AGENDA

Meeting Type:	B
Date:	03-22-1982

City of Charlotte, City Clerk's Office

Charlotte

Public Service & Information Department
City Hall, 600 E Trade Street
Charlotte, North Carolina 28202
704/374-2395

Meetings in March '82

THE WEEK OF MARCH 1 MARCH 6

2	Tuesday, 4 30 p m	HOUSING SUBCOMMITTEE of the COMMUMITY RELATIONS COMMITTEE Community Relations Office 623 E Trade Street
	Tuesday, 7 30 p m	PLANNING COMMISSION Cameron-Brown Building, First Floor Conference Room
3	Wednesday, 12 Noon	INSURANCE & RISK MANAGMENT AGENCY Education Center, Room 239
	Wednesday, 2.00 p m.	TECHNICAL COORDINATING COMMITTEE City Hall Annex, Department of Transportation Conference Room
5	Friday, 12 Noon	CITY COUNCIL TRANSPORTATION COMMITTEE City Hall, Second Floor Conference Room

THE WEEK OF MARCH 7 - MARCH 13

8	Monday, 12 Noon	PLANNING COMMISSION/Work Session Cameron Brown Building, First Floor Conference Room
	Monday, 7 00 p m.	CITIZENS HEARING (District 3) Harding High School, 2001 Alleghany Street
	Monday, 7 30 p m.	CITY COUNCIL MEETING (District 3) Harding High School, 2001 Alleghany Street
9	Tuesday, 8 00 a m	AIRPORT ADVISORY COMMITTEE - Douglas Municipal Airport, Airport Manager's Office
	Tuesday, 9 00 a m	HISTORIC DISTRICT COMMISSION Edwin Towers, First Floor Conference Room
	Tuesday, 4 00 p m	CITY COUNCIL COMMUNITY DEVELOPMENT & HOUSING COMMITTEE City Hall, Second Floor Conference Room
10	Wednesday, 7 30 p m	CHARLOTTE–MECKLENBURG METROPOLITAN PLANNING ORGANIZATION Cameron Brown Building, First Floor Conference Room
	Wednesday, 7 30 p m	HISTORIC PROPERTIES COMMISSION City Hall, Second Floor Conference Room
11	Thursday, 3 00 p m	CITY COUNCIL W/MBE COMMITTEE City Hall, Second Floor Conference Room
	Thursday, 7 00 p m	PUBLIC HEARING/CITIZEN PARTICIPATION IN LAND USE PLANNING & ZONING County Office Building, County Commission Chambers, Fourth Floor

THE WEEK OF MARCH 14 MARCH 20

15	Monday, 11 00 a m	AUDITORIUM-COLISEUM-CIVIC CENTER AUTHORITY Civic Center Conference Room
	Monday, 6 00 p.m	CITY COUNCIL MEETING/ZONING HEARINGS - Education Center, Board Room
16	Tuesday, 2 00 p m	HOUSING AUTHORITY 1301 South Boulevard
	Tuesday, 3 00 p m	COMMUNITY FACILITIES COMMITTEE Utility Department Conference Room, 5100 Brookshire Boulevard
	Tuesday, 7 30 p m	CHARLOTTE TREE COMMISSION Park Operations Conference Room, 701 Tuckaseegee Road
17	Wednesday, 8 30 a m	CIVIL SERVICE BOARD – City Hall, Second Floor Conference Room
	Wednesday 4 00 p m	EMPLOYMENT & TRAINING ADVISORY COUNCIL Belmont Regional Center 700 Parkwood Ave
18	Thursday, 7 30 a m	PRIVATE INDUSTRY COUNCIL Chamber of Commerce, Action Room
	Thursday, 8 00 a m	CHARLOTTE CLEAN CITY COMMITTEE Cameron-Brown Building, Fifth Floor Conference Room
19	Friday, 12 Noon	ARBOR DAY CEREMONIES Marshall Park

(Continued)

THE WEEK OF MARCH 21 MARCH 27

22	Monday, 2 00 p m	CITIZENS HEARING City Hall, Council Chamber
	Monday, 3 00 p m	CITY COUNCIL MEETING City Hall, Council Chamber
	Monday, 7 30 p m	SPECIALIZED TRANSPORTATION ADVISORY COMMITTEE City Hall, Third Floor Conference Room
24	Wednesday, 4 30 p.m	COMMUNITY RELATIONS COMMITTEE Covenant Presbyterian Church, 1000 East Morehead Street

MARCH 28 - MARCH 31

30	Tuesday, 3 00 p m	ZONING BOARD OF ADJUSTMENT City Hall, Council Chamber
	Tuesday, 4 00 p m.	MUNICIPAL INFORMATION ADVISORY BOARD Cameron-Brown Building, Third Floor Conference Room

Charlotte

IN MEETING ON MONDAY, MARCH 22, 1982

12 00 Noon - Council/Manager Luncheon
Overview by Charlotte Housing Authority
- Long Range Housing Plans
Training Center - City Hall Annex
2·00 P.M. - Citizens Hearing
2 30 P.M. - Council Discussions
3 00 P.M. - Council Meeting
Council Chamber - City Hall

ITEM NO

1 Invocation

2 Consideration of minutes of the Council Meetings on February 22, March 8, and March 15, with amendments to February 22, as follows

Page 326 - 4th paragraph from top, line 3, strike the words "There is a", and insert, "These tax incentives are in addition to the ."
Page 328 - 5th paragraph from top, strike the period, insert a comma, and the words "has been withdrawn, and the 3/4 Rule is no longer valid "
Page 337 - 2nd paragraph from bottom, line 2, change the words "property owner" to "private developer"

PUBLIC HEARINGS

3 Joint hearing with the Charlotte-Mecklenburg Historic Properties Commission on the question of designating the property known as the "F O Hawley, Jr House" as historic property

The Historic Properties Commission has proposed the designation based upon the following considerations

(a) The house is a distinguished local example of domestic neo-classicism, or adaption of classical architecture,
(b) The house is the sole remnant of an elegant residential neighborhood on East Avenue and Elizabeth Avenue,
(c) F O Hawley, Jr was a prominent Charlotte druggist, and

council agenda

Mayor Eddie Knox Mayor Pro Tem Harvey B Gantt

Dave Berryhill
Charlie S Dannelly
Laura Page Frech
Ron Leeper
Ralph Reiss McMillan
Pamella G Patterson
Edwin B Peacock, Jr
George K Selden Jr
Herbert Spaugh, Jr
Minette Conrad Trosch

ITEM NO

3 (continued)

(d) The grounds of the F O Hawley, Jr House retain their original atmosphere

The North Carolina Division of Archives and History has commented favorably upon the proposed designation The designation would exclude the stone building used as a dentist's office.

The Department Review Process revealed one possible point of conflict, the Trade Street Boulevard Project Preliminary plans show that some right-of-way will be needed from the subject property, however the amount of right-of-way needed has not been determined at this time

The owner of the property has been contacted, but has not issued an official written position on the proposed designation.

Mr Joe Kluttz, Chairman of the Historic Properties Commission's Survey Committee, will be present to answer any questions

Attachments for this agenda item include the proposed ordinance and survey and research report

Attachment No 1

4 Hearing on expenditure of $6.7 million in General Revenue Sharing funds during Fiscal 1982 and 1983

The hearing is held to give the City Council and City Manager input from the community before a plan is developed for use of the funds. Charlotte is scheduled to receive a total of $6.2 million to be used during fiscal year 1983, beginning July 1, 1982 and ending June 30, 1983. Approximately $1 2 million will be available from the General Revenue Sharing Trust Fund balance and interest earnings, and about $5 0 million will be received in Revenue Sharing Entitlement Funds

A total of $500,000 in additional Revenue Sharing Entitlement Funds and interest earnings is estimated to be available for use during fiscal year 1982, which ends June 30, 1982

General Revenue Sharing funds have been used by the City primarily for the Capital Improvement Program Examples of funded projects include Fourth Ward, a Landscape/Parks Maintenance facility, park improvements, sidewalks, Resource Recovery planning, and the City's share of municipal agreements for road projects In addition, General Revenue Sharing funds have been used for housing construction as well as for support of housing related activities such as MOTION, Neighborhood Housing Services, Family Housing Services, and, the Cherry Community Organization.

The Congressional authorization for the General Reverue Sharing Act expires at the end of September, 1983, and would have to be renewed in order for cities to continue receiving General Revenue Sharing monies

POLICY AGENDA

5 Consider adoption of a resolution endorsing the Draft Report of the Sugar Creek Basin Study by the Army Corps of Engineers

In 1971 the City Council passed a resolution requesting the U. S. Army Corps of Engineers make a study of the Sugar Creek Drainage Basin to examine the effects of flooding and to make recommendations to alleviate any conditions that exist The Senate Committee on Public Works passed a resolution on November 4, 1971, which authorized the study.

The study has now culminated into a Draft Report for which a public meeting was held on November 24, 1981 In order for this study to be completed, it must have the endorsement of the local sponsor. Mecklenburg County was acting as a co-sponsor with the City of Charlotte but has withdrawn their support for the project.

The Sugar Creek Basin Study includes all creeks that flow into Sugar Creek at its confluence with Catawba River in South Carolina. Most of the major streams within the City are included. Flood control alternatives recommended in the report consist of an array of separate projects that could individually be implemented by the Corps of Engineers. These combined plans represent approximately 8 4 miles of stream channel modifications and the purchase of 205 residential structures The total cost of all projects recommended in the study is $28,154,220. A cost sharing of all feasible projects would be as follows

Federal Cost	$21,115,670
State Cost	1,407,700
Local Cost	5,630,850

None of these projects could be implemented without the following additional action by City Council· (1) City Council must request that Congress include the project cost in the Federal Budget, (2) local funding of the City's share must be budgeted, (3) an agreement with the Federal government must be approved that obligates the City to fulfill the sponsor's obligation for the particular project desired.

However, in order for the Basin Studv to remain an active and viable project, the local sponsor, the City of Charlotte, must first indicate its endorsement of the Draft Report and its desire to remain as sponsor of the project

In an earlier Council-Manager memorandum three options were presented for consideration by City Council These options are as follows

(continued)

5. (continued)

(a) Approve the plan as presented

Advantages

1) Approval of the study would give maximum options in the future for dealing with major flooding problems

2) The study would establish a firm basis for obtaining Federal funding in the future

3) The study would save time by having most of the detailed work accomplished in the event that the projects are implemented in the future.

Disadvantages

1) Widespread opposition to purchase of flood prone structures

2) Would be difficult to project the real impact of study approval as compared to the perception by the general public. Many people feel that study approval amounts to project implementation.

(b) Modify the Basin Study approval by eliminating the improvements to Little Sugar Creek as contained in Alternative No 6.

Advantages

1) By eliminating Alternative No 6, most of the opposition to the study as expressed in the public meeting would be accommodated.

2) The remaining parts of the study could be preserved.

Disadvantages

1) Additional opposition might be encountered

2) Elimination of this reach would leave this area without any likelihood of obtaining Federal assistance for flooding problems in the future The portion of Little Sugar Creek between Park Road and Princeton Avenue was also considered for a dredging project under the Section 205 of the Flood Control Act of 1948 Because of extensive damage to the rear yards, this part of that project was withdrawn from consideration By also eliminating the non-structural solution of purchase of flood prone structures, the remaining option for this reach is to do nothing

(continued)

5. (continued)

(c) Reject the Basin Study.

Advantage The public support in favor of the Basin Study has been weak while the opposition has been highly organized Rejection would not create a public outcry at the present time

Disadvantages

1) The Corps of Engineers has worked on this comprehensive study since its authorization in 1971 Rejection by both the City of Charlotte and Mecklenburg County will effectively kill the study and will probably mean a lack of Federal participation in our local flooding problems in the future

2) Without Federal participation, the likelihood of implementing any of these projects solely with local funds is improbable This would result in a do-nothing option

3) The lack of public support does not remain static When creek flooding occurs, there is a tendency for those affected citizens to demand relief from their local government. Rejection of tht total plan would affect the ability of local government to make an effective response to these demands

The City Engineering Department has proposed that City Council endorse Option (a) which would be accomplished by the resolution before you today The net effect of this resolution is to preserve the Sugar Creek Basin Study as a future plan of action If local support is totally withdrawn, the option of securing Federal assistance for people being damaged by flood waters would be eliminated No projects could be implemented without local endorsement and financial contribution.

Attachment No. 2

6 Consider policy modifications in City purchasing program as proposed by Councilmember Peacock.

Final draft will be delivered to Mayor and City Council on March 19, 1982

7. Consideration of a motion by Councilmember Gantt to reconsider Council's action of February 22, 1982 to remove the pole sculpture from Thompson Park

8. Consideration of a report from the City Council Community Development and Housing Committee on the issue of relocation workload

The Committee will meet again on Friday, March 19, to finalize its report. The final draft will be available to City Council at the Council/Manager luncheon on Monday, March 22

9. Recommend adoption of an ordinance to amend Chapter 6 of the City Code to allow peddling in the congested business district area during events sponsored by or sanctioned by the City or County governments

The present ordinance prohibits the sale of all articles of merchandise on the major congested streets of the Central Business District at all times other than during events sponsored or sanctioned by the City or County governments The Code further restricts the sale of merchandise during those events to "produce or merchandise which has been grown, produced, made or manufactured" by the peddlers or members of the peddler's family

The effect of this ordinance has been to prohibit the peddling of souvenirs and foodstuffs during parades, festivals and other events in the uptown area By approving this amendment to the City Code, that restriction would be removed during events sanctioned by the City and County governments, as in the upcoming SpringFest '82. The effect of this amendment will be to allow the sale of souvenirs and foodstuffs on the congested streets of the Central Business District during City sanctioned events provided that the peddler is properly licensed by the City and County and is approved by the Department of Environmental Health

Attachment No 3.

10. Consider adoption of a Resolution approving cancellation of contract with John Conway of the West Morehead Neighborhood Strategy Area and approving refund of "good faith" deposit in the amount of $2,710 10

Mr. Conway desires to be relieved of his company's obligation to purchase Block No. 27, Parcel No 1, in the West Morehead Strategy Area because of severe economic conditions and has requested return of his "good faith" deposit

This resolution was deferred by City Council at its meeting held on February 22, 1982 in order that staff might determine if Mr Conway could fulfill the terms of the land sale agreement if he were granted a time extension, what the City practice has been in these situations, and the nature of the negotiations with Mr Conway

(continued)

10 (continued)

I Sequence of Events of Bid

The following bids were received and publicly opened on June 10, 1981 (only two bids were received)

Ebb Investment Corporation $27,250 00

Immediate plans were to pave a portion of the parcel for customer and employee parking and landscape the remainder. Long range plans include expansion of the present facility located at 201 West Morehead Street for the purpose of additional retail and wholesale storage

John J. Conway $27,101.00

Plans were to construct an 80' x 30' brick veneer building to house his business, Carolina Shave and Appliance Service, Inc which is being displaced from its present location at 715 South Tryon Street by the construction of I-277.

1) The Community Department recommended and requested the City Council at its July 13, 1981 meeting to approve the sale to Ebb Investment Corporation (the high bidder)

2) The City Council at its July 13, 1981 meeting did not approve Ebb Investment Corporation, but made a motion to set a public hearing, as required by State Statute, in order to have two bidders present their proposals

3) Resolution Calling for a Public Hearing was adopted by the City Council on July 27, 1981 The hearing date was set for August 24, 1981

4) The Community Development Department recommended and requested the City Council at its August 24, 1981 meeting and subsequent to the public hearing, approve the sale to Ebb Investment Corporation, but, the CDD advised the Council it had three choices

   a Approve higher bid
   b. Approve lower bid
   c Reject all bids

5) The City Council deferred the action and on September 14, 1981, approved the sale of land to John J Conway

(continued)

10 (continued)

II. John Conway, by letters of January 8 and 22, 1982, requested release of contract because of severe economic conditions and requested return of his "good faith" deposit After the February 22nd City Council meeting, Mr. Conway was contacted again to determine whether or not an extension of time would allow him to fulfill the terms of the sales agreement. He indicated that it would not.

III. In a discussion with Mr Tom Ownes, the Branch Manager of Ebb Investment Corporation, March 4, 1982, he advised that his Company is still interested in purchasing this property for the development of their previous proposal Whether City Council elects to refund Mr Conway's deposit or not, the property will be readvertised for bid, thus giving Mr Owens an opportunity to submit another bid

IV Redevelopers that have received a return of "good faith" deposits

1) Lacy's Alignment Service, on December 14, 1981, in the amount of $545.52, in the West Morehead Neighborhood Strategy Area The reason for the return was the building was too large for the property purchased from Community Development and they were unable to purchase any adjoining land to accommodate Cost of financing the development had risen drastically, thus putting the developer in a position of not being able to fulfill the terms of the contract

2) Union Missionary Baptist Church, on December 3, 1979 was returned their "good faith" deposit, in the amount of $982.64. The church decided to purchase an existing facility outside the First Ward Urban Renewal Area Project

Attachment No 4

11. Consideration of nominations to fill a position on the Housing Appeals Board Appointment is for a three-year term to expire April 4, 1985, and must be a tenant/occupant with no limitation as to annual family income

The Housing Appeals Board hears appeals from decisions or orders of the Superintendent of Building Inspection Department as provided under Section 10A-13(d) of the City Code

12. Consideration of appointments to various boards

(Councilmember Frech has requested that action be deferred on these appointments)

(a) Employment & Training Advisory Council - one position to expire November 4, 1983

The following nominations have been made

1) Rickey Reid, nominated by Councilmember Leeper
2) Chuck Fife, nominated by Councilmember Selden.
3) Dr. Kathleen Loewy, nominated by Councilmember Frech.

(b) Advisory Energy Committee - one position - Petroleum Industry Representative

The following nominations have been made

1) Dan Knee, nominated by Councilmember Frech
2) Jeffrey Purser, nominated by Councilmember Berryhill

(c) Charlotte-Mecklenburg Art Commission - Two positions, one for a one-year term and one for a three-year term

The following nominations have been made

1) Debra Cooper, nominated by Councilmember Patterson.
2) Nona Butterworth, nominated by Councilmember Frech
3) Geri Ridenhour, nominated by Councilmember Peacock

City Council is being asked to make one appointment for a three-year term and confirm the appointment of Murray Whisnant until the expiration date of July 31, 1982 At that time they will have another appointment

The Mayor has appointed Hooper Alexander to serve a two-year term

13 Consider creation of a Charlotte Advisory Parks Board, as proposed by Councilmember Trosch

Additional information concerning this proposal will be forwarded to Mayor and Council on Friday, March 19

14 Consider nomination of sixteen persons to serve on the Charlotte Sister Cities Committee for a term of two years

The purpose of the Charlotte Sister Cities Committee is to provide a program of planned and continuous contact between the Cities of Charlotte, North Carolina, Arequipa, Peru, Port-au-Prince, Haiti and their citizens, and to bring together both municipal and voluntary community resources to strengthen international understanding by taking an active role in world affairs.

A resolution endorsing and establishing the Charlotte Sister Cities Committee was adopted by City Council on July 24, 1978 The action before City Council todav is to formally recognize an existing informal arrangement through the official nomination of members to the Committee. Appointments would be determined by Council ballot at the next regular business meeting

Attachments for this agenda item include a list of potential candidates and the committee charge The Mayor will make nine appointments to the committee, including the Chairperson

Attachment No 5

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The City Attorney advises that Agenda Items No 15 through No 32 may be considered in one motion. However, any member of Council may request an item be removed, and voted on separately

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15 Budget Ordinances

(a) Recommend adoption of a budget ordinance appropriating $59,595 12 to provide funds for payment of the North Mecklenburg "201" Sewer System Evaluation Survey (SSES), Phase II

A Sewer System Evaluation Survey is a detailed study of the sanitary sewer collection system. The purpose of the study is to identify and prevent excessive extraneous waters from entering the wastewater collection system By reducing the amount of extraneous waters entering the sewer system, treatment costs can be reduced and the wastewater plant capacity is protected The SSES typically involves flow monitoring, smoke testing, manhole inspections, internal TV inspections, and inflow and infiltration quantification These procedures determine where extraneous waters are entering the sewer system such as deteriorated pipe and manholes Additionally, these leaks are quantified to determine if repair is cost-justifiable Phase II of the SSES is the design phase involving drafting plans and specifications for the removal of extraneous waters that were identified in Phase I of the study Phase III is the implementation of the corrective measures

The City of Charlotte (Charlotte-Mecklenburg Utility Department) has been designated as the lead agency for all State and Federal sewer grants activity in Mecklenburg County As a result, the North Mecklenburg towns of Cornelius, Huntersville and Davidson must submit all requests for reimbursement to the Charlotte-Mecklenburg Utility Department for further handling Charlotte-Mecklenburg Utility Department reimburses the towns for grant eligible expenditures and subsequently collects the same amount from State and Federal Grants, which in the end makes the transaction of no cost to the City of Charlotte The purpose of this ordinance is to appropriate additional State and Federal grant funds so as to permit reimbursement to the town of Huntersville for Phase II of the Sewer System Evaluation Survey

(continued)

15 (continued)

The following transfer is requested

Transfer to 2075-631 08 (North Mecklenburg Regional Sewer Plan) - $59,595 12

Transfer from	Contributions from Huntersville	$ 7,449 39
	State Grant WT-83-3	7,449.39
	Federal Grant C370-451-02	44,696.34
	TOTAL TRANSFER	$59,595 12

(b) Recommend adoption of an ordinance allowing the sum of $26,000 in grant funds from the Department of Housing and Urban Development to assist the Community Relations Committee in the enforcement of the Fair Housing Ordinance of the City of Charlotte

The Charlotte Fair Housing Ordinance prohibits discrimination in housing practices because of race, color, sex, religion or national origin, and designates the Charlotte-Mecklenburg Community Relations Committee as the administrative agency

Six thousand ($6,000) of the grant is designated for HUD-directed staff training in investigation and conciliation of complaints. The other $20,000 dollars ($20,000) is unrestricted in use and will be used to purchase additional word processing equipment and other office equipment to increase productivity in records processing and routine clerical duties

16 Bid List

Recommend approval of the bid list

(continued)

ITEM NO

16 (continued)

(a) Automotive Filters, As specified — Motor Transport & Transit System

Recommend award of contract to the low bidder, Joint & Clutch Service, Charlotte, N. C in the amount of $27,572 41, on a unit price basis.

The following bids were received

Joint & Clutch Service	Charlotte, N C	$27,572 41
Service Warehouse, Inc	Charlotte, N C	33,587.13

This requirement includes various quanities of air, oil, fuel and water filters for one year's usage by all City departments

Source of funds Unencumbered balance prior to contract award - A commitment of funds is not required until a firm order is placed General Services Inventory Purchases, Stores (531 65 990) - $62,763

(b) Helicopter Mini-Turbine Replacement, As specified — Police Department

Recommend that the low bid, by Piedmont Aviation, Inc , in the amount of $13,440 00 be accepted for award of contract on a unit price basis

The following bids were received

Piedmont Aviation, Inc	Roanoke, Va	$13,440 00
Vertiflite, Inc	Maryville, Tenn	14,400 00

The above bids have been received fro Helicopter Mini-Turbine Replacement, labor and freight The manufacturer and FAA recommend that Mini-Turbine be replaced at 1750 hours

Source of funds Unencumbered Balance prior to contract award - Police-Special Services, (Equipment and Repair Parts 401 47-255) - $15,594

(c) Radio Equipment - Transmitters, As Specified — Police Department

Recommend that the low bid on the 200 Watt Base Stations, bv General Electric Co , in the amount of $38,150, be accepted for award of contract on a unit price basis

(continued)

16 (c) (continued)

The following bids were received

	Base Bid (5) 75 Watt	Alternate 1 (5) 200 Watt	Alternate 2 (5) 250 Watt
General Electric Co	$27,990 00	38,150 00	-
Motorola C & E, Inc	31,628 00	-	52,231 00

These will replace 12 year old 250 watt units (tubes) with 200 watt units (solid state) and be located on the Charlotte Plaza Building In evaluating the bids it was determined that 200 watt power would assure good base-to-portable range, better signal strength in low terrain areas, reduce the possibility of the shadowing effect from higher buildings and provide long range capacity as the City grows geographically The solid state design will reduce our maintenance cost

Source of funds Unencumbered balance prior to contract award - Police-Communications, Radio Equipment (401 54-548) - $ 40,777

(d) Sanitary Sewer Construction,
12-inch sanitary sewer aerial crossing of Sugar Creek near Longleaf Drive

Utility Department

Recommend award of contract to Hickory Construction Company of Pineville, North Carolina, in the amount of $21,000, on a lump sum basis

The existing aerial crossing was washed out during recent flooding To avoid environmental health problems, expedient approval and immediate reconstruction of the aerial crossing is required to stop raw sewage from overflowing into the creek

The following bids were received - lump sum base bids

Hickory Construction Company	Pineville, N C	$21,000 00
Crowder Construction Company	Charlotte, N C	23,500 00
Blythe Industries, Inc	Charlotte, N C	34,500 00

Because of the urgency to complete this work, the requirements of the Minority/Women Business Enterprise Policy were not included in these informal bids All bidders propose to do the work with their own forces

Source of funds Fund 2071, Allotment 633 90 (sufficient funds are available) Unencumbered balance prior to contract award - Water and Sewer Capital Improvement Projects Funds, Sewer Extensions in Annexed Areas (2071, 633 90) - $153,762

17 Contracts, leases and change orders

(a) Recommend approval of change orders for the Hoskins Water Treatment Plant Additions.

The City Council approved four construction contracts on August 13, 1979 for the Hoskins Water Treatment Plant Additions At a cost of $6,634,370, the plant treatment capacity has been expanded from 24 million gallons per day to 36 million gallons per day at the standard filtration rate. The treatment peaking capacity was increased by two-thirds New chemical feed systems and emergency power generators were installed to improve the dependability of the plant

Change Order No G-1 - Crowder Construction Company

1	Provide gravel access road to lagoon The road was not specified by the architect-engineer The road is necessary for ingress and egress to the wastewater lagoon and meter	Add	$ 2,300 00
2	Provide extra paving around building This paving was not specified by the architect-engineer The paving provides expanded access to a new building	Add	1,640 00
3	Provide manhole and pipe to connect basin drain to the lagoon This change was requested by the plant engineer to improve the removal of wastewater from the sedimentation basins	Add	2,575 00
4	Removing encasement of influent lines Basin No 2 The architect-engineer did not show the concrete encasement of certain sedimentation influent pipes on the plans The contractor requested payment for the removal of the uncharted concrete The architect-engineer recommended payment	Add	1,100 00
5	Revise sump pump discharge piping, reverse sedimentation basin drain lines, The revision of discharge piping and drain lines was requested by the plant engineer as an improvement in the design	Add	2,790 00
6	Delete the 54-inch line between Clearwell The deletion of the 54-inch clearwell connector line was possible because the clearwell was not included in the construction contract	Deduct	23,179 00
	NET CHANGE	DEDUCT	$12,774 00

17 (continued)

Change Order E-1 - Port City Electric Company

1	Provide four concrete generator pads The architect-engineer did not specify the concrete generator pads in the plans. They were necessary to meet code requirements.	Add	$ 2,180 00
2	Provide two additional relays on cone valves The architect-engineer did not specify the cone valve control relays in the plans. They were necessary for the proper operation of the cone valves on the new pump discharge lines	Add	360 00
3	Provide additional electrical transformer and labor for control building The electrical design for adding new transformers to the existing electrical system was judged to be incorrect The plant engineer sought expert advise from an independent consultant and the architect-engineer agreed that changes in the design should be made resulting in an additional transformer and accessories	Add	21,785 79
4	Provide Amp switches and revised Motor Control Center #2 for new pump A revision was necessary to a pump motor control center for the correct operation for a new pump	Add	9,931 80
5	Provide various changes at Main Control Panel for instrumentation hook-up The architect-engineer failed to provide plug mold receptacles in the specifications for seven new recorders This change was necessary for the operation of the recorders	Add	675 00
6	Provide various changes at the Filter Gallery for instrumentation hook-up The architect-engineer failed to provide circuits for the four new turbidimeters in the specifications This change was necessary for the new equipment operation	Add	186 00

(continued)

17 (a) (continued)

7	Provide relays and connectors to control Alum Pumps The architect-engineer failed to provide these relays and connections in the specifications This change was necessary to operate the four new liquid alum pumps	Add	499 00
8	For accepting three 2400 volt primary to 480 volt secondardy 333 KVA Transformers in the Utility and Control Building with two above and below full-capacity taps in lieu of that specified A deduction was offered by the electrical contractor for furnishing transformers which were adequate and met code requirements although the transformers deviated only in tap connection percentages	Deduct	3,500 00
	NET CHANGE	ADD	$32,117 59

All additional funds necessary to execute these change orders are available in the Project Contingency

(b) Recommend approval of an amendment to the contract with Law Engineering Testing Company, Inc , for various services related to the Special Use Permit Hearing on the proposed Reames Road Landfill Site, increasing the amount of the contract by $4,000 to $14,000

In January 1982, the Operations Department, in conjunction with the City Attorney's Office, executed a contract with Law Engineering Testing Company for various services related to the Special Use Permit hearing These services included consulting with the City Attorneys in preparation for the hearing, and providing direct testimony on soil and water conditions At that time payment for Law's services was not expected to exceed $10,000, because the Board of Commissioners had scheduled only two hearing dates, January 11 and 12

Due to the number of witnesses and length of testimony, six dates and over 30 hours were needed to complete the hearing In order to provide direct testimony and assist in cross-examining witnesses, two representatives of Law Engineering Testing Company, Inc attended each session The total bill for services is not anticipated to exceed $14,000

Funds are available in the General Revenue Sharing Solid Waste Disposal System Development Account

17 (continued)

(c) Recommend approval of Lighting Agreement with Duke Power Company to provide Employee Parking Lot and Rental Car Parking Lot Lighting for new terminal facility

The agreement calls for furnishing and installing 112 thirty-foot high tapered aluminum poles with high pressure sodium fixtures to match the lights provided throughout the new terminal facility

If approved, there will be a monthly charge of $5,368 31 which will be pro-rated among the Airline carriers and terminal concessionaires

(d) Recommend approval of an amendment to Lighting Agreement with Duke Power Company to provide entrance road and parking lighting for new terminal facility

On June 8, 1981, Council approved Duke Power Company's proposal to furnish and install the required outdoor lighting to the short term and long term parking lots, the service road and the entrance road for the new terminal facility

It has now been determined that two light assemblies in the short term parking lot must be eliminated to accommodate general landscaping plans This amendment would reduce the monthly charge to the airport by $80 70

(e) Recommend approval of Change Order No 1 to the contract awarded to Sanders Brothers, Inc , on November 23, 1981 for construction of Water Distribution Project - 12 inch water main along N C Highway 160, from Sam Neely Road to Westinghouse Boulevard.

This change order will increase the contract period from forty-five days to seventy-five days There will be no change in the contract price of $85,890 90

In accordance with the terms of the specifications, Charlotte-Mecklenburg Utility Department personnel have determined that weather conditions during the contract period of January-February 1982 were abnormal and severe enough to create the need to extend the contract period

(f) Recommend approval of Change Order No 1 to the contract awared to Rea Brothers, Inc , on November 23, 1981 for sanitary sewer construction to serve Coulwood Subdivision, Section VII

This change order will increase the contract period from thirty days to seventy-five days There will be no change in the contract price of $33,535 25

(continued)

17 (f) (continued)

In accordance with the terms of the specifications, Charlotte-Mecklenburg Utility Department personnel have determined weather conditions during the contract period of January-February 1982 were abnormal and severe enough to create the need to extend the contract period

(g) Recommend approval of contract with RA-Con, Inc and Golden Anderson Industries, Inc., in the amount of $15,018, and $6,064, respectively (total $21,082) for repairs at Paw Creek Wastewater Pump Station

Several major mechanical failures have occurred at the Paw Creek Wastewater Pump Station When these failures occur, large volumes of sewage can overflow into surface waters causing the City to be subject to civil penalties for non-permitted discharges

The Engineering Division of the Utility Department has studied this pump and determined that permanent corrective action involves the installation of surge control devices Staff has also determined that only the subject firm can furnish the required equipment in dimensions that will fit into the existing structure

On February 8, 1982, City Council adopted an ordinance appropriating $80,321 27 to finance these and other repairs at the Paw Creek Wastewater Pump Station

18 Property Transactions

(a) Recommend approval of an amended and restated Deed of Easement between the City and W-F Associates for the Independence Center parking facility

On November 23, 1981, Council authorized the execution of a Deed of Easement between the City and W-F Associates for the construction of an underground parking facility partially beneath the sidewalk areas of North Tryon and West Trade Streets It is the desire of W-F Associates to extend this easement along North Tryon Street for a distance of approximately 28 feet. This addition conforms to the easement previously granted in that it projects into North Tryon Street to a point beneath the existing curb The additional area will provide for more mechanical and electrical vault space Further revisions to the deed of easement will eliminate all references to the use of a fuel oil room within the easement area

This easement revision has been reviewed by the Engineering Department, City Attorney and Insurance Risk Management Committee and found to be in order Based on information available, it will not conflict with the design of Tryon Street Mall

(continued)

18 (continued)

(b) Recommend approval of a Tri-Party Agreement between the City, North Carolina National Bank and W-F Associates setting forth certain representations, consents and assignments relating to the construction financing for the parking facility.

W-F Associates has entered into a commitment with NCNB to obtain a $5,000,000 loan for construction, however, NCNB has required the approval of this agreement prior to closing the loan Significant provisions of this agreement are

1) The Bank will not sell or assign loan to any one other than the City
2) In the event of a default, the Bank agrees not to take enforcement action until the City has received 30 days written notice and has had opportunity to take certain specified action.
3) City agrees upon request of Bank or W-F Associates to enter into a garage operating agreement with an entity other than W-F Associates provided that the substitute operator is a qualified parking operator
4) City agrees to accept a substitute guarantor(s) for W-F Associates and Williams Realty Corp if requested bv the Bank so long as the substitute has a combined net worth at least equal to the combined net worth of W-F Associates and Williams Realty Corp
5) The City consents to the assignment of the Garage Agreement by the W-F Assoicates to the Bank as additional security for the construction loan

This agreement has been reviewed and approved by the City Attorney, the Finance Direcor and the City's bond counsel.

(c) Recommend that City Council declare the city-owned property, located at 3703 Sharon View Road (McMullen Creek Pump Station) surplus and offer for sale by the sealed bid process.

This parcel contains 1 8683 acres and was acquired in May 1959 as the site for the McMullen Creek Pump Station. A map is attached for your information

The Mandatory Referral has been approved by the Planning Commission All Department Heads have been polled with no one expressing an interest in retaining this property

It is recommended that Council declare this parcel surplus and advertise it for sale by the sealed bid process with the bidding to remain open for ten days for an upset bid

Attachment No 6

18 (continued)

(d) Recommend approval for assignment of easement, Parcel 1, on 17.41 acre, Essington Drive, owned by The Dowd Company, at a purchase price of $1 00, for Project Transfer sanitary sewer to serve Alexander Woods Section III Total Land Area 6,427 50 square feet, Lot Size 15' x 428 50'

Charge to (Code) 7101/630 90

(e) Recommend approval of acquisition of 31,182 square feet, including one story frame residence, from Ollie Mae Medlin Blackwell, on Wallace Neel Road, at $30,000 for Besser Drive and Wallace Neel Road Project

This property is located within the approved airport boundary within close proximity to the new runway Upon purchase the house will be sold by auction for relocation

(f) Recommend approval of an amendment to the contract for sale of land for private redevelopment between the City of Charlotte and Moore and Meade, Inc in the Third Ward Neighborhood Strategy Area

On August 10, 1981, City Council approved the sale of land known as Block 23, Parcel 14 in the Third Ward Neighborhood Strategy Area to Moore and Meade, Inc for the development of four attached patio homes The redevelopers have advised they are unable to take conveyance of the property because initial response for sale of the homes has fallen short of expectations The Community Development Department recommends that the time of property conveyance be extended from December 1, 1981 to September 1, 1983 or on such earlier date either party hereto may mutually agree, and that the time for submitting final construction plans and specification be extended from October 22, 1981 to August 1, 1982

19. Personnel Actions

(a) Recommend adoption of a Resolution amending the Pay Plan to add the classification of Crime Analyst, Pay Range 18 ($17,074 - R21,792 annually).

The Personnel Department has completed a review of one Administrative Assistant I position, Pay Range 14, in the Crime Analysis Section of the Police Department and recommends that this position be upgraded to a new classification of Crime Analyst. This position is used to research case histories, arrest records and computerized data to identify crime patterns, and to develop crime statistics, prepare reports, and respond to requests for information The Fiscal 1982 implementation cost is approximately $800

(continued)

19. (continued)

(b) Recommend adoption of a Resolution amending the Pay Plan to change the Pay Range assignments for the classifications of Housing Inspector I and II, Chief Housing Inspector, Construction Inspector, and Contract Assistant, as shown below

Classification	Current Range	Proposed Range	Proposed Salary	No. Positions
Housing Inspector I	15	16	($15,487-19,766)	15
Housing Inspector II	18	19	($17,928-22,882)	2
Chief Housing Inspector	20	21	($19,766-25,227)	1
Construction Inspector	15	16	($15,487-19,766)	21
Contract Assistant	15	16	($15,487-19,766)	1

Housing Inspector I positions have gradually assumed additional responsibilities involving limited State building code enforcement. This requires that State certification be obtained within two (2) years. The recommended change to Pay Range 16 will recognize the additional duties and certification requirement, while re-establishing the proper five percent differential with Building Inspectors classes that received an increase by Council action last July.

Uncertified new hires in the Housing Inspector I class will continue to be hired at the current pay rate as trainees, current inspectors will benefit from the range change when certification is obtained, as will Housing Inspector II and Chief Housing Inspector incumbents. The trades inspector increases have also caused reassignment of the Construction Inspector and Contract Assistant classes based upon internal comparisons. No additional cost is anticipated this fiscal year as a result of these changes.

20 Rehabilitation Grants & Loans

Recommend approval of Loan Agreement for housing rehabilitation as listed below

Applicant	Property Address	NSA	Loan Amount
* Motion, Inc.	215 Skyland Ave.	Grier Hgts	$26,300
* Motion, Inc	437-39 Skyland	Grier Hgts	31,800
* Gethsemane AME Zion Church	600 Campus St	Five Points	25,800
** Joseph Jones & w/Ione Jones	2108 W Trade St	Five Points	44,500

* These loans will be for 25 years at three percent (3%) interest
** This loan will be for 20 years at three percent (3%) interest.

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20. (continued)

These loan applications have been reviewed by the City Loan Officer, Community Development Department, and all criteria for qualifying for financial assistance has been met by the applicants in accordance with the requirements outlined for the Community Development Loan and Grant Program, as approved by City Council on June 2, 1980.

21 Lawsuit Settlements

(a) Recommend adoption of a motion to include in the minutes of City Council the terms of the settlement reached in the lawsuit captioned City of Charlotte v Rea Construction Company, et al.

In a recent executive session, upon the recommendation of the City Attorney and of the law firm retained to represent the City's interest, the City Council approved a settlement in the subject litigation. By law, although a settlement may be considered approved in an executive session, the terms of that settlement must be reported to the public body and entered into its minutes within a responsible time after the settlement has concluded The lawsuit in question has been successfully settled and concluded.

Accordingly the following report is made to the Council for incorporation within the Council minutes

In the lawsuit captioned the City of Charlotte v Rea Construction Company, et al, C-C-81-0415, the City of Charlotte agreed to accept the sum of $1,300,000 in full settlement of the claim set forth in the complaint and all other claims that it may have had up to September 15, 1981 relating to paving contracts, construction contracts, and sales materials In exchange for this sum of money, the City agreed to release all of the defendants from all claims, demands, or causes of action up to September 15, 1981 relating to paving contracts, construction contracts, and the sale of materials as well as taking a dismissal of the lawsuit. Order of dismissal of the lawsuit was filed February 16, 1982.

(b) Recommend adoption of proposed settlement in City vs Ralph E. Bass and wife, Mary E. Bass (79-CVS-3604) Annexation Area 5 - Sanitary Sewer parcel 5-25, in the total amount of $2,100

The City filed this condemnation on March 21, 1979 It pertained to a sanitary sewer easement consisting of 244 40 linear feet. The northerly end of the permanent sanitary

(continued)

21 (continued)

sewer easement consisted of 21 32 feet in width and the southerly end consisted of 39 19 feet in width. The City deposited $1,000

The primary complaint of the property owners has been that the easement creates a severance of the 1 1469 acres of their property. It is their contention that the location of the sewer easement now makes it impossible to locate another structure on the northerly portion of their property

The attorney for the property owners has agreed to the settlement of this condemnation for the additional deposit of $1,100. This would settle the condemnation for a total amount of $2,100, since there is already $1,000 on deposit It is recommended that settlement for the total amount of $2,100 be approved since it will avoid the necessity for a commissioners' hearing that could result in further compensation.

22. Recommend adoption of ordinances affecting housing declared "unfit" for human habitation and requesting demolition and removal of the dwelling at the following locations

(a) 321 Houston Street
(b) 4604 Tuckaseegee Road
(c) 3047 Coronet Way.

The owners have failed to comply with the orders to correct the unfit conditions after being duly notified Adoption of these ordinances would allow the City to accomplish the necessary work to correct the problems. Liens will be placed against these properties for costs incurred

23 Water & Sewer Contracts

(a) Recommend approval of a contract between the City of Charlotte and John Crosland Company for the construction of 940 feet of 8-inch main, 950 feet of 6-inch main and 2,155 feet of 2-inch main to serve Settlers Landing, Sections 4-6, outside the City Limits of Charlotte, at an estimated cost of $48,000 00 No cost to the City

(b) Recommend approval of a contract between the City of Charlotte and McClure Real Estate & Investment, Inc. for the purchase of approximately 1,225 feet of gravity sewer main and four (4) manholes located along Valley Dale Road near Gum Branch The cost to the City is $1.00

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23. (continued)

The purchase of this line will eliminate the necessity of constructing a parallel sewer line to serve a portion of the Coulwood area.

The sewer line has been inspected by Sewer Maintenance and can be incorporated into the City system.

(c) Recommend approval of a contract between the City of Charlotte and John Crosland Company for the construction of 6,400 feet of 8-inch main to serve Settlers Landing, Section 4-6, outside the City limits of Charlotte, at an estimated cost of $128,000.00. No cost to the City

(d) Recommend approval of a contract between the City of Charlotte and John Crosland Company for the construction of 1,200 feet of 16-inch water main to serve N C Highway 51, outside the City limits of Charlotte, at an estimated cost of $38,000 00 No cost to the City

24. Resolutions

(a) Recommend adoption of a resolution of intent to adopt the Preliminary Assessment Roll for storm drainage improvements made between 1738 Brandon Road and 1659 Hertford Road in accordance with the Storm Drainage Repair Policy and call a public hearing on the matter for Monday, April 26, 1982, at 3 00 p. m. in the City Council Chamber

In response to a request for City assistance through the Storm Drainage Repair Policy, the Engineering Department investigated a drainage problem affecting the properties at 1730 and 1738 Brandon Road and 1659 and 1701 Hertford Road. The problem was found to involve a pipe system through the subject properties which was both undersized and clogged with roots and other debris. The poor condition of the pipe system caused flooding conditions in Brandon Road and on private property during significant rainfall

Pursuant to the Storm Drainage Repair Policy, a petition for the needed improvements was prepared and given to the involved property owners. Storm Drainage Petition No 80-3 was received by the City Clerk June 11, 1980. It was reviewed and found to be valid in that it contained the signatures of over 50 percent of the property owners in the drainage basin. City Council adopted a resolution on August 11, 1980, directing the subject improvements be made

Construction is now complete and actual costs tabulated. The total cost of the project is $181,267 04 Of this, the City will pay the entire cost of work within street rights-of-way ($141,470.25) and

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24. (continued)

two-thirds of the cost of improvements to private property ($26,531 19). The remaining one-third private property cost ($13,265.60) will be assessed to the thirty (30) property owners in the drainage basin.

In accordance with North Carolina General Statutes, Section 160A-227, the Preliminary Assessment Roll for this petition, once approved, will be forwarded to the City Clerk and made available for public review.

(b) Recommend adoption of a "Resolution Calling for a Public Hearing to consider Disposition of Block 3, Parcel No. 15, in the Greenville Urban Renewal Area, Project No. N. C. R-78" on Monday, April 26, 1982, at 3 00 p. m. in the City Council Chamber.

Two bids were received for this parcel, one proposing to construct a neighborhood shopping center consisting fo approximately 5,000 square feet and one proposing to construction 2,760 square feet addition to an existing neighborhood facility that was developed with an Economic Development Loan on property purchased from the City Bid amounts were $23,386 and $20,000, respectively.

Section 160A-514(d) of the North Carolina General Statutes, as amended, provides for the rejection of highest bid and acceptance of a lesser bid if the governing body can verify and approve, after a public hearing is held, that the general public welfare and proper development of the community will be better served by the bid which was accepted than by the higher bid which was rejected.

(c) Recommend that City Council at its March 22, 1982, meeting adopt a resolution amending a resolution adopted by City Council on February 8, 1982, authorizing condemnation proceedings for the acquisition of property belonging to North Carolina National Bank as Trustee under the will of W G. Thompson, located at 111 West Trade Street, in the City of Charlotte for the Independence Plaza Park Project, because of an incorrect statutory reference

(d) Recommend adoption of a resolution calling for a joint public hearing to be held on April 5, 1982, at 7 30 p m, at Shamrock Gardens Elementary School, by the City Council and the Historic Properties Commission concerning the designation of the "Isaac Newton Alexander Mill Ruin", located on the campus of Myers Park High School, as historic property

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24. (continued)

(e) Recommend adoption of a resolution calling for a joint public hearing to be held on April 5, 1982, at 7 30 p. m., at Shamrock Gardens Elementary School, by the City Council and the Historic Properties Commission concerning the designation of the "Atherton Mill House", and the land associated therewith, at 2005 Cleveland Avenue, as historic property

(f) Recommend adoption of resolutions authorizing the refund of certain taxes in the total amount of $6,883 05 which were collected through clerical error or illegal levy against a total of 76 tax accounts.

There were 124 tax accounts assessed through clerical error or illegal levy in the amount of $2,943.00 on which we request adjustments only since these accounts were not paid

25. Minor Amendments to the City Code

Recommend adoption of an ordinance amending Chapter 11, "Licenses", of the City Code to reflect changes to be made in privilege license taxes.

At the request of the City-County Tax Department, Licenses Division, the City Attorney's Office has prepared a proposed ordinance amending Chapter 11 of the City's Privilege License Tax Ordinance These changes are necessary for the reasons set out below

Section 1 The change in Section 11-3 sets out a $5 00 fee for reissues of licenses during the year to reflect changes in the information on the license The Tax Collector feels that due to the excessive amount of corrections made each year, this fee is necessary to cover the expense of new licenses issued and computer time.

Section 2. This new section sets out the remedies the City has had previously - no new remedies have been added Due to the numerous inquiries concerning the enforcement laws of violations of the licensing ordinance, for clarity's sake, the statutory remedies have been listed in Chapter 11

Section 3 Both the Police Attorney and the Tax Collector feel that the requirement for police department approval of licenses issued for catering trucks, coupons and trading stamps is no longer necessary

Section 4 The classifications listed in this section are either antiquated and have not been used in the last five years, or have been placed under another classification The Tax Collector finds the classifications deleted to be unnecessary

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25. (continued)

Section 5 Classification 205 - "Fortune-telling" has never been assigned a license fee as it is prohibited by State law, we are therefore deleting the reference to it The words "and/or wrapped sandwiches" in classification No. 308 - "Peanuts" is being deleted as these types of sandwiches are licensed under classification 406 "Sundries". Classification 312(b) and 389(c) are amended to remove antiquated phrases no longer needed

Section 6. The 1981 General Assembly made changes in State law which deletes itinerant photographers and vaudeville shows from local licensing These references have therefore been removed from Section 11-18.

Section 7. The additions made to the classifications in this section were made for the sake of clarity with the exception of the amendments to No. 212 - Garage Sales and Nos. 311 and 312 - Peddlers. The requirement in these two classifications that the license be paid by cash or money order only results from difficulty in collecting checks returned for insufficient funds.

Section 8. Classifications No. 410 - Alarm Systems, No. 411 - Armored Car and Courier Services and No 416 - Security Guard were added as a result of State legislation permitting local licensing in these areas. Classifications No 412 - Escort, Dating Service, No. 413 - Leasing equipment other than vehicles, No. 414 - Modeling and photography studio, and No. 415 - Pushcarts were added because presently there are no suitable classifications to cover these licenses The Tax Collector feels the license fee set out is a fair charge after comparing with other classifications. The asterisk before the word "Pushcarts" denotes requirement for Health Department approval referred to at the beginning of Article II, Section 11-18, of the City Code Classification 417 is added for the sake of clarity as a cross reference

26. Request to Sell Beer

Recommend approval of the request presented by Dilworth Community Development Association to sell beer at their annual Bike Race-All Sports Day, in Latta Park, on April 17, 1982, from 10 00 a m. to 5 00 p. m.

By letter, Larry Green of the Dilworth Community Development Association is requesting permission to sell beer at Latta Park during their annual Bike Race-All Sports Day

. . Applied in writing 21 days in advance of event
. . Approximately 15 kegs of beer will be for sale
. . Dispensing will be from a vending truck parked at the west end of Latta Park.
. . Dispensing will be from 10 00 a m. to 5 00 p. m

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26. (continued)

. . Control measures will insure that all ABC regulations will be followed and no one under the age of 18 will be served Supervision of enforcement will be by Larry Green, Association Treasurer.
. . ABC Permit and all City permits will be required by Dilworth Community Development Association.

The new policy governing beer and wine in the parks, adopted by City Council last fall, covers only the serving of beer Requests for the sale of beer must still be brought before City Council for decision.

27. Payment for Emergency Repairs

Recommend approval for payment of $11,564.15 to Allis-Chalmers for repairs made to a 16-inch Rotovalve (Utilities Department) in accordance with Purchasing Statutes 143-169 pertaining to emergency repairs on equipment used in the interest of public health and safety

Source of Funding· Water and Sewer Operations - Construction Materials and Supplies

28 Approval of Substitute Mortgagors in Third/Fourth Ward Housing

Recommend approval of substitute mortgagors under the Third and Fourth Ward Loan Programs, as shown below

It has been determined by legal counsel representing North Carolina National Bank and the City that any loans committed prior to December 12, 1981 under the Third and Fourth Ward Loan Programs can be extended to a substitute mortgagor in the event that the original mortgagor is unable to fulfill the terms of the loan agreement

These loan applications have been reviewed by the City Loan Officer, Community Development Department, and found to contain sufficient information to form the basis for loan approval

The substitute mortgagors are

(a) Paul W Nance, Unit No 9, Cedar Oaks, in Third Ward, in the amount of $44,500 (Original borrower - Carrie L Mason)
(b) Larry J. Hartman, Unit No 3, Clarkson Place in Third Ward, in the amount of $77,700 (Original borrower - Jeff Cunningham)
(c) Traci C Moore and Jacob W Moore, Unit No 8, Brennan Court in Fourth Ward (Original borrower - Jillian A Romer)

(continued)

28. (continued)

(d) Charles Douglas Cross and Mary Elizabeth Pazdan, Unit No. 22, Hackberry Court in Fourth Ward, in the amount of $78,550. (Original borrower - Kurt Marwitz)
(e) Joel Tigler, Unit No. 2, Barringer Square in Fourth Ward, in the amount of $58,800. (Original borrower - John McDonald)
(f) John T. W. Pace, Jr., Unit No. 102, Springfield Square in Fourth Ward, in the amount of $45,150. (Original borrower - Larry Gaither)
(g) Mary F. Johnson, Unit No. 57, Springfield Square in Fourth Ward, in the amount of $54,900. (Original borrower - Norman Cregan)
(h) William L. Sitton, Unit No. 15, Barringer Square in Fourth Ward. (Original borrower - Charlene Carico)

29 Street Name Change

Recommend approval of a petition filed for Pine Brook Center Limited by Trammel Crow Company to change the name of Closure Road to Southern Pine Boulevard The street is located near the southwest intersection of Arrowood Road and Interstate 77, near Red Oak Boulevard

The petition has been investigated under the Duplication Street Policy, and the new name is recommend for approval

30 Issuance of Special Officer Permits

Recommend approval of issuance of special officer permits for use on the premises of Douglas Municipal Airport for a period of one year

(a) Renewal of permit to Douglas Eugene Green.
(b) Renewal of permit to James Richard Jenkins.
(c) Renewal of permit to William Boyd Pope.
(d) Renewal of permit to Everette Allen Lawrence
(e) Renewal of permit to Donald Dwight Melville.

General Landscaping and Concession Bids - Airport

31. Recommend award of contracts totaling $491,441 with lowest responsive bidders for landscaping at the new airport terminal facility.

On March 8, 1982 Council rejected all bids for contracts necessary to provide general landscaping for the new terminal facilities The contracts were rebid and bids were received on March 15, 1982, to implement the basic landscaping plan as shown to Council on March 11, 1982.

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31. (continued)

The bids were·

SPECIMEN TREES	
Lawrence & Ahlman, Inc	$142,469
Exterior Designing, Inc	151,250
Parks Enterprises	178,570
Jones Fencing & Grading Company	179,920
Landmasters, Inc.	187,194

TREES, SHRUBS & GROUND COVER	
Lawrence & Ahlman, Inc	$111,345
Parks Enterprises	116,605
Exterior Designing, Inc.	137,575
Landmasters, Inc.	160,430
Jones Fencing & Grading Company	185,115

PAVING	
*Jones Fencing & Grading Company	$113,500
Blythe Industries	237,627

* Nathaniel Jones has formally withdrawn his proposal due to an error in his unit price for granite pavers Jones determined that his supplier had erroneously quoted a square foot price for a square yard price on this material.

MBE Goal 20 percent

MBE Goal Achievement

Lawrence & Ahlman - 0 percent

This firm was responsive to MBE requirements in that there was proper certification of MBE non-availability. However, the Airport Department intends to have further discussions with Lawrence & Ahlman in an effort to encourage some MBE participation.

Blythe Industries - 20 percent

Sub-contractor - BB & S Construction Company

32. Recommend approval of new terminal concession agreements with highest proposer for barber shop, shoe shine, travel insurance, video games, ice cream parlor and two retail stores.

On February 22, 1982, the City Council adopted MBE Goal for concessions in the new terminal building The eleven (11) areas identified were a barber shop, two banks, an ice cream parlor, a game room, a shoe shine stand, travel insurance counter and four (4) unspecified areas. Proposals for the seven identified concessions

(continued)

32. (continued)

were solicitated on the basis of competitive bids, with no advantage given to minorities Of the remaining four (4) unspecified areas, two (2) proposals were solicited for two (2) MBE firms In order to keep Council's commitment and philosophy of involving all interested potential businesses both large and small, no bid bond, performance bond or minimum annual rental guarantee was required in the specifications.

Advertisements were carried in the Charlotte News and Charlotte Observer on February 5, 1982, and in the Charlotte Post on February 11, 1982. Invitations to bid were directed by letters to all potential bidders who had indicated an interest in the various concessions. Pre-bid conferences were held for each requested concession. The following proposals were received and evaluated on a competitive basis with either annual rent or percentage of gross receipts or a combination of both determining the highest proposal

(a) Barber Shop

	Average Annual Rent
Wilbert Love	$5,280
Edmond F Sells	3,066

Recommendation The high bid, submitted by Wilbert Love, with an average annual rent of $5,280, totaling $26,400 for the five-year term be accepted Mr Love has indicated tenant improvements in the amount of $10,000 to be installed by concessionnaire

(b) Shoe Shine

	Average Annual Rent
D & S Associates	$3,800
Grady J. Parker	1,344

Recommendation The high bid, submitted by D & S Associates, with an average annual rent of $3,800, totaling $19,000 for the five-year term, be accepted D & S Associates qualifies as a W/MBE firm and indicates tenant improvements in the amount of $1,156.

(c) Ice Cream

	Percentage of Gross Sales	
Hatchett & Cunningham Charlotte, N. C.	5 yr	Average - 29.1%
Gourmet Services Atlanta, Ga	15%	$0-$300,000
	17%	$300,000-$400,000
	19%	Over $400,000
Ed McCoy Charlotte, N C	5 yr	Average - 20 12%
Wade & Wade Atlanta, Ga.	5 yr	Average - 14%

(continued)

32. (c) Ice Cream (continued)

	Percentage of Gross Sales
Mary Kennally Charlotte, N. C.	5 yr. Average - 11 1%
H & G Charlotte, N. C	5 yr. Average - 8%
Berlin Mitchem Charlotte, N. C.	5 yr. Average - 26 5%
Boulware Investment Charlotte, N. C.	5 yr Average - 22%
Spoon's Charlotte, N. C	5 yr. Average - 19%
Smokie Brat Dog Charlotte, N. C.	5 yr Average - 24 9%
Don Rabb Charlotte, N. C	5 yr Average - 24%
George J Getsios Charlotte, N C.	10% $0-$100,000 12% $100,000-$200,000 20% Over-$200,000
Andre's Charlotte, N. C	5 yr Average - 17%
Teee Johnson Charlotte, N C.	5 yr Average - 11 4%
Nick Poulos Charlotte, N C.	8% $0-$100,000 10% $100,000-$150,000 12% $150,000-$200,000 15% Over $200,000
Timberline Lincolnton, N C	5 yr Average - 18%

Recommendation The high bid, submitted by Hatchett & Cunningham, with an average percentage of gross sales of 29.1% for a period of five years be accepted. Hatchett & Cunningham qualifies as a Minority Business Enterprise and indicates tenant improvements in the amount of $12,000

(d) Game Room

	Percentage of Gross Receipts
Gary McCoy Charlotte, N. C	70 18%
Counter Top Amusements Charlotte, N C	60%

(continued)

32 (d) Game Room (continued)

	Percentage of Gross Receipts	
Brady Distributing Charlotte, N. C.	65.1%	
P & M. Industries Kings Mountain, N. C.	63 0015%	
Carolina Amusement Co Charlotte, N C	60 25% 61 25% 62.25%	$0-$180,000 $180,000-$200,000 Over $200,000
H & R Vending Charlotte, N. C.	40% 50% 60% 65%	$0-$ 5,000 $ 5,000- 6,666 6,667- 10,000 Over 10,000
L & M Management Co Chicago, Illinois	55% 60% 62.5%	$0-$120,000 $120,000-$240,000 Over $240,000
BCMS Enterprise Charlotte, N. C.	53%	
Airport Amusements Charlotte, N. C.	51%	
Landing Pad Charlotte, N. C.	55%	
Collins Music Co Greenville, S. C	61 7%	
Susan A. Bruck Matthews, N. C.	60%	
Retsios Enterprises Charlotte, N C.	55 2%	
Airport Games Charlotte, N. C.	10%	
Vern-Jo Cherryville, N C	60%	
Games People Play Charlotte, N C.	55 519%	
Airport Video Games Charlotte, N. C	41%	
JLM Enterprises Charlotte, N C.	50% 60%	$0-$100,000 Over-$100,000

(continued)

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(d) Game Room (continued)

	Percentage of Gross Receipts	
Fun & Games Charlotte, N. C.	59%	
D. C. Patel Charlotte, N C.	45%	$0-$ 2,000
	50%	$2,001-$ 4,000
	55%	$4,001-$ 6,000
	60%	$6,001-$ 8,000
	65%	$8,001-$10,000
	70%	Over $10,000
William Faber	42%	$0-$ 5,000
	63%	$ 5,000-$10,000
	65%	$10,000-$15,000
	70%	Over $15,000
Coresco Charlotte, N. C.	48%	

Recommendation· The high bid, submitted by Gary McCoy, with and average percentage of gross receipts in the amount of 70.18% for the five-year period be accepted Mr. McCoy indicates expenditures in the amount of $40,000 for equipment and $3,000 for tenant improvements.

(e) Travel Insurance

	Average Annual Rent
Fidelity and Casualty Insurance of New York	$6,000
Jewett L. Walker	$3,750

Taylor & Associates withdrew from consideration their proposal in the amount of $19,200 annually

Recommendation The high bid, submitted by Fidelity and Casualty Insurance Company of New York, with an average annual rent in the amount of $6,000, totaling $30,000 for the five-year period be accepted. The company is to provide informational services and a central location for paging travelers and/or visitors.

(f) Bank - Two (2) Locations

No bids received The Airport Department is reviewing this situation with the Finance Director with the goal of securing at least one bank for the new terminal

(continued)

32. (continued)

(g) Unspecified - Area VI

	Average Annual Rent
Brenda Smith/Joan Jackson d/b/a Just Chocolates	$4,800
* Jeffrey H. Millick d/b/a Humidor Tobacco Shop	4,275 Plus 6% over $150,000

* Mr. Millick's proposal cannot be accepted because it violated the City's agreement with Dobbs

Recommendation The bid submitted by Brenda Smith/Joan Jackson with an average annual rent of $4,800, totaling $19,200 for the four-year period be accepted This venture qualifies as a Women's/Minority Business Enterprise Tenant improvements in the amount of $7,490 are indicated for this shop.

(h) Unspecified - Area V

	Average Annual Rent
Susan K. Shoemaker d/b/a Fantacy's, Inc.	$10,000 Annual Rent Plus 5% of Gross Sales Exceeding $100,000
Judy Keating d/b/a Carolina Cricket	$9,000 Annual Rent or 7 5% of Gross Sales, whichever is greater

Recommendation The high bid submitted by Susan K. Shoemaker totaling at least $10,000 for the four year period be accepted. Ms Shoemaker's venture, a women's specialty shop, qualifies as a WBE. Tenant improvements in the amount of $5,000 are indicated for the shop.

(i) Unspecified - Area II & III

No bids received The Airport Department is reviewing alternatives for utilizing these areas

Attachment No 7.

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PENDING MATTERS

1 In meeting on Monday, April 5, City Council will make nominations to fill two positions - 3 year terms - on the Auditorium-Coliseum-Civic Center Authority.

(a) Robert Goodman, appointed March 23, 1981 for an unexpired term Term expires April 25, 1982

(b) C. C. Hope, appointed April 14, 1975, and reappointed on April 23, 1979. Term expires April 25, 1982.

SCHEDULE OF MEETINGS
MARCH 22 THRU APRIL 2

Monday, March 22	Council/Manager Luncheon Training Center - City Hall Annex	12 00 Noon
	City Council Meeting	
	Citizens Hearing Council Discussions Formal Meeting Council Chamber - City Hall	2 00 P M 2 30 P.M 3 00 P M
Tuesday, March 23	Council/Project Management Team/ Designer and Others Breakfast Transit Mall Presentation Sheraton Center - Salon E	7 30 a m
	Council Transportation Committee Training Center City Hall Annex	12 00 Noon
Thursday, March 25	Council Transportation Committee Second Floor Conference Room City Hall	4 00 P M