# AGENDA

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City of Charlotte, City Clerk's Office
CITY COUNCIL MEETING
Monday, June 23, 1997

5:00 p.m. Conference Center
Dinner Briefing
(See Table of Contents)

6:30 p.m. Meeting Chamber
- Invocation
- Pledge of Allegiance
- Citizens Hearing

7:00 p.m. Formal Business Meeting
# CITY COUNCIL AGENDA
Monday, June 23, 1997

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## 5:00 P.M. DINNER BRIEFING
CONFERENCE CENTER

## 6:30 P.M. CITIZENS HEARING
MEETING CHAMBER

### CONSENT

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5:00 P.M. DINNER BRIEFING
CONFERENCE CENTER

1. ATE Transit Contract Renewal
   Attachment 1

2. Charlotte Center City Partners
   Attachment 2

6:30 P.M. CITIZENS HEARING
MEETING CHAMBER

CONSENT

3. Consent agenda items 13 through 29 may be considered in one motion except those items removed by a Councilmember. Items are removed by notifying the City Clerk before the meeting.

Staff Resource: V1 Alexander Lyles
POLICY

4. City Manager's Report

5. FY98 Operating Budget and FY98-02 Capital Investment Plan

Action: Approve 1997-1998 Appropriations and Tax Levy Ordinance, FY99 Operating Plan Resolution, the Capital Investment Plan Resolution for Fiscal Years 1998-02, the FY98 Pay and Benefits Resolution and other items related to the annual ordinance adoption.

Staff Resource: Listed under each section

Policy: As required by state law, the City of Charlotte adopts an annual appropriations and tax levy ordinance and considers related actions prior to June 30 of each fiscal year

Explanation of Request: Council is requested to adopt the following actions

A  The FY97-98 Appropriations and Tax Levy Ordinance (Curt Walton)
B  A resolution approving the FY99 Operating Budget Plan (Curt Walton)
C  A resolution approving the FY98-02 Capital Investment Plan (Curt Walton)
D  A resolution approving the FY98 Pay and Benefits Plan (Bill Wilder)
E  A resolution authorizing staff to proceed with the FY98 Lease Purchase Agreement (Richard Martin)
F  Arts and Outside Agency Contracts (Curt Walton)
G  Municipal Service District Contracts (Curt Walton)
H  Job Training Contracts (Stanley Watkins)
I Human Services Contracts (Stanley Watkins)

J Housing Contract (Stanley Watkins)

K Other Budgetary Items (Curt Walton)

Budget Overview: A. The FY97-98 Appropriations and Tax Levy Ordinance

- On May 12, 1997, the City Manager presented the recommended FY98 and FY99 Operating Budgets and the FY98-02 Capital Investment Plan to the Mayor and City Council. The Mayor and City Council held six half-day budget retreats and the required public hearing.

- As tentatively approved on June 10, 1997 by straw vote, the Council endorsed the following budget scenario:

  Transfer ¼¢ from the General tax rate and ¼¢ from the Storm Water tax rate to Debt Service to support the capital program.

  Increase Storm Water fees an average of 7.8% for residential customers and 9% for commercial customers. This increase reflects the first year of a four year plan to phase out the 1¢ property tax rate dedicated to Storm Water and make Storm Water an enterprise fund.

  Increase Water and Sewer rates 2.5%.

  Increase Transit fares to $1 for local service and $1.40 for express service.

  Funding for the first full year of providing City services to the annexation areas added to the City effective June 30, 1997. A total of $9.3 million and 86 positions are included to support almost 30,000 new residents and 22 square miles.

Property Tax Rate: The property tax rate for FY98 is a total of 52¼¢ per $100 of assessed valuation. This represents no change in the current property tax rate. The FY98 assessed value is estimated at $33.5 billion, with an estimated collection.
rate of 98%  The distribution of the tax rate is as follows

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<td>General Operations</td>
<td>43 00¢</td>
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<tr>
<td>Debt Payments</td>
<td>7 25¢</td>
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<tr>
<td>Pay-As-You-Go Capital</td>
<td>1 50¢</td>
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<tr>
<td>Storm Water</td>
<td>75¢</td>
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<td><strong>Total</strong></td>
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**Changes to the Operating Budget:**

Council made the following changes to the Manager's recommended budget on June 10, 1997

1. Amended the regulatory user fees policy to recover 60% of fully allocated costs. The new policy generates $150,000 in additional revenue.

2. Provided $40,000 to the Stop the Killing Crusade. Payment is to be made in two, $20,000 installments, the first in July 1997 and the second in January 1998. The January payment will be released upon development of accountability criteria expected of all outside agencies.

3. Contributed $36,000 to the Crime Stoppers Program.

4. Added one planner position to the Charlotte-Mecklenburg Planning Commission to facilitate the school planning process ($50,000). Also funded consultant services ($50,000) to support the Citizens Committee and compile a report. The total adjustment to the budget is $100,000, with $50,000 to come from Mecklenburg County.

- The sum of these changes left $24,000 in available funds. These funds will be added to Council's Contingency for FY98, bringing the total to $224,000.

- Also added to Council Contingency is the $102,000 resulting from resolution of the Animal Control disagreement with Mecklenburg County. This brings the total of Council's FY98 Contingency account to $326,000.
Other actions

- Continued the $2 million funding for the Charlotte-Mecklenburg Housing Partnership, but also referred the agency to Council's City-Within-A-City Committee for review of the issues raised at the June 10th straw votes meeting

- Referred the issue of sound barriers and City participation in State road projects to Council's Transportation Committee

Attachment 3

B. Resolution approving the FY99 Operating Budget Plan

The Manager's Recommended Budget includes recommendations for the next two years of operating budgets. The first year, FY98, is listed in Section A of this action.

- A resolution is adopted at the beginning of each two-year budget to approve the second year of the two-year plan. The resolution approves the FY99 Operating Plan as recommended by the City Manager and as amended by Council on June 10. Adoption of the FY99 Plan does not appropriate funds.

Attachment 4

C. Resolution approving the FY98-02 Capital Investment Plan

- The resolution approves the five-year capital investment expenditure and financing plan, which totals $1.12 billion.

- The property tax rate dedicated to the Municipal Debt Service Fund is increased by ½¢ for a total of 7¼¢. Two ¼¢ transfers are recommended in the FY98.
budget: ¼¢ from the General Fund and ¼¢ from the Storm Water Fund

- The property tax rate dedicated to the Pay-As-You-Go Fund is recommended to be maintained at 1½¢

- The Storm Water Capital Project Fund expands to $123.5 million over the next five years, supported by fee increases averaging 7.8% for residential, 9% for commercial and 10% for City facilities

- The Public Transit Capital Project Fund schedules $150.5 million over the next five years to support the Five-Year Transportation Plan. The Operating Budget impact of the infrastructure plan is partially offset by bus fare increases from 80¢ to $1 for adult base fares and $1.15 to $1.40 for adult express fares. Transit pass prices are also increasing.

- The Water and Sewer Capital Program totals $307.2 million over the next five years, requiring an FY98 rate increase of 2.5%

Attachment 5

D. Resolution approving the FY98 Employee Pay and Benefits Plan

The FY98 Pay Recommendations Report includes the following:

- In the Broadbanding Pay Plan, a 4% total increase budget is recommended for each key business unit. This includes 3.7% for merit increases and 3% for career development increases. Merit increases will range from 0% to 8% based on market position and performance level, but total increases in each business unit will not exceed 4%. A 4% increase to minimum and maximum rates in the Broadbanding Pay Plan is also recommended.
In the Public Safety Pay Plan, a 4% increase is recommended for all step rates. Also, full funding is recommended for a 5% step increase for employees not at maximum pay. This is consistent with the original design of this plan in which adjustments to steps will generally be made only in the first year of the two-year budget cycle. No increase was made at the step rates for FY97.

It is also recommended that Police Officers acting as Field Training Officers receive a 3% pay increase while serving in this capacity.

It is recommended that the current salary of City Council members be increased from $8,000 to $12,000 and the salary of the Mayor be increased from $14,800 to $16,800 effective in December 1997 with the installation of the new Council. It is further recommended that, beginning in FY99, the salary of the Mayor and City Council be adjusted yearly by one-half of the total percentage increase budget established for positions in the Broadbanding Pay Plan structure.

The establishment of a Competition-Based Gainsharing Plan is recommended. This plan will reward employees when the city successfully competes against the private sector and is able to perform the work for less than the successful bid amount.

There are no recommended changes to medical, dental, life insurance, short-term disability, long-term disability or individual medical stop-loss premiums for either employees, retirees or the City.

It is recommended that pre-existing condition requirements and the conversion privilege under the medical insurance plans be eliminated.
Attachment 6

E. Resolution Authorizing staff to proceed with the FY98 Lease Purchase Agreement

The FY98 Budget includes the purchase of equipment through lease purchase. The City has used this type of financing since 1982 with favorable results. The FY98 contract totals up to $12.5 million and includes the following:

- Public Safety equipment ($9.12 million): vehicles, helicopter, laptop computers
- CMUD vehicles ($85 million)
- Other vehicles & equipment ($2.38 million)

This action authorizes staff to proceed with the necessary actions to secure the Lease/Purchase Agreement (Installment Purchase Contract).

$1,536,000 is designated for a new Police helicopter. The time required to finalize the Installment Purchase Contract negotiation and the immediate need for the helicopter requires that this sum be loaned from the Municipal Debt Service Fund, to be repaid from the proceeds of the Lease Purchase Agreement.

$4,300,000 is designated for Police laptop computers. Funding for this project includes $2.2 million from a federal grant and assets forfeiture funds. The decision to lease versus purchase this equipment has not been finalized. However, approval has been obtained from the federal grantor to utilize the grant funds in this manner. Should lease purchase not be chosen as the most beneficial financing option, the $4.3 million will not be included in the final lease purchase agreement.

Council will be requested to approve actual financing documents at a later meeting.
Individual bids for this equipment come to Council for approval prior to these funds being spent.

Attachment 7

F. Arts and Outside Agency Contracts: Contracts and performance evaluations for all outside agencies were provided to Council on June 10, 1997. Contracts over $100,000 are included in this action for Council approval. Contracts for each of these agencies are attached.

1. Charlotte Convention & Visitors Bureau (CCVB) $2,163,750

   Funding for CCVB is derived from the proceeds of a county-wide occupancy tax. The increase of $253,750 over FY97 is due to increases in the net proceeds of the tax. The CCVB promotes economic development in the Charlotte-Mecklenburg area by promoting the area as a destination for convention, leisure, and sports-related travel.

Attachment 8

2. United Family Services (Victim Assistance) $233,475

   Funding for United Family Services was increased from FY97 to FY98. The increase of $6,304 represents a 3.7% increase in City support dedicated to staff salaries. The Victim Assistance program provides counseling, education, and assistance to adult and child victims of crime and to families of homicide victims.

Attachment 9

3. Arts & Science Council (ASC) $2,174,580

   Funding for the Arts & Science Council was held flat from FY97 to FY98.
Arts & Science Council oversees community-wide cultural planning, fundraising, grant-making, technical assistance, facility review and other responsibilities to advance the cultural life of Charlotte and Mecklenburg County

Attachment 10

G. Municipal Service Districts

- Municipal Service Districts 1, 2 and 3 were created to promote investment in the central business area. Contracts covering District 1 have been funded since 1978, and contracts covering Districts 2 and 3 have been funded since 1984. There is no change in the tax rate in any of the districts.

- In prior years, the City contracted with the Charlotte Uptown Development Corporation (CUDC) to promote the economic development of Municipal Service District 1, and with the Central Charlotte Division of the Chamber of Commerce (CCD) to market the Tryon Street Mall area and promote the economic development of Municipal Service Districts 2 and 3.

- In January 1997 CUDC and CCD consolidated their operations within the corporate structure of CUDC, and the two existing contracts between the City and CCD were assigned to CUDC. Additionally, CUDC has changed its corporate name to the Charlotte Center City Partners. For FY98, the City will contract with Charlotte Center City Partners for administration of all three Municipal Service Districts.
1 Charlotte Center City Partners (CCCP)

Municipal Service District 1
FY98 Contract Amount $535,833

The FY98 contract with CCP for District 1 represents an 11% increase over the FY97 contract amount due to an increase in the projected net proceeds of the District 1 tax levy

2 Municipal Service District 2
FY98 Contract Amount $110,973

While net proceeds of the District 2 tax levy are projected to increase 2% in FY98, the FY98 contract with CCP for District 2 represents a 14% decrease due to a budget reduction from the previous year for special project expenditures

3 Municipal Service District 3
FY98 Contract Amount $318,669

While net proceeds of the District 3 tax levy are projected to increase 3% in FY98, the FY98 contract with CCP for District 3 represents a 12% decrease due to a one-time appropriation from Fund Balance in FY97 and a budget reduction from the previous year for special project expenditures

Attachment 11

H. Job Training Contracts

- On March 24, 1997, City Council approved the FY98 Job Training Plan. The plan identifies strategies to be used to increase the self-sufficiency of individuals through comprehensive job training, job development and support services. Approval of the following contracts will implement the child care support service and dislocated worker portions of the plan
These contracts are funded annually from federal JTPA grants, State Worker Trust funds and local money

1 Employment Security Commission $355,446

Funding for FY98 represents an increase of 10% or $31,771. The City of Charlotte began funding the Title III Dislocated Worker Program in 1991. The primary objective of the program is to assist dislocated workers in re-entering the labor force.

2 Child Care Resources, Inc $272,564

Funding for Child Care Resources, Inc. is held constant for FY98. Child Care Resources assists participants of the Employment and Training Program with obtaining subsidized day care for their children at private, public or non-profit day care facilities.

Attachment 12

I. Human Services Contracts

- The FY98 Consolidated Plan approved by Council on April 28, 1997, identifies priorities for federal housing and community development resources including the Community Development Block Grant (CDBG). Human services contracts for Gethsemane Enrichment Program and Bethlehem Center, Inc., are part of the projected FY98 CDBG activities. The following contracts provide for education enrichment activities for elementary, middle school and high school students of families with low-income. Charlotte-Mecklenburg Schools provides training for other City-funded after school program staff under the City contract. The
contracts are awarded and funded annually under the human services component of the CDBG program. Funding is held constant from FY97 to FY98.

1. Gethsemane Enrichment Program $442,475
2. Bethlehem Center $158,825
3. Charlotte Mecklenburg Schools $150,000

J. Housing Contract

- The Consolidated Plan approved by Council on April 28, 1997 establishes strategies to provide housing and supportive services for low-and-moderate income people as part of an overall community revitalization strategy.

- The Charlotte-Mecklenburg Housing Partnership (CMHP) Affordable Housing contract for FY98 is $2 million. The contract contains no increase in funding and permits no carryover of FY97 funds.

- The City Council City-Within-A-City Committee will review this agency and contract during FY98.

K. Other Budgetary Items

The following year-end adjustments to the current budget are recommended.

- The FY97 balance remaining in Council Contingency ($195,750) is appropriated for the City’s Cankerworm Program.

$115,035 is appropriated from the General Fund fund balance for reimbursement to
FEMA for Hurricane Hugo-related project closeout. In total, the City received $155 million from FEMA for Hurricane Hugo damage:

- $38,512 from Federal and State grants in excess of original estimates are appropriated.
- A State Department of Transportation grant of up to $40,000 is appropriated to assist the City in purchasing Police video cameras.
- Additional repairs and maintenance in the CityFair Parking Deck totaling $80,000 are appropriated from Deck Operating Fund fund balance.
- Federal grants for Police projects that were received after the presentation of the Manager’s Recommended Budget totaling $249,980 are appropriated. No local matches are required.
- Technical accounting changes to clarify or correct FY97 Budgetary ordinances.

6. Housing Counseling Contracts

Action: A. Approve six month contracts with the:

1. Charlotte-Mecklenburg Housing Partnership (CMHP) in the amount of $74,950 for home ownership counseling,
2. Charlotte Housing Authority (CHA) in the amount of $201,020 for a family self-sufficiency program, and
3. Family Housing Services (FHS) in the amount of $154,044 for rental and mortgage default counseling.
B. Direct staff to implement a competition process that results in new contracts for these services to begin January 1, 1998.

Staff Resources: Stanley Watkins and J W Walton

Focus Area: City Within A City and the Community Safety Plan

Policy

The Consolidated Plan approved by Council on April 28, 1997 establishes strategies to provide housing and supportive services for low-and-moderate income people and as part of an overall community revitalization strategy

Explanation of Request:

- On June 12, 1997 the Privatization/Advisory Committee recommended to Council that the City award FY98 housing counseling contracts to CMHP, CHA and FHS on a six month basis, and that the City implement a competitive process that would result in new contracts for these services beginning January 1, 1998

- Contracts are attached

Funding:

Innovative Housing Fund
Federal Community Development Block Grant

Attachment 15
Letter from Privatization Committee
Proposed Competition Process and Timetable
Contracts

7. Neighborhood Centers Management

Action:

Approve the following recommendations of the City Within A City (CWAC) Committee concerning the City's four Neighborhood Centers:

1. That the management of the Centers be subjected to a competitive process, but that City ownership and current service levels remain unchanged;
2. That the competition process and scope of services for management of the Centers be developed in consultation with all stakeholders; and

3. That a plan for sharing a portion of operating expenses with tenant agencies be developed and implemented.

Committee Chair: Ella Scarborough

Staff Resources: Stanley Watkins and Debbie Antshel

Focus Area: City Within A City and Restructuring Government

Policy

The City Within a City Strategic Plan stresses responsiveness to neighborhood needs and expanded community use of existing public facilities. The Restructuring Government Focus Area calls for reviewing the management of City assets for opportunities to reduce costs and/or improve service delivery.

Explanation of Request:

• On January 13, 1997, Mayor Patrick McCrory vetoed a 7-4 vote endorsing CWAC Committee recommendations to keep management of the City’s four Neighborhood Centers in City hands. This item was referred back to the CWAC Committee for further review.

• At its February 19, 1997 meeting, the CWAC Committee directed staff to solicit cost estimates informally from non profit and for-profit vendors expressing an interest in operating the Centers and to compare these with the City’s estimated costs. Staff was also asked to obtain information on comparable Center operations in other cities. This information is attached.

• City staff met with interested parties from the private and nonprofit sectors to develop the cost comparisons. Staff also met with neighborhood leaders individually and in groups to discuss the recommendation for competition.

• On May 13, 1997 the CWAC Committee unanimously approved the following recommendations.
- That the management of the Neighborhood Centers be subjected to competition with the assumptions that the City will a) maintain ownership of the Centers, b) maintain the current level of services, c) establish policies and guidelines for the Centers' use, and d) continue to provide services responsive to community needs. The staff survey found that costs among various possible providers were competitive.

- That the City develop the competition process and scope of services for management of the Centers in consultation with the neighborhoods and service partners. A nine-month community dialogue process showed a strong desire on the part of stakeholders for input into any changes affecting Center operations.

- That the City develop a plan for service providers to share in expenses of the Centers. A separate survey of service providers found a willingness to discuss cost sharing with the City.

- City-Within-A-City committee members who attended the May 13 meeting were Ella Scarborough, Sara Spencer and Tim Sellers.

- The next steps include drafting the request for proposal and establishing the timetable. Contractor selection will occur in December. The new contracts will be effective March 1998.

Attachment 16
City Operational Information Matrix
Cost Comparisons Matrix
Other Cities Information Matrix
Proposed Competition Process and Timetable
8. Composition of Planning Commission and Coordinated School and Community Planning Process

This item will be sent in the Friday, June 20 Council-Manager Memo.

9. Guidelines for the Storm Water Economic Development Program

Action: Approve the Economic Development and Planning Committee's recommended guidelines for the Storm Water Economic Development Program.

Committee Chair: Lynn Wheeler

Staff Resource: Jeb Blackwell

Explanation of Request:

- The expanded storm water program adopted by City Council last year includes an economic development component. Funding for this part of the program is incorporated in the financial plan endorsed last year, but doesn't begin until FY98 to allow the development of implementation guidelines.

- The economic development program represents $1 million of the $27.5 million storm water program in FY98.

- This program will support the City's Economic Development goals by:
  - Ensuring that infill development projects proceed without hurting downstream areas in other ways.
  - Fixing low priority storm water projects that may cause problems due to upstream development.
  - Allowing positive development to proceed that might otherwise not happen due to the concern of downstream neighbors.
Key points of the guidelines are

- Private commercial development projects located within CWAC or designated business corridors are eligible

- Housing projects within CWAC are eligible as follows
  a. Housing projects sponsored by Community Development Corporations or housing agencies such as Habitat for Humanity, or,
  b. New housing projects in CWAC neighborhoods designated as fragile or threatened will be given priority over new housing projects in neighborhoods designated as stable

- Storm water funds will apply only to drainage infrastructure improvements, which may be on the development site or in a downstream neighborhood

- Storm Water staff, with assistance of Planning and Neighborhood Development staff, will evaluate and prioritize projects submitted for participation, using criteria such as the project's impact on drainage and the economic benefit of the project

- All projects involving more than $100,000 in storm water funding or rezoning will be approved by City Council. Projects not accepted by staff after evaluation can be appealed to the Citizens’ Storm Water Advisory Committee

The Storm Water Citizens’ Advisory Committee and the City Council Economic Development and Planning Committee have unanimously recommended the guidelines for approval
10. Child Protection Ordinance

Action: Adopt an ordinance amending Article VII, Section 15-153 of the City Code to remove the two year sunset provision from the Child Protection Ordinance.

Staff Resource: Sergeant Dale Greene

Policy: Community Safety Plan - Reduction of Juvenile Crime

Explanation of Request:

- On February 13, 1995, City Council adopted a Child Protection Ordinance which established a curfew for youth ages 15 and under. The intent of the ordinance was to keep young people out of harm’s way and to reduce the opportunity for them to become the victims or perpetrators of crime.

- At the time the ordinance was adopted, Council established a two year sunset provision to determine the effectiveness and continued necessity for the ordinance.

- In the two years that the ordinance has been enforced, the Police Department has found the ordinance to be an effective enforcement tool and has seen a high level of voluntary compliance with its provisions.

- There have been 868 curfew violations in the first two years of enforcement, with 24% of the violators involved in some type of criminal activity.
There has been a decrease in the number of offenses with a juvenile as the primary victim in outdoor locations during the hours when the curfew is in effect.

The Police Chief recommends removing the sunset provision to make the Child Protection Ordinance permanent. The department will send Council an annual report on the enforcement of the ordinance.

A full report on the first two years of the enforcement of the Child Protection Ordinance is attached.

Attachment 18
Report on the First Two Years of Enforcement of the Child Protection Ordinance
11. EZ Rider and Uni-Park Rider Contracts

Action: Authorize the Director of Transportation to execute a three-year contract with Carolina Transportation Management, Inc. for up to $2,113,000 for operation of EZ Rider North, West, and Northwest services and the Uni-Park Rider service (University City/UNCC area.)

Staff Resource: Jim Humphrey and Richard Bargoi

Policy
The Five-Year Transportation Plan includes feeder service using small buses to hubs located in north, west, northwest, and northeast Charlotte

Explanation of Request
- The City’s contracts for both EZ Rider and Uni-Park Rider Services end this year. In February, the City solicited proposals for new three-year agreements. Companies could submit proposals to operate EZ Rider, Uni-Park Rider, or both.

- A proposal selection committee evaluated the four proposals received on March 13 and selected Carolina Transportation Management to operate both services. The company was the low bidder for both services. The committee included representatives of Purchasing, Budget, Neighborhood Development, and Johnston YMCA, a hub for EZ Rider North service.

- The selection committee used the following criteria in evaluating the proposals for these service contracts:
  1) experience with similar services
  2) proposed personnel abilities/experience
  3) cost per hour
  4) experience record and references
  5) safety record/training programs
  6) proposal quality and completeness

Attached is a comparison of the four bids using each of the above criteria.
The contract permits the City to change routes and schedules to meet customer demands. The contract is based on an hourly rate of service so it can reflect future City decisions on service levels. The City also may terminate the contract at any time by providing 30 days written notice to the operator.

**Funding:**
Both the FY97 budget and the proposed FY98-99 budget include funds for EZ Rider and Uni-Park Rider services.

**Background:**
- LATCO Enterprises, which received a City-Within-A-City loan of $32,000 in 1993, also bid on both EZ Rider and Uni-Park Rider services. LATCO's cost proposal was $99,000 higher than the lowest price submitted by Carolina Transportation. LATCO submitted the highest cost proposal of the four received.
- It is likely that the City will write-off the $32,000 loan to LATCO. Attached is more information on the City-Within-A-City loan to LATCO Enterprises.
- The Uni-Park Rider is a feeder service focused on First Union's new Customer Information Center (CIC) on W T Harris Boulevard. During morning and afternoon peak periods, the service complements Charlotte Transit's express route between Uptown and the CIC. The Uni-Park Rider connects persons using the express bus to other locations in the University area.
- As part of the Five-Year Plan, the Uni-Park Rider will be expanded in conjunction with the construction of a transit center (mini-hub) in the University City area.

**Attachment 19**
Bid Comparison for E-Z Rider and Uni-Park Services
LATCO Enterprises, Inc  CWAC Loan Update
12. Nominations for Citizens Review Board

Action: Submit nominations for Citizens Review Board.

Explanation of Request: Council will appoint five persons on July 28 from the citizens nominated at this meeting to serve three year terms beginning immediately after appointment. Members will be required to attend and successfully complete the Citizens’ Academy to receive training. Individuals with a felony conviction or a Class A1 misdemeanor shall not be eligible to serve. A background check will be conducted on all persons nominated.

Attachment 20
Introduction to CONSENT I and II

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

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

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

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

CONSENT I

13. Various Bids

A. Annexation Street Improvements

Recommendation: The City Engineer recommends the low bid of $978,032 by Crowder Construction Company of Charlotte, NC.

<table>
<thead>
<tr>
<th>MWBD Status</th>
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<th>% of Project</th>
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<tr>
<td>BBE</td>
<td>$63,358</td>
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<td>WBE</td>
<td>$49,040</td>
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MWBD Compliance: Yes
B. Curb Replacement FY97

Recommendation: The City Engineer recommends the low bid of $224,620.55 by 7 Star Construction of Charlotte, NC

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<tr>
<td>BBE</td>
<td>$224,620.55</td>
<td>100%</td>
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<tr>
<td>WBE</td>
<td>$0</td>
<td>0%</td>
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MWBD Compliance: Yes  Seven Star Construction is certified with the City as an African-American owned business and will self perform all work in this contract

C. Storm Water Maintenance 97-B

Recommendation: The City Engineer recommends the low bid of $755,380 by Shaw Group, Ltd., of Charlotte, NC

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<td>BBE</td>
<td>$0</td>
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<td>WBE</td>
<td>$755,380.00</td>
<td>100%</td>
<td>8%</td>
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</table>

MWBD Compliance: Yes  Shaw Group is certified with the City as a woman-owned business and will self-perform all work in this contract

D. Water Main Construction - 12-Inch

Water Main Along Tilley Morris Road
To Serve Deerfield Creek Development

Recommendation: The Charlotte Mecklenburg Utility Director recommends the low bid of $238,192.50 by R H Price, Incorporated of Charlotte, NC

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<td>BBE</td>
<td>$200</td>
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<td>WBE</td>
<td>$237,992.50</td>
<td>99%</td>
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MWBD Compliance: Yes  The Utility Department has reviewed the Contractor's MWBD documentation and determined that the Contractor is a WBE firm. The Contractor has exceeded the WBE goal and will continue to make a good faith effort to meet the BBE goal set for this project
E. Water Main Construction - Mint Hill 
Water System Acquisitions - Contract 2

Recommendation: The Charlotte-Mecklenburg Utility Director recommends the low bid of $327,855.80 by RDR, Incorporated of Stanfield, NC

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<td>WBE</td>
<td>$12,800</td>
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MWBD Compliance: Yes The Utility Department has reviewed the Contractor's MWBD documentation and determined that the Contractor will self-perform the majority of the work on this project. The Contractor has made and will continue to make good faith efforts to meet all goals for this project if other subcontracting opportunities arise.

F. Truck Mounted Excavators

Recommendation: The Director of Transportation recommends a unit price contract be accepted for award to the only bidder, J W Burress, Inc of Charlotte, NC in the amount of $193,965 per machine. Purchases are anticipated subject to appropriations by City Council and actual identified needs. The total estimated expenditures for FY97 are $193,965. This contract is for one year with an option for one additional year.

MWBD Compliance: Yes There are no known MWBD vendors

G. Purchase of Various
MHz Radio Equipment

Recommendation: The Business Support Services Key Business Executive recommends a unit price contract be accepted for award to Motorola Communications and Electronics, Inc of Charlotte, NC. Purchases are anticipated subject to appropriations by City Council and actual identified needs. Although this is a joint City/County contract, the estimated FY98 expenditures for the City to purchase this equipment is $1,221,260. The contract award is for one year with an option to extend for two additional one year terms.

MWBD Compliance: Yes There are no known MWBD vendors
14. Resolution of Intent to Abandon Street and Set Public Hearing - An Alleyway off Brookshire Boulevard

Action:

A. Adopt the Resolution Of Intent to abandon an alleyway off Brookshire Boulevard; and


Attachment 21
Map

15. Resolution of Intent to Abandon Street and Set Public Hearing - A Portion of an Alleyway South of Laurel Avenue

Action:

A. Adopt the Resolution Of Intent to abandon a portion of an alleyway south of Laurel Avenue; and


Attachment 22
Map
CONSENT II

16. Wingate Neighborhood Improvements - Phase III

Action: Award the second low bid of $107,440.20 by Nova Construction of Charlotte, NC.

Explanation of Request:
- This project provides concrete curb, sidewalks, driveways, wheelchair ramps, storm drainage, and utility adjustments on Wingate Ave and Ocracoke Street, which are located off Old Steele Creek Road and West Blvd
- M H Graves, the low bidder, failed to provide a bond for the project. State law requires a 5% bid security on projects over $100,000

MWBD Status:

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<th>Amount</th>
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MWBD Compliance: Yes. Nova Construction is certified with the City as an Asian-American owned business and will self-perform all work in this contract.

Summary of Bids:
- M H Graves of Charlotte, NC $100,902.90
- NOVA CONSTRUCTION CO. of Charlotte, NC $107,440.20
- United Construction Co of Charlotte, NC $116,607.75
- Shaw Group Ltd of Charlotte, NC $123,939.90
- KIP Corp of Charlotte, NC $129,427.20
- 7 Star Const Co of Rock Hill, SC $134,423.72
17. **Monroe Road and Sharon Amity Major Intersection Improvement**

**Action:**

Approve an agreement for $231,612.00 with Presnell Associates, Inc., for planning and design services for the Monroe Road & Sharon Amity Major Intersection Improvement Project.

**Explanation of Request:**

- The Major Intersection Improvement Project will provide for reconstruction of the intersection of Monroe Road and Sharon Amity. It will provide a right turn only lane and dual left turns on the southbound approach of Sharon Amity and right turn only lanes on both approaches of Monroe Road.

- This project will allow for the continued implementation of Major Intersection Improvements as prioritized in the City’s Traffic Operations Plan.

- Presnell Associates, Inc., was selected using the Council-approved process.

- The cost of these services is comparable to the cost of similar work for other transportation projects.

**Funding:**

Funding for this agreement is available in the Intersection Improvement Capital Investment Account - 1996 Street Bonds.
18. Minor Roadway Improvements FY98

Action: Approve an agreement for $283,424 with Post, Buckley, Schuh & Jernigan, Inc., for planning and design services for the FY98 Minor Roadway Improvements Project.

Explanation of Request:
- The FY98 Minor Roadway Improvements Project will provide for reconstruction, including additional turn lanes for four locations: Providence Road at Wendover Road, Tryon Street at W T Harris Blvd, Old Statesville Road at Statesville Road, and Elm Lane at Pineville-Matthews Road.
- This project will allow for the continued implementation of Minor Roadway Improvements as prioritized in the City’s Traffic Operations Plan.
- Post, Buckley, Schuh & Jernigan, Inc., was selected using the Council-approved process.
- The cost of these services is comparable to the cost of similar work for other transportation projects.

Funding: Minor Roadway Improvement Capital Investment Account - 1996 Street Bonds

19. Leaking Underground Storage Tank Program

Action:
- A. Approve an agreement for $300,000 with Aware Environmental, Inc., for engineering services for the Leaking Underground Storage Tank Program; and
- B. Approve an agreement for $300,000 with Cooper Environmental, Inc., for engineering services for the Leaking Underground Storage Tank Program.

Explanation of Request:
- This project involves engineering and testing services on an as-needed basis for the City’s Leaking Underground Storage Tank Program. Aware Environmental, Inc., and Cooper Environmental, Inc., will provide a full range of
environmental consulting and testing services for the cleanup, removal and replacement of the remaining 28 tanks

- This work will be managed in accordance with all federal, state, and local requirements including, specifically, the federal and state technical standards upgrade deadline of December 22, 1998

- Aware Environmental, Inc and Cooper Environmental, Inc were selected using the Council-approved process

- Competitive bids are taken for the cleanup and tank replacement, whereas, testing services and plan preparation are charged by the consultants on an hourly and unit price basis. The rates charged by Aware Environmental, Inc and Cooper Environmental, Inc are competitive with the rates charged by other firms for similar services in this area

**Funding:**  
Leaking Underground Storage Tank Capital Investment Account

**Background:**

- This work is a continuation of the Leaking Underground Storage Tank Program. In the past, Professional Service Industries Inc (PSI) has performed the services for this program. Due to PSI’s loss of several key project team members, the remaining work will be divided between Aware Environmental, Inc and Cooper Environmental, Inc. PSI will complete some ongoing work

- By utilizing the expertise of the two additional firms, the City will be able to meet the State deadline of December 22, 1998 for tank upgrades and replacements and be able to obtain closure on contaminated tank sites. To date, 150 tanks have been completed leaving 28 tanks remaining to be done
20. **Elmwood & Ninth Street Cemeteries Ground Maintenance**

**Action:** Approve a contract for $343,035 with C. J.’s Lawn Service of Charlotte, NC to provide grounds maintenance in Elmwood & Ninth Street Cemeteries.

**Explanation of Request:**
- This contract will provide mowing in Elmwood & Ninth Street Cemeteries for three years.
- This project was bid competitively on February 6, 1997. Roundtree Lawn, the low bidder, defaulted on the contract. The contract with Roundtree Lawn was terminated on April 9, 1997.
- Creedmore & Gardner was the next low bidder. They performed the work from April 11 to April 22 and then defaulted.
- C J ’s Lawn Service was the next low bidder. C J ’s Lawn Service has agreed to honor the unit prices quoted in their original bid on February 6, 1997.

**Funding:** Engineering and Property Management Operating Budget

**Background:** On February 24, 1997, City Council awarded the original contract to Roundtree Lawn for $252,000. Creedmore & Gardner’s bid was for $313,740.

21. **FY96 Storm Water Maintenance Package - Change Order**

**Action:** Approve Change Order #3 for $340,500 to the contract with Blythe Development Company for continued construction of FY96 Storm Water Maintenance Package C. The change order will increase the contract amount from $1,200,605 to $1,541,105.

**Explanation of Request:**
- This change order recognizes good performance by the contractor and competitive unit prices. This type of contract is originally bid in a range that provides bidding opportunity to all licensed contractors. Where the contractor’s work has been
of good quality, a change order is recommended to extend the contract

- The change order will provide funds to continue work under the indicated contract for approximately three months from the approval date. The requested change order is the third of a possible three renewals. The next bid date is set for June 1997.

**Funding:**

Storm Water Services Fund

**Background:**

- The Storm Water Maintenance Program provides a method to perform repairs to existing drainage infrastructure identified through citizens' requests. Repairs are made through yearly contracts, projects are prioritized and assigned to the contractors continuously, with payment based on unit prices.

- Blythe Development Company is committed to an MWBD utilization of 12 percent (6 percent each BBE and WBE). This commitment extends through this change order.

### 22. Mint Museum Lease Renewal

**Action:**

Adopt a Resolution of Intent to authorize a lease extension with the Mint Museum of Art for a term of ten years at a rate of $1 per year.

**Explanation of Request:**

- The current lease with the Mint Museum of Art began on July 1, 1992 and expires July 1, 1997.

- Renewal of the lease for ten years at $1 per year, which is typical for the City's cultural facilities, will extend the lease period to July 1, 2007.

- Approval of this action will direct the City Clerk to publish a resolution and a notice of Council's intent to execute a lease extension at the July 28, 1997 business meeting.
23. Police Laptop Computer Service and Support

Action:

Authorize the City Manager to negotiate a contract for $143,000 between the City of Charlotte and General Electric Capital Information Technology Solutions (GECITS) to provide repair service and support for the Police Department's laptop computers.

Explanation of Request:

- The Police Department is creating a mobile data communications system that will include laptop computers for police officers to communicate with dispatchers and other personnel, complete reports, and access information databases. The nature of police work requires that some level of repair service and support for the computers be locally available 24 hours per day.

- This action authorizes the City Manager to negotiate a contract with General Electric Capital Information Technology Solutions (GECITS) in the amount of $143,000 to cover the first year cost of the laptop service and support. The contract provides for replacement computers if a unit must be repaired and to perform non-warranty repairs at $45 per hour for labor and 35% above cost for materials.

- Digital Equipment has been selected as the vendor for the laptop computers which will be leased/purchased under the North Carolina State contract. Digital Equipment has an established partnership with GECITS which markets and services its computers.

- The Police Department issued Requests for Quotes for repair and support services to the two finalist computer manufacturers, Digital Equipment and NEC, as well as GECITS, and the City Radio Shop.
Both Digital and NEC stated that they provide sole repair and support functions for their laptop computers, but they could not provide a local service facility to the Police Department. The only company that these prospective vendors would authorize to provide the local service was GECITS. Both prospective vendors agreed to provide certification training to the GECITS technicians assigned to the local facility.

Funding
Police Department's operating budget

24. Irwin Creek Wastewater Treatment Plant Pumping, Flow Equalization, and Relief Sewer Design - Professional Services Contract

Action: Approve a contract with Camp Dresser and McKee for $2,029,725 to provide design of relief sewer, wet weather pump station, and flow equalization facilities at the Irwin Creek Wastewater Treatment Plant.

Explanation of Request:
- This contract will provide for design of the improvements required to:
  - increase the available industrial treatment capacity at the Irwin Creek Plant,
  - provide a sewer system sufficient to handle increased flows from future growth, and
  - minimize wet-weather sewer overflows

- The proposed design improvements include:
  - flow equalization facilities, which will include conversion of the 17-million-gallon polishing lagoon to a flow equalization basin,
  - a wet-weather pump station,
  - a screening and grit removal facility, pipelines, and flow control facilities at the Irwin Creek Plant, and
- 15,300 feet of 48" and 2,300 feet of 36" relief sewer along Irwin Creek, as well as 1,800 feet of 30" sewer along Stewart Creek and related structures

Funding:
Funding for this project is included under two capital improvement projects Irwin Creek Pumping and Flow Equalization, and Irwin Creek Relief Sewer. Funding was approved in the FY96 Capital Investment Program.

Background:

• Camp Dresser and McKee (CDM) was selected using CMUD’s Competitive Selection Process as one of four consultants to design Capital Investment projects during FY-97.

• CDM has now completed a study of the Irwin Creek WWTP Industrial Reallocation and Relief Sewer alternatives. This study identified industrial loading and projected flows, reviewed alternate sewer routes, and made recommendations for addressing these concerns.

25. Land Application of Residuals - Budget Ordinance and Amendment

Action:

A. Approve a Budget Ordinance to transfer $405,000 from Utilities Fund Operating Balance to Utilities Wastewater Operating Funds; and

B. Approve Amendment #2 to the Professional Services Contract with AMSCO, Incorporated to remove the first year cap.

Explanation of Request:

• The budget ordinance is needed to pay AMSCO for hauling and land applying sludge generated at CMUD’s five wastewater treatment plants. The unit prices have not changed, but the amount of sludge generated at the wastewater plants has increased.

• AMSCO was awarded the land application contract for a three year period. The first year of the contract will be completed July 1, 1997. The first year sludge quantities have been exceeded due to
- removal of stockpiled sludge,
- increased production of sludge due to rehabilitation and construction at several of the plants, and
- digester cleaning at several of the wastewater treatment plants

- These items are one-time cost expenses which are not anticipated in the next few years. The total amount for the three-year contract may need to be amended, but that decision can be made later in the contract period

- Amendment #2 will

- remove the first year cap specified in the contract, and

- pay AMSCO for the hauling and land application of the increased sludge quantity

**Funding:**

Utilities Fund Operating Balance

**Background:**

- The Utility Department's Competition Plan includes land application of residuals from CMUD Water and Wastewater Treatment Plants

- On January 29, 1996, City Council awarded a contract to AMSCO, Incorporated to conduct land application of residuals from CMUD water and wastewater treatment facilities for $2,031,540. This contract was for a three-year period with two, optional one-year extensions

- On October 28, 1996, City Council approved Amendment #1 to the contract with AMSCO. Amendment #1 for $419,130 allowed payment to AMSCO for cleaning of the polishing pond at the Sugar Creek WWTP and removal of one digester cover at the McAlpine, Sugar, and Irwin Waste Water Treatment Plants
26. Airport Valet Parking Contract Award

Action: Award a two year contract with two one-year options to Carolina Time for the operation of Valet Parking at the airport.

Explanation of Request:

- On March 24, 1997 City Council approved the purchase of 47.5 acres of property owned by Queens Property on which two parking lot facilities were located. One will be assimilated into the Airport Satellite Parking operation. The other is a valet parking lot. Because the valet lot is labor intensive and operates independently of the airport parking facilities, the Airport Director recommends a private contract.

- Request for Proposals (RFPs) were advertised and two companies responded, Carolina Time (the current operator) and Special Delivery, Inc.

- A Selection Committee consisting of airport staff and an Advisory Committee member interviewed both companies and recommend that Carolina Time, the incumbent operator be awarded the contract.

- The RFP set a minimum annual guarantee to the airport of $200,000 or 35% of total parking revenues, whichever is greater. Additionally, the airport would receive 50% of profit from gasoline sales.

- Carolina Time proposed a daily rate of $8.50 and forecasted annual revenues to the airport of $275,000. Their proposal was determined superior based on their Business Plan and relevant experience.
27. FAA Grant Acceptance, Budget Ordinance and Construction Contract Award

Action:

A. Adopt a resolution accepting a Federal Aviation Administration (FAA) grant in the amount of $8,353,000 for Ramp B Expansion-Phase 3 and the Airport's Part 150 Noise Compatibility Program; and

B. Adopt a $9,470,667 Budget Ordinance to appropriate the FAA grant and $ 1,117,667 of Airport funds for constructing Ramp B Expansion-Phase 3; and

C. Award a $3,793,507 construction contract to the low bidder, Blythe Development Co. of Charlotte, NC to construct the Ramp B Expansion-Phase 3.

Explanation of Request:

- The FAA has offered a grant in the amount of $8,353,000 to fund the completion of a high priority Airfield Capacity Improvement Project and the airport's Noise Compatibility Plan. The grant provides $3,353,000 for the terminal ramp expansion and $5,000,000 for the noise program.

- Each year, the FAA provides entitlement funds based on passenger enplanements. FY97 entitlement funds of $6,961,350 were accepted by Council on May 12, 1997.

- In addition to the entitlement funds, the FAA provides funding, at the Secretary of Transportation's discretion, to high priority airport projects on a national basis. Charlotte has been offered discretionary funding of $8,353,000 this year. The total FAA funds accepted to date are $15,314,350.

- This action also awards a construction contract to the low bidder, Blythe Development Co., for the construction of the Ramp B Expansion-Phase 3. Four bids were received and the DBE goal was 21%. Blythe Development's DBE participation was 18%.
Funding:

This Ordinance appropriates the proceeds from this Federal Grant, $8,353,000 and $1,117,667 from the Airport Discretionary Fund for a total of $9,470,667. The funding is as follows:

- **FAA Grant** - $8,353,000
- **Airport Funds** - $1,117,667, to be refunded by future revenue bonds that will be debt serviced by airlines through landing fees.

Background:

- In 1987, the Airport Master Plan identifies the expansion of the terminal ramp to accommodate traffic growth.
- In June 1995, City Council awards a design contract for the Ramp B Expansion.
- In August 1995, an FAA Taxiway Initiative Study identifies $7 million in delay avoidance savings available by constructing Taxiway F and Ramp B Expansion.
- In September 1995, City Council accepted a $5,000,000 FAA Grant to construct Taxiway F, the first phase of the Ramp B Expansion.
- In June 1996, City Council accepted a $8,520,828 FAA Grant to construct the second phase of the Ramp B Expansion.

28. Property Transactions

Action: Adopt condemnation resolutions A and B.

Condemnation:

A. **Project**: 1997 Annexation Beverly Crest, Parcel #1,  
**Owner(s)**: W C & C, Inc  
**Property Address**: Pineville-Mathews Road  
**Property to be Acquired**: 48,823 95 sq ft (1.12 ac)  
**Improvements**: Trees  
**Purchase Price**: $6,300  
**Appraiser**: Charlie M Creech
Remarks: A 15 foot permanent easement is needed across this property. The owner refuses to respond after numerous contacts. The purchase price is based upon an independent appraisal.

Zoned: R-12 CD, R-12 MFC Use: Single Family
1991 Tax Value: $1,622,810 (entire parcel)
Tax Code: 213-041-01

B. Project: Four Mile Creek Relief Sewer, Parcel #45
Owner(s): Donald Hanley & any other parties of interest
Property Address: 129 ac Windlock Drive
Property to be Acquired: 29,162 sq ft (0.670 ac)
Improvements: Trees
Purchase Price: $2,000
Appraiser: Paul E Finn

Remarks: A permanent easement is needed to construct a sewer line on this property between an existing sewer line and the creek. The property owner feels the new line will have a negative impact on development of his vacant property and he wants the line moved off site. Staff considered alternative locations which were deemed impractical due to topography, a creek crossing, and additional easement acquisition from adjoining property.

Zoned: R-3 Use: Vacant/Residential
1991 Tax Value: $116,000 (entire parcel)
Tax Code: 227-271-60

29. Approval of Minutes

Action: Approve minutes as follows:

- May 5, 1997 Workshop
- May 6, 1997 Budget Retreat
- May 12, 1997 Budget Presentation
- May 12, 1997 Business Meeting
ANNOUNCEMENTS

On July 28, 1997, City Council will make nominations to fill vacant positions on the following boards

1. **AIRPORT ADVISORY COMMITTEE**
   Two three year appointments beginning August, 1997. One appointee must have an aviation affiliation and the other must reside on the west side of Charlotte. Harold Carter is not eligible to be reappointed, Ralph Easterling is eligible.

2. **CLEAN CITY COMMITTEE**
   One position to fill an unexpired term beginning immediately and ending June 30, 1998. Michael Kolb has resigned.

3. **DOMESTIC VIOLENCE ADVISORY BOARD**
   One three year appointment beginning September, 1997. June Kimmel is not eligible to be reappointed.

4. **HISTORIC DISTRICT COMMISSION**
   One position beginning immediately to fill an unexpired term ending June 30, 1998. Leon Orr did not meet attendance requirements.

5. **HOUSING AUTHORITY**
   One appointment beginning immediately to fill an unexpired term, and the next full three year term. Virginia Fullwood has resigned. Appointee must reside in public housing.

6. **MAYOR’S INTERNATIONAL CABINET**
   Two three year appointments beginning immediately and ending June, 2000. One appointee should be a representative of an ethnic organization.

7. **SISTER CITIES COMMITTEE**
   Three unexpired appointments beginning immediately and ending April, 1998. Ahmad Daniels and Kimberly Mitchell have resigned. Lori Frazier did not meet attendance requirements.

8. **STORMWATER ADVISORY COMMITTEE**
   One appointment to fill an unexpired term beginning immediately and expiring April, 1998. Derrick Tabor has resigned. Appointee must represent a school, college, hospital or church.
9. **TAXICAB REVIEW BOARD**
Two two year terms beginning September, 1997  Gregory Ritch is not eligible to be reappointed in the Cab Driver category, Al Wheeler is eligible in the operating permit category

10. **WASTE MANAGEMENT ADVISORY COMMITTEE**
One recommendation to the County Commission for a three year term beginning October, 1997 to represent the Chamber of Commerce  James McMullan is eligible to be reappointed

   One recommendation to the County Commission for a three year term beginning immediately to replace Pam Arthur, who has resigned  Appointee must be a member of the Clean City Committee, and the Committee Chair recommends that Ann Kimbro be appointed

11. **YOUTH INVOLVEMENT COUNCIL**
Two three year appointments beginning August, 1997  William Haggerson and Thomas Massey are eligible to be reappointed

   Applications may be obtained by calling the Office of the City Clerk at 336-2247
   All applications must be returned by 5 00 p.m. on Monday, July 21, 1997