition
Owner(s): Bobby Junior Davis
Property Address: 7640 Newell Road
Property to be acquired: .582 acres
Improvements: Single Family Residence
Purchase Price: \$61,000
Zoned: R3
Use: Single Family Residence
Tax Value: \$48,000
Tax Code: 113-132-02
- B. Project:** Airport Master Plan Land Acquisition
Owner(s): R.L. and Alice W. Davis
Property Address: 4517 Denver Avenue
Property to be acquired: 3.629 acres
Improvements: Single Family Residence
Purchase Price: \$149,000
Zoned: R22MF & I1
Use: single family residence
Tax Value: \$82,930
Tax Code: 061-043-06 and 061-043-07
- C. Project:** Airport Master Plan Land Acquisition
Owner(s): Rose O. Smith
Property Address: 7633 Newell Road
Property to be acquired: .475 acres
Improvements: Single Family Residence
Purchase Price: \$63,000
Zoned: R3

Use: Single Family Residence

Tax Value: \$48,270

Tax Code: 113-131-08

- D. Project:** South Transmission Main-Contract 2, Parcel #7
Owner(s): Edward H. Springs Interiors, Inc.
Property Address: 1244 East Morehead Street
Property to be acquired: 2,295 sq. ft. (0.05 ac) plus 739 sq. ft. (0.02 ac) of Temporary Construction Easement
Improvements: Landscaping
Purchase Price: \$23,100
Remarks: This property is needed for a water main construction project. Compensation based on an independent appraisal.
Zoned: 0-2
Use: Apartments
Tax Code: 123-103-27
Total Parcel Tax Value: \$491,380
- E. Project:** Asbury Avenue Extension, Parcel #53
Owner(s): Tabernacle of Faith Outreach Ministries
Property Address: 1112 McArthur Avenue
Property to be acquired: 8,675 sq. ft. (.1992 ac.)
Improvements: One-story residential structure
Purchase Price: \$25,000
Demolition Requested: Yes
Remarks: This property is necessary for the construction of the Asbury Avenue Extension project. Compensation is based upon an independent, certified appraisal.
Zoned: R-8
Use: Church
Tax Code: 077-194-07
Total Parcel Tax Value: \$27,300.00
- F. Project:** Asbury Avenue Extension, Parcel #54
Owner(s): Dan W. Grimmitt and Joyce T. Grimmitt
Property Address: 1108 McArthur Avenue
Property to be acquired: 8,550 sq. ft. (.1963 ac.)
Improvements: One-story brick veneer single family residence
Purchase Price: \$27,500
Demolition Requested: Yes
Remarks: This acquisition of lot and structure is required for the construction of the Asbury Avenue Extension project. Compensation based on an independent certified appraisal.
Zoned: R-8
Use: Single Family Residential
Tax Code: 077-194-08
Total Parcel Tax Value: \$27,300.00

- G. Project:** Coffey Creek Tributary to Shopton Road, Parcel #2
Owner(s): Steele Creek (1997) L.P. by Sarah Belk Gambell
Property Address: Sandy Porter Road
Property to be acquired: 67,326 sq. ft. (1.55 ac.) of Permanent Easement plus 40,395 sq. ft. (0.93 ac.) of Temporary Construction Easement
Improvements: None
Purchase Price: \$13,075
Remarks: The areas are needed for construction of Coffey Creek Tributary to Shopton Road. Acquisition price is based on an independent, certified appraisal.
Zoned: R-3
Use: Vacant
Tax Code: 201-051-06
Total Parcel Tax Value: \$1,396,540.00
- H. Project:** Sanitary Sewer to Serve 4310 Wilkinson Boulevard, Parcel #1
Owner(s): Martha McNeely Sims
Property Address: 4360 Wilkinson Boulevard
Property to be acquired: 2,725 sq. ft. (0.063 ac.) of Permanent Easement plus 1,737 sq. ft. (0.040 ac.) of Temporary Construction Easement
Improvements: Sign, landscaping
Purchase Price: \$20,985
Remarks: The areas are needed for the construction of a sanitary sewer to serve 4310 Wilkinson Boulevard. Acquisition price is based on an independent, certified appraisal.
Zoned: I-1
Use: Fast Food/Commercial
Tax Code: 061-032-01
Total Parcel Tax Value: \$489,250.00
- I. Project:** Sharon Amity at Lyttelton Drive Intersection, Parcel #15
Owner(s): Kyle B. Shires and Wife, Jessie M. Shires
Property Address: 1130 North Sharon Amity Road
Property to be acquired: 2094 sq. ft. (0.048 ac) of Fee Simple plus 665 sq. ft. (0.016 ac.) of Temporary Construction Easement
Improvements: Tree
Purchase Price: \$10,000
Remarks: The areas are needed for the construction of Sharon Amity at Lyttelton Drive Intersection. Acquisition price is based on an independent, certified appraisal.
Zoned: R-3
Use: Single Family Residential
Tax Code: 163-142-02
Total Parcel Tax Value: \$123,110.00

- J. Project:** Providence Road/Old Providence Road Sidewalk, Parcel #2
Owner(s): Paul H. Moore-Deceased and Wife, Melba R. Moore
Property Address: 6015 Sharon View Road
Property to be acquired: 40 sq. ft. (0.001 ac.) of Permanent Easement plus 12,113 sq. ft. (0.278 ac.)
Improvements: Trees, landscaping
Purchase Price: \$15,525
Remarks: The areas are needed for the construction of Old Providence Road Sidewalk. Acquisition price is based on an independent, certified appraisal.
Zoned: R-3
Use: Single Family Residential
Tax Code: 187-272-11
Total Parcel Tax Value: \$189,780
- K. Project:** Myers Park Country Club Sanitary Sewer Replacement, Parcel #1, 2, and 3
Owner(s): Myers Park Country Club, Inc.
Property Address: 2916 Rockbrook Drive
Property to be acquired: 52,685 sq. ft. (1.209 ac.) of Temporary Construction Easement plus 28,279 sq. ft. (0.649 ac.) of Permanent Fee Simple
Improvements: None
Purchase Price: \$25,000
Remarks: Temporary Construction Easement and fee needed for Myers Park Country Club Sanitary Sewer Replacement project
Zoned: R-3
Use: Country Club/Golf Courses
Tax Code: 175-061-02, 175-061-03, 175-051-35
Total Parcel Tax Value: \$15,330,880
- L. Project:** Davidson/Matheson Connector, Parcel #9
Owner(s): Bruce Wright
Property Address: 630 Jordan Place
Property to be acquired: 27,007 sq. ft. (0.62 ac.) of Fee Simple Acquisition
Improvements: Single Family Residential
Purchase Price: \$65,000
Demolition Requested: Yes
Remarks: This acquisition is needed for the Davidson/Matheson connector project. The compensation was established by an independent, certified appraisal.
Zoned: 0-2
Use: Single Family Residential
Tax Code: 083-065-09
Total Parcel Tax Value: \$40,610

- M. Project:** Brookshire Road Project, Parcel #20
Owner(s): Robert H. Gowder and Carole R. Gowder
Property Address: 130 North Cloudman Street
Property to be acquired: 16,074 (0.369 ac.) of Fee Simple Acquisition
Improvements: Single Family Residence
Purchase Price: \$100,850
Demolition Requested: Yes
Remarks: This acquisition is needed for the Brookshire Boulevard project. Compensation was established by two independent appraisals.
Zoned: R22MF
Use: Single Family Residential
Tax Code: 039-036-01
Total Parcel Tax Value: \$55,390
- N. Project:** Old Statesville Road Widening, Parcel #16 and 17
Owner(s): Harold C. Keith and Virginia F. Keith
Property Address: 6526 and 6533 Old Statesville Road
Property to be acquired: 3,185 sq. ft. (0.07 ac.) of Fee Simple Acquisition plus 5,890 sq. ft. (0.14 ac.) of Temporary Construction Easement
Improvements: None
Purchase Price: \$15,000
Remarks: This area is needed for the Old Statesville Road Widening project. Compensation was based by an appraisal conducted by an independent, certified appraiser.
Zoned: I-2 and R17MF
Use: Single Family Residential
Tax Code: 037-421-10, 11
Total Parcel Tax Value: \$166,650
- O. Project:** Old Statesville Road Widening, Parcel #44
Owner(s): John C. Bustle, Jr. and Mary F. Bustle
Property Address: 7127 Old Statesville Road
Property to be acquired: 1,807 sq. ft. (0.041 ac.) of Fee Simple Acquisition plus 2,628 sq. ft. (0.060 ac.) of Temporary Construction Easement
Improvements: Chain Link Fence
Purchase Price: \$11,700
Remarks: This area is needed for the Old Statesville Road Widening project. Compensation was established by an appraisal conducted by an independent appraiser.
Zoned: I-2
Use: Single Family Residential
Tax Code: 037-211-03
Total Parcel Tax Value: \$130,670

- P. Project:** Asbury Avenue Extension, Parcel #6
Owner(s): Emma Lee Alexander
Property Address: 1004 Patch Avenue
Property to be acquired: 7,500 sq. ft. (.1722 ac.)
Improvements: One-story residential structure
Purchase Price: \$35,000
Demolition Requested: Yes
Remarks: This property is required for the construction of the Asbury Avenue Extension project. Compensation is based on an independent, Certified appraisal.
Zoned: R-8
Use: Single Family Residential
Tax Code: 077-191-06
Total Parcel Tax Value: \$26,290
- Q. Project:** Old Statesville Road Widening, Parcel #36
Owner(s): William F. Penninger and Nancy B. Penninger
Property Address: 7000 Old Statesville Road
Property to be acquired: 76,666 sq. ft. (1.76 ac.) of Fee Simple Acquisition
Improvements: Single Family Dwelling, Trailer and Barn
Purchase Price: \$220,000
Demolition Requested: Yes
Remarks: This area is needed for the Old Statesville Road Widening project. Compensation was established by two appraisals conducted by independent, certified appraisers.
Zoned: B-2
Use: Single Family Residential
Tax Code: 043-052-25
Total Parcel Tax Value: \$108,840
- R. Project:** Old Statesville Road Widening, Parcel #40
Owner(s): Ernest M. Crepps and Marjorie Penninger Crepps
Property Address: 7028 Old Statesville Road
Property to be acquired: 41,818 sq. ft. (0.96 ac.) of Fee Simple Acquisition
Improvements: None
Purchase Price: \$83,625
Remarks: This area is needed for the Old Statesville Road Widening project. Compensation was established by two appraisals conducted by independent, certified appraisers.
Zoned: B-2
Use: Vacant/Commercial
Tax Code: 043-052-27
Total Parcel Tax Value: \$47,050
- S. Project:** 24-inch Water Main Along South Polk Street, Parcel #2
Owner(s): Hwang An-Quay and Wife, Sheou Faung
Property Address: 10015 Lee Street

Property to be acquired: 3,749 sq. ft. (0.086 ac.) of Permanent Easement plus 4,431 sq. ft. (0.102 ac.) of Temporary Construction Easement

Improvements: None

Purchase Price: \$20,100

Remarks: The areas are needed for the construction of a 24-inch water main along South Polk Street. Acquisition priced is based on an independent, certified appraisal.

Zoned: B-4

Use: Commercial

Tax Code: 221-132-03

Total Parcel Tax Value: \$885,190

- T. Project:** Old Statesville Road Widening, Parcel #38
Owner(s): Jean Penniger Wolfe
Property Address: 7008 Old Statesville Road
Property to be acquired: 48,352 sq. ft. (1.11 ac.) of Fee Simple Acquisition
Improvements: None
Purchase Price: \$96,700
Remarks: This area is needed for the Old Statesville Road Widening Project. Compensation was established by two appraisals conducted by independent, certified appraisers.
Zoned: B-2
Use: Vacant/Commercial
Tax Code: 043-052-26
Total Parcel Tax Value: \$54,400
- U. Project:** Johnston Road Improvement-Phase II, Parcel #60
Owner(s): Carmel Village Association
Property Address: Harrowfield Road
Property to be acquired: 2,649 sq. ft. (0.06 ac.) of Fee Simple Acquisition, Permanent Drainage Easement, Utility Easement, plus 12,392 sq. ft. (0.28 ac.) of Temporary Construction Easement
Improvements: Signs
Purchase Price: \$26,830
Remarks: This acquisition is needed for the Johnston Road Improvement-Phase II project. The compensation was established by an independent, certified appraisal and a review appraisal.
Zoned: R17MF
Use: Condominiums
Tax Code: 221-439-01
Total Parcel Tax Value: \$470,470
- V. Project:** Central Avenue/Kilborne Drive/Norland Road Intersection, Parcel #9
Owner(s): Centnor Associates, A North Carolina General Partnership
Property Address: 4416 Central Avenue

Property to be acquired: 1,029 sq. ft. (0.02 ac.) of Fee Acquisition plus Permanent Utility Easement, plus 9,877 sq. ft. (0.23 ac.) of Temporary Construction Easement

Improvements: Sign and Asphalt Paving

Purchase Price: \$47,100

Remarks: This acquisition is needed for the intersection improvements at Central Avenue/Kilborne Drive/Norland Road. Compensation was determined by an independent, certified appraisal and a review appraisal.

Zoned: B-1

Use: Restaurant/Market

Tax Code: 131-025-01

Total Parcel Tax Value: \$837,050

- W. **Project:** Statesville Avenue Widening, Parcel #2
Owner(s): Gertrude Barksdale
Property Address: 2638 Statesville Avenue
Property to be acquired: 2,888 sq. ft. (.0663 ac.) of Fee Simple right-of-way, plus 2,457 sq. ft. (.0564 ac.) of Temporary Construction Easement
Improvements: Parking Bumpers and Pavement
Purchase Price: \$10,500
Remarks: The land and easement are necessary for the construction of the Statesville Widening project. Compensation based on an independent, certified appraisal.
Zoned: B-1
Use: Commercial/Lounge, Night Club
Tax Code: 079-058-06
Total Parcel Tax Value: \$94,260
- X. **Project:** McDowell Creek Waste Water Treatment Plant – Jim Kidd Road Extension, Parcel #1 of 2
Owner(s): Kidd Investments, LLC and the Edward B. Kidd Family Trust U/A and any other parties of interest
Property Address: Jim Kidd Road
Property to be acquired: 349 sq. ft. (.398 ac. of permanent easement)
Improvements: None
Purchase Price: \$13,000
Remarks: This area is required for the construction of the Jim Kidd Road Extension project. Compensation was based on independent, certified appraisals.
Zoned: OPS
Use: Vacant/Farm Land
Total Code: a portion of: 013-051-02
Total Parcel Tax Value: \$1,230,550

Condemnations:

- Y. Project:** Airport Master Plan Condemnation
Owner(s): Terry L. Brotherton
Property Address: 5024 Wallace Neel Road
Property to be acquired: . 546 acres
Improvements: Office Building
Purchase Price: \$70,000
Remarks: Staff has been negotiating with Mr. Brotherton since February 2000 and have been unable to reach an agreement for a negotiated settlement. The property is located in the middle of the new runway area. The property is needed to proceed with the runway.
Zoned: I1
Use: Office
Tax Value: \$89,820
Tax Code: 113-143-01
- Z. Project:** Statesville Avenue Widening, Parcel #23 and #24
Owner(s): Ellis Flooring, LLC and Any Other Parties of Interest
Property Address: 3400-3410 Statesville Avenue
Property to be acquired: 12,079 sq. ft.
Improvements: Loading dock, fencing and adv. sign
Purchase Price: \$62,750
Remarks: These areas are required for the construction of the Statesville Avenue Widening project. Compensation is based upon an independent, certified appraisal. City Staff is unable to reach agreement for a negotiated settlement.
Zoned: I-1
Use: Commercial/Vacant
Tax Code: 077-56-10 and 11
Total Parcel Tax Value: \$266,670
- AA. Project:** Statesville Avenue Widening, Parcel #31
Owner(s): Colonial Fixture Manufacturing Company and Any Other Parties of Interest
Property Address: 3508 Statesville Road
Property to be acquired: 18,300 sq. ft. (.420 ac.)
Improvements: One-story commercial structure
Purchase Price: \$145,000
Demolition Requested: Yes
Remarks: Total acquisition of this parcel is required for the construction of the Statesville Avenue Widening project. Compensation is based on an independent, certified appraisal. City Staff has been unable to reach a negotiated settlement.
Zoned: I-1
Use: Commercial/Lounge
Tax Code: 077-054-04
Total Parcel Tax Value: \$115,350

- BB. Project:** Asbury Avenue Extension, Parcel #11
Owner(s): John L. Todd and Wife, Judy M. Todd and Any Other Parties of Interest
Property Address: 940 Patch Avenue
Property to be acquired: 15,000 sq. ft. (.344 ac.) total acquisition
Improvements: None
Purchase Price: \$16,000
Remarks: Acquisition of vacant lot is required for the construction of the Asbury Avenue Extension project. Compensation is based upon an independent, certified appraisal. City Staff is unable to reach a negotiated settlement with the property owners.
Zoned: R-8
Use: Single Family Residential/Vacant Lot
Tax Code: 077-191-10
Total Parcel Tax Value: \$6,000
- CC. Project:** Asbury Avenue Extension, Parcel #13
Owner(s): John L. Todd and Wife, Judy M. Todd and Any Other Parties of Interest
Property Address: 938 Patch Avenue
Property to be acquired: 26,180 sq. ft. (.601 ac.) of total acquisition
Improvements: None
Purchase Price: \$14,000
Remarks: Total acquisition of the vacant lot is required for the construction of the Asbury Avenue Extension project. Compensation is based upon an independent, certified appraisal. City Staff is unable to reach a negotiated settlement with the property owners.
Zoned: R-8
Use: Single Family Residential/Vacant Lot
Tax Code: 077-191-12
Total Parcel Tax Value: \$6,600
- DD. Project:** Asbury Avenue Extension, Parcel #18
Owner(s): Camilla Gail Russell (now Alexander) and Any Other Parties of Interest
Property Address: 1032 Wainwright Avenue
Property of acquisition: 7,500 sq. ft. (.1722 ac.) total acquisition
Improvements: None
Purchase Price: \$400
Remarks: Total acquisition of the vacant lot required for the construction of the Asbury Avenue Extension project. Compensation is based on an independent, certified appraisal. City Staff is unable to reach a negotiated settlement with the property owner.
Zoned: R-8
Use: Single Family Residential/Vacant Lot
Tax Code: 077-192-05
Total Parcel Tax Value: \$800

- EE. Project:** Asbury Avenue Extension, Parcel #63
Owner(s): Elizabeth M. Foster and Any Other Parties of Interest
Property Address: 1038 McArthur Avenue
Property to be acquired: Total acquisition of 7,500 sq. ft. (.1722 ac.) vacant lot
Improvements: None
Purchase Price: \$8,000
Remarks: Total parcel of vacant land/lot is required for the construction of the Asbury Avenue Extension project. Compensation is based on an independent, certified appraisal. There has been no response to certified mail sent to the last known address of property owner.
Zoned: R-8
Use: Single Family Residential/Vacant Lot
Tax Code: 077-195-01
Total Parcel Tax Value: \$4,000
- FF. Project:** Asbury Avenue Extension, Parcel #68
Owner(s): Willie Belle Bradley
Property Address: Wainwright Avenue
Property to be acquired: 7,500 sq. ft. (.1722 ac.) Land
Improvements: None
Purchase Price: \$800
Remarks: The total acquisition of vacant parcel is required for the construction of the Asbury Avenue Extension. Compensation is based upon independent, certified appraisal. Certified mail to all contacts resulted in no response. Property is tax delinquent for last ten years. Property assumed abandoned.
Zoned: R-8
Use: Single Family Residential/Vacant
Tax Code: 077-195-15
Total Parcel Tax Value: \$800
- GG. Project:** Old Statesville Road Widening, Parcel #112
Owner(s): Bascom V. Belk, Jr. c/o BVB Properties and Any Other Parties of Interest
Property Address: 5330 Sunset Road
Property to be acquired: 3,573 sq. ft. (0.09 ac.) of Temporary Construction Easement
Improvements: None
Purchase Price: \$2,600
Remarks: This area is needed for the Old Statesville Road Widening Project. Compensation was established by an appraisal conducted by an independent, certified appraiser. City Staff has yet to reach a negotiated agreement with property owner.
Zoned: BISCD
Use: Shopping Center/Fast Food Restaurant
Tax Code: 041-242-02
Total Parcel Tax Value: \$1,392,060

- HH. Project:** Old Statesville Road Widening, Parcel #21
Owner(s): Wilson Family Partnership and Any Other Parties of Interest
Property Address: 6620 Old Statesville Road
Property to be acquired: 6,365 sq. ft. (0.15 ac.) of Fee Simple Acquisition, Temporary construction Easement and Permanent Drainage Easement
Improvements: None
Purchase Price: \$8,008
Remarks: This area is needed for the Old Statesville Road Widening Project. Compensation was established by an appraisal conducted by an independent, certified appraiser. City Staff has yet to reach a negotiated agreement with property owner.
Zoned: B2CD
Use: Single Family Residential/Vacant
Tax Code: 045-451-09
Total Parcel Tax Value: \$188,180
- II. Project:** Old Statesville Road Widening, Parcel #71
Owner(s): Lloyd Williams and Any Other Parties of Interest
Property Address: 7708 Old Statesville Road
Property to be acquired: 21,736 sq. ft. (0.499 ac.) of Fee Simple Acquisition
Improvements: Single Family Dwelling
Purchase Price: \$75,000
Remarks: The total acquisition is needed for the Old Statesville Road Widening. The compensation was established by two independent, certified appraisals and a review appraisal. City Staff has yet to reach a negotiated agreement with owner.
Zoned: B-2
Use: Single Family Residential
Tax Code: 043-088-11
Total Parcel Tax Value: \$43,870
- JJ. Project:** Cathey Road Sidewalk, Parcel #15
Owner(s): Lawrence U. Davidson, III and Wife, Betty E. Davidson and Any Other Parties of Interest
Property Address: 180 Woodlynn Drive
Property to be acquired: 5,062 ± sq. ft. (0.12 ac.)
Improvements: Trees
Purchase Price: \$3,900
Remarks: A Permanent Drainage Easement is needed on this property for the Cathey Road Sidewalk project. Compensation is based on an independent, certified appraisal. Staff has been unable to reach an agreement with property owner.
Zoned: R-3
Use: Residential
Tax Code: 031-066-01
Total Parcel Tax Value: \$235,120

- KK. Project:** Statesville Avenue Widening, Parcel #20, 21 and 22
Owner(s): Michael D. Cotton and Any Other Parties of Interest
Property Address: 3334-36 and 3448 Statesville Avenue
Property to be acquired: 12,471 sq. ft. (.2863 ac.)
Improvements: None
Purchase Price: \$22,000
Remarks: The areas are required for the construction of the Statesville Avenue Widening Project. Compensation is based on an independent, certified appraisal. City Staff has been unable to locate the owner(s) and therefore requests condemnation approval to acquire title to the property needed.
Zoned: I-1
Use: Commercial/Vacant
Tax Code: 077-056-12, 13 and 14
Total Parcel Tax Value: \$89,000
- LL. Project:** South Transmission Main-Contract 5, Parcel #26
Owner(s): Thomas Gibson and Any Other Parties of Interest
Property Address: 312 Ideal Way
Property to be acquired: 2,836 sq. ft. (0.065 ac.)
Improvements: Trees
Purchase Price: \$4,925
Remarks: The area is needed for Transmission Water Main Project. The compensation amount was established by current neighborhood land values. An additional appraisal by an independent, certified appraiser is being ordered. City Staff has yet to reach a settlement with the property owner.
Zoned: R-5
Use: Single Family Residential
Tax Code: 147-031-25
Total Parcel Tax Value: \$64,640
- MM. Project:** South Transmission Main-Contract 5, Parcel #27
Owner(s): Thomas Gibson and Any Other Parties of Interest
Property Address: 400 Ideal Way
Property to be acquired: 1,805 sq. ft. (0.041 ac.)
Improvements: Trees
Purchase Price: \$3,610
Remarks: The area is needed for Transmission Water Main Project. The compensation amount was established by current neighborhood land values. An additional appraisal by an independent, certified appraiser is being ordered. City Staff has yet to reach a settlement with the property owner.
Zoned: R-5
Use: Single Family Residential
Tax Code: 147-031-24
Total Parcel Tax Value: \$61,500

- NN. Project:** South Transmission Main-Contract 5, Parcel #28
Owner(s): Christopher J. Werte and Any Other Parties of Interest
Property Address: 404 Ideal Way
Property to be acquired: 1,805 sq. ft. (0.041 ac.)
Improvements: Trees
Purchase Price: \$3,610
Remarks: The area is needed for Transmission Water Main Project. The compensation amount was established by current neighborhood land values. An additional appraisal by an independent, certified appraiser is being ordered. City Staff has yet to reach a settlement with the property owner.
Zoned: R-5
Use: Single Family Residential
Tax Code: 147-031-23
Total Parcel Tax Value: \$74,710
- OO. Project:** South Transmission Main-Contract 5, Parcel #29
Owner(s): Fred R. Clapp, Sr., and Wife, Mildred D. Clapp and Any Other Parties of Interest
Property Address: 408 Ideal Way
Property to be acquired: 1,805 sq. ft. (0.041 ac.)
Improvements: Trees
Purchase Price: \$3,610
Remarks: The area is needed for Transmission Water Main Project. The compensation amount was established by current neighborhood land values. An additional appraisal by an independent, certified appraiser is being ordered. City Staff has yet to reach a settlement with the property owner.
Zoned: R-5
Use: Single Family Residential
Tax Code: 147-031-22
Total Parcel Tax Value: \$63,870
- PP. Project:** South Transmission Main-Contract 5, Parcel #30
Owner(s): Harry G. Lainis and Any Other Parties of Interest
Property Address: 412 Ideal Way
Property to be acquired: 1,805 sq. ft. (0.041 ac.)
Improvements: Trees
Purchase Price: \$3,610
Remarks: The area is needed for Transmission Water Main Project. The compensation amount was established by current neighborhood land values. An additional appraisal by an independent, certified appraiser is being ordered. City Staff has yet to reach a settlement with the property owner.
Zoned: R-5
Use: Single Family Residential
Tax Code: 147-031-21
Total Parcel Tax Value: \$65,210

- QQ. Project:** South Transmission Main-Contract 5, Parcel #31
Owner(s): Harry G. Lainis and Any Other Parties of Interest
Property Address: 416 Ideal Way
Property to be acquired: 1,805 sq. ft. (0.041 ac.)
Improvements: Trees
Purchase Price: \$3,610
Remarks: The area is needed for Transmission Water Main Project. The compensation amount was established by current neighborhood land values. An additional appraisal by an independent, certified appraiser is being ordered. City Staff has yet to reach a settlement with the property owner.
Zoned: R-5
Use: Single Family Residential
Tax Code: 147-031-20
Total Parcel Tax Value: \$60,170
- RR. Project:** South Transmission Main-Contract 5, Parcel #32
Owner(s): Harry G. Lainis and Any Other Parties of Interest
Property Address: 420 Ideal Way
Property to be acquired: 2,693 sq. ft. (0.062 ac.)
Improvements: Trees
Purchase Price: \$4,825
Remarks: The area is needed for Transmission Water Main Project. The compensation amount was established by current neighborhood land values. An additional appraisal by an independent, certified appraiser is being ordered. City Staff has yet to reach a settlement with the property owner.
Zoned: R-5
Use: Single Family Residential
Tax Code: 147-031-19
Total Parcel Tax Value: \$62,090
- SS. Project:** South Transmission Main-Contract 5, Parcel #33
Owner(s): Bruce C. Abercrombie and Wife, Wanda M. Abercrombie and Any Other Parties of Interest
Property Address: 424 Ideal Way
Property to be acquired: 390 sq. ft. (0.009 ac.)
Improvements: Trees
Purchase Price: \$780
Remarks: The area is needed for Transmission Water Main Project. The compensation amount was established by current neighborhood land values. An additional appraisal by an independent, certified appraiser is being ordered. City Staff has yet to reach a settlement with the property owner.
Zoned: R-5
Use: Single Family Residential
Tax Code: 147-031-18
Total Parcel Tax Value: \$63,380

- TT. Project:** South Transmission Main-Contract 5, Parcel #46
Owner(s): Mary E. Lacaze and Any Other Parties of Interest
Property Address: 509 Poindexter Circle
Property to be acquired: 2,978 sq. ft. (0.068 ac.)
Improvements: Trees
Purchase Price: \$5,960
Remarks: The area is needed for Transmission Water Main Project. The compensation amount was established by current neighborhood land values. An additional appraisal by an independent, certified appraiser is being ordered. City Staff has yet to reach a settlement with the property owner.
Zoned: R-4
Use: Single Family Residential
Tax Code: 147-081-45
Total Parcel Tax Value: \$157,960
- UU. Project:** South Transmission Main-Contract 5, Parcel #47
Owner(s): Freda Y. Pendred and Any Other Parties of Interest
Property Address: 511 Poindexter Circle
Property to be acquired: 7,872 sq. ft. (0.181 ac.)
Improvements: Trees
Purchase Price: \$15,750
Remarks: The area is needed for Transmission Water Main Project. The compensation amount was established by current neighborhood land values. An additional appraisal by an independent, certified appraiser is being ordered. City Staff has yet to reach a settlement with the property owner.
Zoned: R-4
Use: Single Family Residential
Tax Code: 147-081-46
Total Parcel Tax Value: \$124,700
- VV. Project:** South Transmission Main-Contract 5, Parcel #48
Owner(s): Daniel D. Kovasckitz and Wife, Julia W. Kovasckitz and Any Other Parties of Interest
Property Address: 513 Poindexter Circle
Property to be acquired: 5,431 sq. ft. (0.125 ac.)
Improvements: Trees
Purchase Price: \$10,860
Remarks: The area is needed for Transmission Water Main Project. The compensation amount was established by current neighborhood land values. An additional appraisal by an independent, certified appraiser is being ordered. City Staff has yet to reach a settlement with the property owner.
Zoned: R-4
Use: Single Family Residential
Tax Code: 147-081-47
Total Parcel Tax Value: \$153,700

52. Meeting Minutes

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

- July 16, 2001 Zoning Meeting
- July 23, 2001 Business Meeting
- August 14, 2001 Joint City/County/School Board