AGENDA

Meeting Type:	B
Date:	01/11/99

City of Charlotte, City Clerk's Office

CHARLOTTE

Mayor Patrick McCrory *Mayor Pro Tem Lynn Wheeler*

Rod Autrey
Charles Baker
Patrick Cannon
Malachi Greene
Mike Jackson
Nasif Rashad Majeed
Don Reid
Al Rousso
Tim Sellers
Sara Spencer

OFFICE COPY

Council Agenda

CITY COUNCIL MEETING

Monday, January 11, 1999

5:00 p.m. — **Conference Center**

Dinner Briefing
(See Table of Contents)

7:00 p.m. — **Meeting Chamber**

- **Invocation**
- **Pledge of Allegiance**
- **Awards and Recognitions**
- **Formal Business Meeting**

1998 Council Retreat Priorities

Top Priorities for 1998

Transportation Plan (20 years plus)

Transit Plan and Tax

Westside Strategy Plan

Community Oriented Policing: Evaluation and Direction

Connectivity: Neighborhoods and Road System: Policy Direction

High Priorities for 1998

Court System Expansion

Parking Garage / Convention Hotel

Trolley

Corridor Plan

State Roads Strategy

Airport Plan: Implementation

Neighborhood Business Revitalization Strategy and Action Plan

Business Retention Strategy and Action Plan

CITY COUNCIL AGENDA

Monday, January 11, 1999

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5:00 P.M. DINNER BRIEFING
CONFERENCE CENTER

1. 1999 Legislative Program

Resource: Boyd Cauble

Time: 45 Minutes

Attachment 1

2. Proposed 1999 Annexation

Resource: Dick Black

Time: 15 Minutes

Attachment 2

3. Cedar and Fourth Street Development

Resource: Kent Winslow

Time: 45 Minutes

Attachment 3

4. Committee Reports by Exception: Council-Manager Relations

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

CONSENT

5. Consent agenda items 10 through 31 may be considered in one motion except those items removed by a Councilmember. Items are removed by notifying the City Clerk before the meeting.

Staff Resource: Julie Burch

POLICY

6. City Manager's Report

7. Method of Minutes Preparation and Approval

Action: **Approve Council/Manager Relations Committee recommendation to continue the present method of Council meeting minutes preparation and approval with no change.**

Committee Chair: Al Rousso

Staff Resource: Brenda Freeze

Explanation:

- Councilmember Sellers expressed a concern about Council's approving verbatim minutes as it implies reading and approval of the entire transcript. He suggested approving "action minutes" while continuing to have verbatim minutes available also. Action minutes would reflect only the subject matter, the motion, any substitute motion, and the vote. Council referred this to the Council/Manager Relations Committee.

- Options considered by the Committee were:

  Option 1 - No change; continue Council approval of verbatim minutes, or

  Option 2 - Change to Council approving action minutes only, with verbatim transcripts continuing to be provided for information and research. The transcripts are a valuable information and research tool for Councilmembers, City staff and the public. Preparing action minutes in addition to the verbatim transcript will require an average of two to three additional hours of work per meeting, or 12 hours per month. Currently, the City Clerk does not believe additional staff would be required to implement Option 2. However, the Clerk will evaluate the impact on workload over the next year.

- The main effect of Option 2 is that Council would not vote to approve verbatim minutes. For either option, the Clerk will continue to keep audio recordings of Council meetings. The audio recordings are another research resource.

- With Option 2 verbatim minutes would no longer be archived with the North Carolina Division of Archives and History. The purpose of archiving the minutes with the state is for disaster recovery and history.

- As a historical note, Council voted during budget sessions in 1991 to change to action minutes. Action minutes were approved for one year from July 1, 1991 through June 30, 1992. However, during that time period, verbatim minutes were not prepared in addition to the action minutes. During the budget sessions in 1992, Council voted to return to full text or verbatim minutes.

Committee Discussion:

The Council/Manager Relations Committee met on December 9, 1998 to discuss options on preparation of minutes due to Mr. Sellers' concerns. Committee members present were Chair Al Rousso, Malachi Greene and Nasif Majeed. A vote was taken on Option 2, and it was defeated 1-2. The Committee recommends Option 1 - no change to the method of Council minutes preparation or approval.

Attachment 4
Committee Report, Examples of "Full Text Minutes" and "Action Minutes"

BUSINESS

8. Browning-Ferris Collection Service Contract

Action: **Approve a 1.13% unit price increase for Browning-Ferris Industries, Inc. residential solid waste collection service contract effective October 1, 1998.**

Staff Resources: Wayman Pearson and Greg McDowell

Focus Area: Restructuring Government

Policy: City Council approved the competition/privatization policy on October 25, 1993. The policy encourages providing public services at the lowest cost while maintaining service standards.

Explanation:

- The City of Charlotte contracts with Browning-Ferris Industries Inc. (BFI) to provide residential solid waste collection services in the South Quarter of the City. The five year contract was effective October 1, 1995. Section 19(b) of the contract states that each year, 90 days prior to the contract anniversary date, the Contractor may request that the unit price be increased. The increase can not exceed 75% of any increase in the United States Department of Labor, Bureau of Statistics Consumer Price Index (CPI).

- On June 24, 1998, BFI submitted a request for a unit price increase for the third year of the contract effective October 1, 1998. BFI also submitted a list of expense categories together with percentage cost increases in each category.

- The City Auditor reviewed documentation at BFI's office to verify actual cost increases from prior year.

- Based on this review, the City Auditor recommends that BFI is entitled to an increase of 1.13%, which is 75% of the September 1997 to September 1998 CPI change of 1.5%. The increase of 7 cents per unit will raise the price per unit from $5.89 to $5.96 effective October 1, 1998.

Funding: The annual increase of approximately $29,400 is included in Solid Waste Services operating budget.

9. Nominations for Boards and Commissions

Action: **Nominate candidates to serve on the following boards.**

A. **CITIZENS OVERSIGHT FOR CABLE TV**
One position begins immediately to fill an unexpired term ending March 31, 2000. Shelia Stewart has resigned.

Three, two year positions begin April 1999. Kevine Levine, Cheryl Jones and Sandra Staton are eligible and would like to be reappointed.

Attachment 5

B. **CIVIL SERVICE BOARD**
Two positions begin immediately to fill unexpired terms. One will end on May 15, 2001 and the other on May 15, 2000. Claude Alexander and Patrick Clark did not meet Council's attendance requirements.

Attachment 6

C. **HOUSING APPEALS BOARD**
One appointment begins immediately to fill an unexpired term ending December 31, 2000. The nominee must be a City Within a City tenant. Andrea Harris has relocated.

Attachment 7

D. **MAYOR'S INTERNATIONAL CABINET**
Two new, three year appointments begin March 1999. One will represent an ethnic association and the other will be an open category.

Attachment 8

E. **MINORITY/ WOMEN'S BUSINESS DEVELOPMENT**

One appointment begins immediately and ends March 1, 2001. Nominees must represent a majority business owner. Frank McPherson did not meet attendance requirements.

Attachment 9

F. **PARADE PERMIT COMMITTEE**

One, three year appointment begins March 1999. Louise Sellers is not eligible to be reappointed.

Attachment 10

G. **PRIVATIZATION/COMPETITION ADVISORY COMMITTEE**

Five, two year positions begin March 1999. Jim Ferrell and Chalmers Johnson are eligible and would like to be reappointed; Jefferson Brown, Dan Clodfelter and Mary Stafford are not eligible for reappointment.

Attachment 11

H. **TRANSIT ADVISORY COMMITTEE**

Two, three year terms begin February 1999. One must be an express service passenger. Mark Loflin is eligible and would like to be reappointed. The other nominee may be either an express or local service passenger. James Emanuel does not wish to be reappointed.

Attachment 12

I. **TREE ADVISORY COMMITTEE**

One position begins immediately to fill an unexpired term ending December 1999. Michael Fleming did not meet Council's attendance policy.

Attachment 13

J. **ZONING BOARD OF ADJUSTMENT**

One, three year appointment begins February 1999. George Wallace does not wish to be reappointed.

Attachment 14

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

10. Various Bids

A. Installation of a Data and Voice Cabling System — Business Support Services

Recommendation: The Business Support Services Key Business Executive recommends the low bid of $103,011 by Network Cabling Systems, Charlotte, North Carolina. This purchase will provide for the installation of new data and voice cable throughout Old City Hall.

MWBD Compliance: Yes. There were no known MWBD vendors.

B. Residential Sound Insulation Construction Contract 98-11A — Aviation

Recommendation: The Aviation Director recommends the low bid of $189,906 by Bass and Jones Construction of Winston-Salem, North Carolina. This project will provide storm windows, storm doors, ceiling insulation, sound baffling and other sound attenuation measures for 29 residences participating in the sound insulation program.

MWBE Status:	Amount	% of Project	Project Goals
BBE	$189,906	100%	10%

Compliance: Yes.

C. Airport Terminal Floor Covering **Aviation**

Recommendation: The Aviation Director recommends the low bid of $1,091,742 by Edison Foard, Inc. of Charlotte, North Carolina. The project provides terrazzo flooring and replacement carpeting in the passenger terminal building.

MWBD Status:	Amount	% of Project	Project Goals
BBE	$18,240	1.67%	
WBE	$ 1,200	.11%	

MWBD Compliance: Yes.

11. Resolution of Intent to Abandon Street and Set Public Hearing - Portions of Two Alleyways North of East Independence Boulevard

Action:

A. Adopt the Resolution of Intent to abandon portions of two alleyways north of East Independence Boulevard; and

B. Set a Public Hearing for February 8, 1999.

Attachment 15
Map

12. Resolution of Intent to Abandon Street and Set Public Hearing - Portions of Ocklawana Street, East and West Holly Vista Drives, and all of Cedar Street

Action:

A. Adopt the Resolution of Intent to abandon portions of Ocklawana Street, East and West Holly Vista Drives, and all of Cedar Street; and

B. Set a Public Hearing for February 8, 1999.

Attachment 16
Map

13. Refund of Certain Taxes

Action: **Adopt a resolution authorizing the refund of certain taxes assessed through clerical or assessor error in the amount of $16,078.63.**

Attachment 17
List of Refunds

CONSENT II

14. Amendment to City Ordinance Section 15-1

Action: **Approval of an amendment to City Ordinance 15-1 allowing police officers to place citations or other public safety information on vehicles for public safety purposes.**

Explanation:

- Currently, the City Ordinance regarding the distribution of handbills prohibits the attachment of written materials to vehicles without the consent of the owner. The ordinance as written makes no exception for law enforcement officers to leave citations or public safety messages on a vehicle. Examples of these messages include flyers cautioning drivers about locking their vehicles or locking valuables in the trunk.

- The proposed amendment creates an exception to allow police officers to place citations or public safety information issued or published by the City of Charlotte on a motor vehicle without the consent of the owner inside the City limits.

Attachment 18
Amendment to Chapter 15, Section 15-1 of the City Code

15. Acceptance of School Based Partnership Grant

Action:

A. Accept a grant from the U.S. Department of Justice in the amount of $152,160 to conduct a study concerning bullying, intimidation, and crime in 11 Charlotte schools; and

B. Approve a budget ordinance to appropriate $152,160 in federal funds to conduct the study.

Explanation:

- The Police Department has received a grant from the Justice Department's Office of Community Oriented Policing Services to conduct a study concerning bullying, intimidation, and crime in 11 Charlotte-Mecklenburg Schools.

- In conjunction with the Charlotte-Mecklenburg Schools, the Police Department has identified 11 secondary and middle schools that have the highest rates of on-campus crime.

- Each of the schools will form a problem solving team comprised of students, teachers, and the School Resource Officer to study the relationship between bullying and intimidation on crime at the school. All of the participants will receive training in problem solving and will use a community problem oriented policing approach to the intimidation issue.

- The problem solving teams will analyze the problem and make recommendations to school administrators to reduce bullying and intimidation. The emphasis will be on prevention efforts.

- This research project was designed jointly by the Police Department and the Charlotte-Mecklenburg Schools. The School-Based Partnerships Grant program was extremely competitive and this is the only grant awarded in North Carolina.

Funding: The grant totals $152,160 (U.S. Department of Justice). The grant requires no matching funds from the City.

Attachment 19
Participating Schools and Problem Indicators for School Based Partnership Grant

16. Financing for FY99 Equipment Purchases

Action: **Adopt a resolution approving the terms of an Installment Payment Contract (lease/purchase) and related financing documents to fund the FY99 Capital Equipment Requirements. The principal amount of the contract will be approximately $8.3 million.**

Explanation:

- Adoption of the resolution will authorize the City Manager and the Finance Director to negotiate the documents necessary to secure funding for the City's FY99 Capital Equipment Requirements. The resolution also approves the following:
  - The Installment Payment Contract
  - The Trust Agreement
  - The Preliminary Official Statement
  - The Underwriters, the Contract of Purchase and its related Letter of Representations; and
  - The Placement Agent, the Placement Agreement and its related Letter of Representations.
- The City has used this type of financing for equipment since 1982.

Funding: Annual debt service appropriations by City Council

Attachment 20
List of Equipment

17. Center City Circuit

Action: **Approve a contribution of up to $250,000 to Charlotte Center City Partners (CCCP) for 1999 funding of the Center City Circuit.**

Resources: Lynn Purnell - Charlotte Department of Transportation
Rob Walsh - Charlotte Center City Partners (CCCP)

Focus Area: Transportation

Policy: The Center City Circuit is an action step in the Five-Year Transportation Plan. Uptown Charlotte is one of the economic, employment centers where improved shuttle service is to be provided. The Five-Year Transportation Plan includes joint public/private financing of Uptown shuttle operations.

Explanation:

- The City's proposed share of the Center City Circuit's operating expenses is not to exceed $250,000 toward next year's operation. CCCP obtains public and private funding for Circuit operations and contracts with America Charters, Ltd. for route operation.

- CCCP finances annual operating expenses of $700,000 from:

Bank of America	$250,000
City of Charlotte	250,000
CCCP	67,500
Convention/Visitors Bureau	40,000
Coliseum/Convention Center Authority	40,000
First Union	35,000
Duke Energy	10,000
Public Library	7,500

- An oversight group composed of CCCP, City of Charlotte, Bank of America, First Union, Duke Energy, and other Uptown representatives have reviewed shuttle operations and dealt with key policy and funding issues for the Center City Circuit over the past year. This group considers route and schedule changes based on usage.

Background:

- The Center City Circuit began on March 2, 1998.The service consolidated the Uptown Circuit, a CCCP shuttle which carried approximately 100,000 passengers annually, with Bank of America's Gateway Shuttle, which had annual ridership of 450,000 passengers.

- An estimated 720,000 passengers will use the Center City Circuit during its initial year of operation (March 1998 - February 1999). Over 80,000 persons rode the service in June alone when national Square Dance and Presbyterian conventions were held in Charlotte.

- The Center City Circuit operates weekdays from 7:30 a.m. to 6:00 p.m. with service up to 10:00 p.m. in select areas. Nine vehicles operate along 4 routes.

Funding: The FY98 budget includes $260,000 for Uptown Circuit operation as part of the Five-Year Transportation Plan.

18. Cliffwood/Wilmore Storm Drainage Project

Action: **Approve Agreement for $175,212 with CH2M Hill, Inc. of Charlotte, North Carolina for engineering services for the Cliffwood/Wilmore Storm Drainage Project.**

Explanation:

- The Cliffwood/Wilmore storm drainage project is a high priority capital project. The project was originated to eliminate street flooding and correct erosion problems at the culverts under Cliffwood Place, Wilmore Drive, and Toomey Avenue.

- This contract is for field surveying, planning, design, and bid phase services. The contract may be amended in the future to provide for construction administration services.

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

MWBD: 3.2% WBE

Funding: Storm Water Services Capital Investment Plan

19. Curb Replacement FY99

Action:

A. **Allow the apparent low bidder, Shaw Group, LTD. of Charlotte, North Carolina to withdraw its bid of $530,276.25 pursuant to NCGS 143-129.1 due to a clerical error; and**

B. **Award contract for curb replacement to next lowest bidder, Monroe Roadway of Fairport, New York, in the amount of $566,776.88.**

Explanation: This project is part of an ongoing program to replace deteriorated curb and gutter; or to construct new curb and gutter where none exists at various locations throughout the City.

MWBD: Contractor will self perform.

Summary of Bids:

Shaw Group, LTD.	$530,276.25
Monroe Roadway, Inc.	**$566,776.88**
Showalter Construction	$639,098.25
Thomas Construction	$648,716.25
Blythe Construction	$659,300.25
7-Star Construction	$680,328.08
Blythe Development	$691,516.88
United Construction	$761,512.50
Curb Masters	$918,862.88

Funding: Powell Bill Fund

This item relates to a 1998 Council Retreat Priority: Westside Strategy Plan.

20. Wilkinson Boulevard Gateway Projects

Action: **Approve agreement for $260,339 with GNA Design Associates, Inc. of Charlotte, North Carolina, for engineering services for the Wilkinson Boulevard Gateway Projects.**

Explanation:

- Funding for these roadway and economic development projects was included in the FY99 Capital Investment Plan. Completion of these projects will implement the highest priority recommendations made in both the Westside Strategy Plan and the Wilkinson Boulevard Corridor Plan.

- This agreement is for surveying, planning, and design services for the following projects:

  - Construction of a landscaped median, sidewalk, and planting strip along Wilkinson Boulevard from Morehead Street to Suttle Avenue

- Extension of Arty Avenue as a public commercial street

- Evaluation of a new public street connecting from the south side of Wilkinson Boulevard to Berryhill Drive

- Evaluation of a new two-way private drive at the rear of properties along the south side of Wilkinson Boulevard

- This agreement may be amended in the future to provide additional design or construction administration services.

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

MWBD: 83% WBE

Funding: General Government Capital Investment Plan

21. Fairview/Sharon Road Widening, Phases V and VI

Action: **Approve agreement for $213,500 with McKim & Creed Engineers, Inc. of Charlotte, North Carolina, for engineering services for Phases V and VI of Fairview/Sharon Road Widening.**

Explanation:

- This agreement is for field surveying, planning, and design services for the following projects:

  - Phase V: Construction of a third southbound lane on Sharon Road

  - Phase VI a): Construction of a third northbound lane and a right-turn only lane on Sharon Road

  - Phase VI b): Planning and right-of-way acquisition for a third eastbound lane on Fairview Road

- The agreement may be amended in the future to provide additional design or construction administration services.

- The projects are part of the phased widening of Fairview and Sharon Roads currently included in the FY99-FY03 Capital Investment Plan. The need for the projects is based on traffic congestion.

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

MWBD: 7.6% WBE; 11.1% ABE

Funding: Transportation Capital Investment Plan

22. Sidewalk Package #13

Action: **Approve agreement for $203,102 with The LPA Group, Inc. of Charlotte, NC, for engineering services for Sidewalk Package #13.**

Explanation:

- This agreement is for field surveying, planning, and design services for the following sidewalk improvement projects:

  - **Park Road** (from Seneca Place to Scofield Road and Selwyn Ave. to Scofield Road)

  - **Sharon Road** (from Sharon Lane to Runnymede Lane)

  - **Smithfield Church Road** (from Park Road to Laxton Drive)

- The agreement will provide for location and design surveys, analysis of alternatives, citizen involvement, and sidewalk design.

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

MWBD: 23.4 % HBE

Funding: Transportation Capital Investment Plan

23. FY98 Storm Water Maintenance Packages - Renewals

Action:

A. Approve Renewal #1 for $492,900 to the contract with United Construction, Inc. for continued construction of FY98 Storm Water Maintenance Package E. The renewal will increase the contract amount from $492,900 to $985,800; and

B. Approve Renewal #2 for $436,675 to the contract with Kip Corporation for continued construction of FY98 Storm Water Maintenance Package A. The renewal will increase the contract amount from $873,350 to $1,310,025.

Explanation:

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

- Renewals for these contracts typically equal the original contract amount. The contract documents provide for renewal of the contract up to three times, at the City's option, as an incentive to the contractor for productivity and workmanship.

MWBD: A: 100% ABE; B: Self-performing

Funding: Storm Water Services Capital Investment Plan

24. Torrence Chapel Road - Budget Ordinance and Change Order # 1

Action:

A. Approve a budget ordinance appropriating $80,000 for Torrence Chapel Road Water Main; and

B. Approve Change Order #1, with State Utility Contractors, totaling $279,011.25 for installation of an 8-inch water main along Torrence Chapel Road.

Explanation:

- The budget ordinance is needed to pay State Utility to install an 8-inch water main along Torrence Chapel Road. The price negotiated with the contractor is more than the previous estimate due to the difficulty of construction.

- Change Order #1 will pay State Utility Contractors for installation of the Torrence Chapel Road Water Main. The water main was added to the Torrence Chapel Road Gravity Sanitary Sewer, Pump Station, and Force Main Project. In doing this, both projects could be built at the same time to avoid future disruption to the neighborhood.

- This project consists of approximately 2103 linear feet of 8-inch water pipe, 2477 linear feet of 6-inch water pipe, 313 linear feet of 2-inch water pipe, 5 fire hydrants, and other related work beginning at an existing water main at Entrada Drive, extending along Torrence Chapel Road, and ending at the cul-de-sac of Torrence Chapel Road.

- The contract for the Torrence Chapel Road Gravity Sanitary Sewer, Pump Station, and Force Main was approved by City Council on July 27, 1998 in the amount of $1,427,923.61.

- State Utility Contractor's contract will increase from $1,427,923.61 to $1,706,934.86.

Funding: Water Capital Investment Plan

25. McAlpine Creek Relief Sewer - Professional Services Contract

Action: **Approve a professional services contract with McKim & Creed Engineers, P.A. to provide planning, analysis, design, inspection, and construction administration for McAlpine Creek Relief Sewer for $2,325,000.**

Explanation:

- The professional service agreement will provide plans, specifications, and inspection services for increased capacity to meet current peak wastewater flows. The project will reduce wastewater overflows in the vicinity of the existing McAlpine Sewer and provide additional capacity for anticipated growth within the McAlpine Basin.

- This project was approved in the FY99 Capital Investment Program.

Funding: Sewer Capital Investment Plan

26. Sanitary Sewer Rehabilitation - Professional Services Contract

Action: **Approve a professional services contract with Camp Dresser & McKee (CDM) to provide planning, design and construction management services for sanitary sewer rehabilitation of the Upper Little Sugar Creek Basin. The contract duration is 3 years with a not to exceed amount of $780,000.**

Explanation:

- This contract evaluates infiltration of groundwater into sewer lines and prioritizes areas for rehabilitation. Groundwater overloads the system causing manholes to overflow. Sewer line rehabilitation prevents sewage from leaking into streams. Without rehabilitation there is the possibility of fines and/or mandates assessed by the Environmental Protection Agency.

- This Upper Little Sugar Creek study and rehabilitation was recommended in the 1995 Sanitary Sewer Master Plan.

Funding: Sewer Capital Investment Plan

27. Raw Water Facilities Analysis, Upgrades and Parallel Raw Water Transmission Line - Professional Services Contract

Action: **Approve a professional services contract with Hazen and Sawyer, P.C. for $5,017,650 to provide planning, analysis, design, inspection, and construction administration for raw water facility improvements.**

Explanation:

- The professional service agreement will provide plans, specifications, and inspection services for backup power; replacement of worn components; surge protection for existing and planned raw water lines; and increased capacity to meet current peak and long-term water needs.
- The improvements resulting from this professional services contract will:
  - include construction of a large diameter raw water transmission main,
  - rehabilitation of existing raw water pipelines and pumping facilities,
  - rehabilitation and expansion of raw water reservoirs, and
  - installation of a surge control system.
- This project was approved in the FY97 Capital Investment Plan.

Funding: Water Capital Investment Plan

28. Consultis Support Contract

Action: **Approve an Amendment to the contract with Consultis to provide temporary technical services to fill network and Help Desk support vacancies in an amount not to exceed $195,000.**

Explanation:

- During June 1998, a contract was executed with Consultis to provide desktop technical support at a cost not to exceed $80,000. This contractor support was in lieu of hiring permanent City personnel in an area designated for competition during FY99.

- The original contract with Consultis was amended in September 1998 to provide additional Help Desk support personnel. The contract increase was $15,000 with the total contract not to exceed $95,000.

- Another amendment is now necessary:

  - To replace additional vacancies that have occurred since the execution of the first amendment to the contract. Information Technology Division does not wish to fill the vacancies pending the outcome of competition for the Help Desk service.

  - To extend the contract term from December 1998 to June 30, 1999 to allow time to award a contract (anticipated no later than July 1, 1999).

- The cost for these additional services is $100,000 bringing the total contract cost not to exceed $195,000.

Funding: Information Technology FY99 Operating Budget

29. FAA Navigational Aids Leases

Action:

A. Approve a 20-year agreement with the FAA for use of Airport property for the instrument landing system for Runway 36L/18R; and

B. Approve a 5-year lease with the FAA for a Remote Receiver site.

Explanation:

- The FAA provides, installs, and maintains navigational aids at the Airport. The Airport is required under the terms of the FAA grant assurances to provide sites for FAA facilities at no cost.

- The FAA has requested that new leases be executed with the City for facilities which were installed in 1978 for the then new 10,000 ft. runway. The 20-year lease is for instrument landing systems associated with Runway 36L/18R. The five-year lease is for a remote receiver site for air traffic control communications, which will be impacted by future runway construction.

- The Airport Advisory Committee recommends these leases.

30. Property Transactions

Action:

Approve the following property acquisitions (A-I) and adopt the condemnation resolutions (J-M).

For property transactions A-D, the following information applies:

City Council approved the acquisition of the Church of God property (a negotiated settlement of a lawsuit) at the December 14, 1992 meeting. This parcel included 89.5 acres of land, church buildings, and 47 residential improvements. The agreement allowed the 47 homeowners to sell their property to the City at any time up to the deadline of July 1, 1999. At that time, the City will take possession of the entire property. The acquisition price of the residences was established at the time of the settlement. The acquisition and relocation costs are eligible for 80% Federal participation.

Acquisitions:

A. **Project:** F.A.R. Part 150 Land Acquisition
Owner(s): Ms. Sallie Hathway
Property Address: 3323 East Willow Lane
Property to be acquired: .25 acres
Improvements: Ranch house
Tax Value: Tax exempt church property
Purchase Price: $50,000

B. **Project:** F.A.R. Part 150 Land Acquisition
Owner(s): Mr. Paul Hill
Property Address: 3312 East Willow Lane
Property to be acquired: .25 acres
Improvements: Ranch house
Tax Value: Tax Exempt Church property
Purchase Price: $31,000

C. **Project:** F.A.R. Part 150 Land Acquisition
Owner(s): Mr. Millard Maynard
Property Address: 104 Pine Street
Property to be acquired: .25 acres
Improvements: Ranch house
Tax Value: Tax exempt church property
Purchase Price: $28,000

D. **Project:** F.A.R. Part 150 Land Acquisition
Owner(s): Mr. R. W. Tedder
Property Address: 3437 West Maple Lane
Property to be acquired: .25 acres
Improvements: Ranch house
Tax Value: Tax exempt church property
Purchase Price: $39,000

E. **Project: Briar Creek/Central Avenue-ATP-3, Parcel #9**
Owner(s): Frank P. Lee
Property Address: 1600 Flynwood Drive
Property to be Acquired: 1,420 sq.ft. (0.033 ac.) of fee simple plus 2,911 sq.ft. (0.067 ac.) of temporary construction easement.
Improvements: Landscaping - trees
Purchase Price: $12,200
Remarks: The areas are needed for the construction of street improvements along Central Avenue and Briar Creek Road. Compensation is based on an independent appraisal.
Zoned: R22 M-F
Use: Residential
Total Parcel Tax Value: $71,490
Tax Code: 095-121-14

F. **Project**: Hoskins Road Widening, Parcel #18
Owner(s): James Thomas Yarborough by Pansy Bennett, as Attorney-in-Fact
Property Address: 220 North Hoskins Road
Property to be Acquired: 6,296 sq.ft. (.1446 ac.)
Improvements: Trees
Purchase Price: $30,000
Remarks: The area is needed for North Hoskins Road Widening. Acquisition price is based on an independent, certified appraisal.
Zoned: B-1
Use: Commercial/Vacant
Total Parcel Tax Value: $15,250
Tax Code: 039-015-01

G. **Project**: Providence Road/Sharon Lane/Sharon Amity Intersection, Parcel# 18 & 19
Owner(s): Charlotte Office Buildings Associates, LLC
Property Address: 723 & 727 South Sharon Amity Road
Property to be Acquired: 3,667 sq.ft. (0.08 ac.) plus 4,459 sq.ft. (0.10 ac.) of temporary construction easement.
Improvements: Trees
Purchase Price: $127,700
Remarks: The areas are needed for intersection improvement project. Compensation is based on two independent appraisals.
Zoned: B-1
Use: Office
Total Parcel Tax Value: $3,320,910
Tax Code: 185-013-07 and 08

H. **Project**: Providence Road/Sharon Lane/Sharon Amity Intersection, Parcel #22
Owner(s): Gus Nicholas Karres & wf., Patricia Karres
Property Address: 631 South Sharon Amity Road
Property to be Acquired: 206 sq.ft. (0.005 ac.) plus 148 sq.ft. (0.004 ac.) of temporary construction easement
Improvements: Sign
Purchase Price: $10,620

Remarks: The areas are needed for intersection improvement project. Compensation is based on two independent appraisals.
Zoned: B-1
Use: Retail
Total Parcel Tax Value: $140,640
Tax Code: 185-013-04

I. **Project**: Hoskins Road Widening, Parcel #17
Owner(s): David B.Kohsman & any other parties of interest
Property Address: 216 N. Hoskins
Property to be Acquired: 10,430 sq.ft. (0.239 ac.)
Improvements: House & garage
Purchase Price: $85,000
Remarks: This project requires removal of two structures. Compensation amount is based upon two independent certified appraisals.
Zoned: B-1
Use: Single Family Dwelling
Total Parcel Tax Value: $60,600
Tax Code: 039-015-02

Condemnations:

J. **Project**: Briar Creek/Central Avenue-ATP-3, Parcel#6
Owner(s): Brentwood Arms Apartments, LLC and any other parties of interest.
Property Address: 3300 Central Avenue
Property to be Acquired: 8,820 sq.ft. (0.189 ac.)
Improvements: Trees and Landscaping
Purchase Price: $12,500
Remarks: The areas are needed for the construction of street improvements along Central Avenue and Briar Creek Road. City staff has yet to reach an agreement after numerous contacts and negotiations. Compensation is based on an independent, certified appraisal.
Zoned: R22 M-F
Use: Apartments
Total Parcel Tax Value: $850,000
Tax Code: 129-063-01

K. **Project**: Hoskins Road Widening, Parcel #13
Owner(s): W. H. Keistler, Jr. Dorothy R. Keistler, Pauline W. Keistler & any other parties of interest.
Property Address: 110 North Hoskins Road
Property to be Acquired: 5,856 sq.ft. (.1344 ac.)
Improvements: Auto repair garage, auto parts store and asphalt paving
Purchase Price: $131,000
Remarks: The area is needed for North Hoskins Road Widening. The building must be cut and refaced as part of the project. Condemnation is requested because the property is in an unprobated estate with numerous heirs unable to convey clear title.
Zoned: B-2
Use: Auto Repair Service & Retail Auto Parts Store
Total Parcel Tax Value: $198,210
Tax Code: 039-016-01

L. **Project**: West Trade Street Improvements, Parcel #29
Owner(s): Earl Terry James, Jereline Clark, James Collins Eiland and any other parties of interest.
Property Address: 110 Tuckaseegee Road
Property to be Acquired: 1,896 sq.ft. (.043 ac.)
Improvements: None
Purchase Price: $4,200
Remarks: The area is needed for street widening project. Compensation is based on an independent appraisal. Staff has yet to reach an agreement with property owner after numerous contacts.
Zoned: B-2
Use: Commercial
Total Parcel Tax Value: $157,710
Tax Code: 071-019-04

31. Minutes

Action: **Approve minutes as follows:**

- December 7, 1998 Council Workshop and Citizen's Forum
- December 14, 1998 Business Meeting
- December 15, 1998 Council Mini Retreat
- December 21, 1998 Zoning Meeting