AGENDA

Meeting Type:	BUSINESS
Date:	01/27/1997

City of Charlotte, City Clerk's Office

CHARLOTTE

Mayor Patrick McCrory *Mayor Pro Tem Al Rousso*

Charles Baker
Patrick Cannon
Malachi Greene
Mike Jackson
Nasif Rashad Majeed
Don Reid
Ella Butler Scarborough
Tim Sellers
Sara Spencer
Lynn Wheeler

Council Agenda

CITY COUNCIL MEETING
Monday, January 27, 1997

5:00 p.m.	**Conference Center**
	Dinner Briefing **(See Table of Contents)**
6:30 p.m.	**Meeting Chamber**
	• **Invocation** • **Pledge of Allegiance** • **Citizens Hearing**
7:00 p.m.	**Formal Business Meeting**

CITY COUNCIL AGENDA

Monday, January 27, 1997

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5:00 P.M. DINNER BRIEFING
CONFERENCE CENTER

1. **Cultural Action Plan Commission**

2. **Spirit Square Loan Repayment**

3. **City Within A City Committee: Police Officer Home Purchase Incentive Program**

Attachment 1

6:30 P.M. CITIZENS HEARING
MEETING CHAMBER

CONSENT

4. **Consent agenda items 14 through 26 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: Vi Alexander Lyles

POLICY

5. **City Manager's Report**

6. FY97 Annexation

Action:

A. Adopt a resolution stating the intent of the City to pay economic loss to qualified solid waste collection firms;

B. Adopt an annexation budget ordinance;

C. Adopt seven resolutions amending the seven annexation reports; and

D. Establish the effective date for the annexations and adopt the seven annexation ordinances.

Staff Resource: Curt Walton, Mike Boyd, and Dick Black

Policy City Annexation Policy and State Annexation Statutes

Explanation of Request

A This resolution states the intent of the City to pay seven qualified solid waste collection firms operating in the annexation areas in lieu of a contract a sum equal to the economic loss determined under subsection (f) of G S 160A-49 3 The total amount of the economic loss payment is $809,908

B The annexation budget ordinance indicates the start-up cost, first year expenditures and revenues, and funding sources to extend City services into the areas to be annexed

Annexation expenditures for the combined seven areas are as follows

FY98 (in millions)

Fund	Expenditures	Revenues	Difference
General Operating	$6 41	$9 27	$2 86
General Capital	3 60	2 50	(1 10)
Transportation			
Special Transportation			
Operating	0 10	0 23	0 13
Capital	0 08	0 08	0 00
Storm Water	0 20	0 14	(0 06)
Powell Bill (Streets)	2 54	0 88	(1 66)
Sub-Total	$12 93	$13 10	$0 17
Water & Sewer Capital	$16 20	$16 20	$0 00
Total	$29 13	$29 30	$0 17

FY99 (in millions)

Fund	Expenditures	Revenues	Difference
General Operating	$3 82	$9 45	$5 63
General Capital	0 00	0 00	0 00
Transportation			
Special Transportation			
Operating	0 10	0 41	0 31
Capital	0 00	0 00	0 00
Storm Water	0 21	0 10	(0 11)
Powell Bill (Streets)	5 96	0 92	(5 04)
Sub-Total	$10 09	$10 88	$0 79
Water & Sewer Capital	$0 00	$0 00	$0 00
Total	$10 09	$10 88	$0 79

Expenditures for the installation of water and sewer lines in the annexation areas are included in the FY97- FY2001 Capital Investment Budget Expenditures for the construction of two fire stations in the annexation areas are funded from the FY97-FY2001 Capital Investment Budget and a supplemental allocation from FY98 General Fund annexation revenues

Start-up costs of $4 75 million are necessary to hire staff and buy equipment during this fiscal year in order to provide service on the first day of annexation These costs are $3 75 million in the General Fund, $2,156 in Transit and $992,505 in the Powell Bill Fund Start-up costs are funded from the fund balances of the General, Transit and Powell Bill Funds Sufficient balances are available to make these appropriations

The annexation requires the addition of 86 positions, 84 in the General Fund and two in the Transit Fund for Special Transportation Services These positions are distributed as follows

Activity	Positions
Fire	
Investigator	1
Inspector	1
Operations (3 Companies)	48
Transportation (Street Maintenance)	23
Solid Waste	
Sanitation	5
Right of Way Cleaning	2
Street Cleaning	1
Code Enforcement	2
Engineering and Property Management	
Land Development (Construction Inspector)	1
Total General Fund	84
Transit Special Transportation Services	2
TOTAL	86

C The seven resolutions will amend the annexation reports for the proposed annexation areas to

- clarify how police protection will be financed in the annexation areas under consolidation,
- correct errors in the reports,
- identify areas that will be served through contracts with volunteer fire departments or private solid waste collection firms, and
- provide for any additional water and/or sewer lines needed to serve the areas

D State annexation statutes require City Council to adopt an ordinance extending the corporate limits to include all, or such part, of the area described in the notice of the public hearing and which City Council has concluded should be annexed City Council must also establish the effective date for the annexations which may not be less than 40 days nor more than 400 days from the date of passage of the ordinance The recommended date for the seven annexation areas to become effective is June 30, 1997

Funding:

General Fund Revenues
General Fund Fund Balance
Powell Bill Revenues
Powell Bill Fund Balance
Transit Revenues
Transit Fund Balance
General CIP
Water and Sewer CIP

Background:

- On September 24, 1996, City Council passed a Resolution of Intent to consider annexing the seven areas The Annexation Plans for the seven proposed areas were approved on October 7, 1996 On November 14, 1996, City Council held public hearings on the seven proposed annexation areas The seven annexation areas were discussed at the January 7 Council Workshop

- On January 13, 1997, City Council approved a recommendation stating the intent of the City to pay economic loss to seven solid waste collection firms operating within the areas proposed for annexation on June 30, 1997 These seven firms have satisfied, on a timely basis, the requirements of G S 160A-49 3

BUSINESS

7. Proposed Professional Federal Representation

Action: **Consider a proposal by the Charlotte Chamber regarding Federal Representation in Washington, DC.**

Staff Resource: Pam Syfert

Explanation of Request:

- The Charlotte Chamber of Commerce researched the need for professional federal representation in Washington for the City of Charlotte and Mecklenburg County They propose a process to hire a consultant firm that will represent Charlotte in specific areas such as transportation and transit, environmental regulations, workforce development and community development The same firm would also represent Mecklenburg County in areas of education and social service/welfare regulations

- Because issues arise quickly in Washington and require immediate action, professional staff on contract with the City and County are able to respond more quickly The firm representing us will work closely with our congressional representatives staff

- It is also necessary to have professional staff in Washington to help track enabling legislation to present specific Charlotte projects for "ear marked" funds within authorizing legislation For example, when the Transportation Funding is up for renewal this year, it is important that Charlotte has representation pushing our specific issues and working with our congressional delegation to address Charlotte's needs as part of the authorizing legislation

- Estimated costs for retaining professional assistance is between $125,000 and $150,000 This will be split between the City and County The Chamber will provide some staff support for liaison and monitoring of the contract

- The attached background paper from the Charlotte Chamber presents the case for representation in Washington

Attachment 2

8. Spirit Square Loan Repayment

Action: **Consider Forgiveness of Spirit Square's Debt Repayment of $210,000.**

Staff Resource: Curt Walton

Explanation of Request:

- Spirit Square has a $210,000 debt repayment due to the City The debt is related to the renovation of the facility in 1987
- The Arts and Science Council has requested forgiveness of the $210,000 debt owed to the City Repayment was due on December 31, 1996
- Spirit Square is now in the process of being transformed into an arts education center The Arts and Science Council is taking the lead on development of the center
- Forgiveness of the $210,000 debt will assist in the renovation of the facility into an Arts Education Center The estimated cost of that renovation is $400,000
- The $210,000 repayment is not programmed in the City's capital budget

Background

- Spirit Square is jointly owned by the City and Mecklenburg County. The City provides capital improvements, while the County contributes annual operation and maintenance costs
- In 1988, Council approved a renovation contract with Spirit Square The estimated cost of renovation was $5 6 million The City contributed $2 8 million to the project Spirit Square contributed a similar amount from private contributions

- The contract extended a line of credit to Spirit Square to provide the necessary cash flow to proceed with renovation contracts

- The project's cost increased to $6 4 million before completion Subsequent Council actions brought the City's total contribution to $3 1 million Spirit Square's contribution, again from private sources, also increased to $3 1 million The $210,000 still outstanding completes the project total

- Between April 1, 1988 and September 30, 1991, Spirit Square borrowed $385,195. The balance due on December 31, 1991 was $210,000 On November 25, 1991, Council approved an extension of the deadline for payment from December 31, 1991 to December 31, 1996

9. Police Memorial

Action: **Approve the construction of a monument on the grounds of Old City Hall to honor police officers killed in the line of duty.**

Staff Resource: Major Tom Barnes

Explanation of Request:

- The Police Department wishes to construct a monument on the front lawn of Old City Hall to honor police officers who were killed in the line of duty The monument and landscaping will cost approximately $175,000 and will be financed through contributions from police employees and other private contributors The City will be responsible for the maintenance of the monument

- The construction of the monument will necessitate moving existing monuments and markers to other locations on Old City Hall grounds The new locations have been approved by all of the interest groups associated with the monuments Council reviewed the design and location for the monument at its November 25 dinner meeting A public

hearing was held on January 13, 1997 and there was no opposition to either the construction of the police memorial or the relocation of the existing monuments

Attachment 3
Map of Old City Hall grounds and monuments

10. Licensing Agreement for the Installation of a "Monument of Valor" in Marshall Park

Action: **Approve Licensing Agreement between the City of Charlotte and the Charlotte Convention and Visitors Bureau for the installation of a "Monument of Valor" in Marshall Park.**

Staff Resource: Kent Winslow

Explanation of Request:

- In August 1996, former Councilmember Jim Whittington and Mark Syrkin, Military Reunion Specialist with the Charlotte Convention and Visitors Bureau, presented a proposal for a "Monument of Valor" to be dedicated to America's living veterans of foreign wars This would be the only monument of its kind in the nation Mr Syrkin and the Convention and Visitors Bureau see the monument as an incentive for military groups to hold their reunions in Charlotte.

- This licensing agreement allows the Charlotte Convention and Visitors Bureau to install and maintain a "Monument of Valor" to be located in Marshall Park The Convention and Visitors Bureau would agree to pay all costs associated with the monument and maintain insurance coverage in the amount of $1,000,000 The annual maintenance cost will be approximately $1,000 for replacement of flags twice a year and spotlights

- The Planning Director has reviewed and approved the design and location in Marshall Park The monument will not interfere with use of the park

- The Convention and Visitors Bureau understands that there may be future development in the area (a proposed retail center) which would require relocation of the monument The Convention and Visitors Bureau would be responsible for relocation costs

- The license agreement is revokable at any time with thirty days notice by the City to the Convention and Visitors Bureau

- The monument consists of six flags, one for each branch of service (Air Force, Navy, Marines, Army and Coast Guard) with the American flag in the center, a granite monument with an inscribed bronze plaque at the base of the American flag, and a wrought iron fence around a portion of the area Individual plaques will be welded to the fence for each squadron that comes to Charlotte for a reunion and dedication ceremony In addition, a dedication plaque will be welded to the fence identifying officials, sponsors, and major patrons (i e , the City of Charlotte, Charlotte Convention and Visitors Bureau) The artist's rendering and proposed inscription are attached Total cost of the installation is estimated at $21,000

Attachment 4

1 Licensing Agreement and Sketch
2 Proposed Inscription on Granite Monument
3 Artist's Before and After Rendering

11. Appointments for Boards and Commissions

1 **Citizens Oversight Committee for Cable Television**

Two positions are available One will begin immediately to fill an unexpired term and then serve the next full two year term ending March 31, 1999 Patrick Hart did not meet attendance requirements The other appointment will begin April 1 and expire March 31, 1999 David Barley is not eligible to be reappointed

(a) Pamela Gibson* by Councilmember Cannon
(b) Cheryl Ann Jones by Councilmember Jackson
(c) Rahman Khan by Councilmember Majeed
(d) Mason Siers by Councilmember Reid
(e) Sandra Staton by Councilmember Greene

***Ms. Gibson declined the nomination.**

Attachment 5

2 <u>Civil Service Board</u>
One position beginning immediately to fill an unexpired term and the next full three year term ending May 15, 2000 Bill Kennedy has resigned

One position beginning immediately to fill an unexpired term ending May 15, 1998 Wells Van Pelt has resigned

One alternate appointment beginning immediately and ending May 15, 2000 Joseph Papa has resigned

(a) Claude Alexander by Councilmember Cannon
(b) Donald Austin by Councilmember Wheeler
(c) Patrick Clark by Councilmember Spencer
(d) Dwayne Collins by Councilmember Cannon
(e) George Daly by Councilmember Spencer
(f) Gary Hollen by Councilmember Rousso
(g) Al Mandell by Councilmember Rousso
(h) James Martin by Councilmember Jackson
(i) James Mitchell by Councilmember Scarborough
(j) John Offerdahl by Councilmember Majeed
(k) Stuart Owen by Councilmember Baker
(l) Paul Parker by Councilmember Jackson
(m) Robert Sterling by Councilmember Reid

Attachment 6

3 **Community Relations Committee**
One position beginning immediately and expiring June 30, 1999 Joanne Jenkins did not meet Council's attendance policy

(a) George Daly by Councilmember Reid
(b) Wanda Davis by Councilmember Cannon
(c) Amber Leonard by Councilmember Jackson
(d) Samuel Love by Councilmember Majeed
(e) Carolyn Smith by Councilmember Baker
(f) Sharon Ward by Councilmember Wheeler

Attachment 7

4 **Competition Advisory Committee**
One two-year appointment beginning March 1, 1997 to replace Jack Sommer who did not wish to be reappointed

One two year appointment beginning March 1, 1997 This is a new position approved by Council on November 25, 1996

(a) Jim Ferrell by Councilmember Jackson
(b) Marilyn Forrest by Councilmember Scarborough
(c) Valerie Griffin by Councilmember Jackson
(d) C Roscoe Johnson by Councilmember Greene
(e) Dan Lockman by Councilmember Reid
(f) Timothy Mead by Councilmember Majeed
(g) Karen Rush by Councilmember Baker
(h) Curtis Sims by Councilmember Greene

Attachment 8

5 **Zoning Board of Adjustment**
One regular, three-year position beginning February 1997 to replace James Carter, who is not eligible to be reappointed

Two alternate positions for three years beginning February 1997 James Ewers is not eligible for reappointment Patrick Hunter does not wish to be reappointed

(a) Steve Farnie by Councilmembers Reid & Sellers
(b) Guy Gordon by Councilmember Jackson
(c) Kenneth Hammond by Councilmember Jackson
(d) Lawana McAllister by Councilmembers Reid & Jackson
(e) James Mitchell by Councilmember Cannon
(f) Leon Orr by Councilmember Greene
(g) William Sturges by Councilmembers Rousso, Scarborough & Wheeler
(h) Barbara Watson by Councilmember Rousso
(i) Ben Weinreb by Councilmember Reid
(j) Paul Woollard by Councilmember Baker

Attachment 9

12. February 3 Workshop Agenda

Action: **Approve topics for the February 3 Workshop:**

- **On-Street Parking Proposal**
- **Coliseum Tract 4 - Childress Klein Rezoning**
- **Technology Plans**

13. Set Airport Public Hearing Date

Action: **Select a date for a public hearing on the Airport Master Plan and Part 150 Noise Compatibility Program.**

Explanation of Request:

- In December, City Council agreed to hold a joint public hearing with the Airport Advisory Committee on the Airport Master Plan and Part 150 Program Council needs to select one of these options

1 Tuesday, March 18 at 7 00 p m (after Council Budget Retreat (2 00 p m - 6 00 p m), or

2 Thursday, March 20 at 6 00 p m

Introduction to CONSENT I and II

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

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

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

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

CONSENT I

14. Various Bids

A. Automobiles and Light Trucks — Various

Recommendation: The Key Business Executive for Business Support Services recommends a unit price contract be accepted for award from the following companies Purchases are anticipated subject to appropriations by City Council and actual identified needs

Vehicle Type/Company	Unit Price
• Compact Four Door Sedans	
- City Chevrolet, Charlotte, NC	$11,930 21
• Mini Pickup, Heavy Duty	
- Earl Tindol Ford, Gastonia, NC	$12,276 00
• Mini Pickup, Extended Cab	
- Earl Tindol Ford, Gastonia, NC	$14,224 00
• 10,000 GVW Cab & Chassis	
- Earl Tindol Ford, Gastonia, NC	$17,695 00
• 10,000 GVW Crew Cab & Chassis	
- Earl Tindol Ford, Gastonia, NC	$20,710 00

- 6,000 GVW Pickup
  - Earl Tindol Ford, Gastonia, NC $15,191 00
- 8,000 GVW Pickup
  - Earl Tindol Ford, Gastonia, NC $16,452 00
- 14,500 GVW Cab & Chassis
  - City Chevrolet, Charlotte, NC $23,308 83
- 8,600 GVW Cab & Chassis
  - Earl Tindol Ford, Gastonia, NC $15,846 00
- 9,600 GVW Cab & Chassis
  - Earl Tindol Ford, Gastonia, NC $15,847 00
- Step Van
  - City Chevrolet, Charlotte, NC $27,805 00
- Mini Cargo Van
  - Earl Tindol Ford, Gastonia, NC $15,500 00
- 8,600 GVW Cargo Van
  - Earl Tindol Ford, Gastonia, NC $16,210 00
- Van Pool Vans
  - Earl Tindol Ford, Gastonia, NC $22,152 00
- Mid-Size Unmarked Sedan
  - Earl Tindol Ford, Gastonia, NC $14,385 00
- Mid Size Station Wagon
  - Earl Tindol Ford, Gastonia, NC $15,500 00

The total estimated expenditure for light trucks and automobiles is $743,835

MWBD Status:	Amount:	% of Project	% Project Goals
	0	0	25%

Compliance: Yes Two MWBD vendors were sent requests to bid but neither submitted one

B. Handicapped Vans CDOT

Recommendation: Charlotte Department of Transportation Key Business Executive recommends the low bid of National Bus Sales, Marietta, GA , for 12 vans at $45,414 each and 4 vans at $48,801 each be accepted for contract award on a unit price basis The Special Transportation Service is out for bid The City will provide vans for the successful bidder

MWBD Status:	Amount:	% of Project	% Project Goals
	0	0	15%

Compliance: Yes One MWBD business was solicited but did not bid

C. **Tuckaseegee Road Sidewalk Improvements** — **Engineering and Property Management**

Recommendation: The City Engineer recommends the low bid of $254,294 64 from United Construction Company, Inc of Charlotte, N C

MWBD Status:	Amount	% of Project	Project Goals
BBE	0	0	7%
ABE	$254,294 64	100%	0%
WBE	0	0	4%

Compliance: Yes United Construction is a certified Asian-American firm and will self-perform all work

D. **Re-Manufactured Laser Toner Cartridges and Miscellaneous Business Equipment Supplies** — **Various**

Recommendation: The Business Support Services Key Business Executive recommends the lowest responsive bid from Sunbelt Office Products, Charlotte, NC, be accepted for award of contract on a unit price basis The estimated contract value is $182,604 72

MWBD Compliance: Yes The MWBD bidder was not the low bid

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

Public Purpose:

- Eliminate a blighting influence in a City Within a City neighborhood
- Reduce the proportion of substandard housing from 2 3% to 1% in 1997 (One of the goals of City Within a City is to continue housing preservation efforts)
- Increase tax value of property by making land available for potential infill housing development

Policy:

- City Within a City
- Community Safety Plan

The In Rem Remedy items were initiated from three categories

1 Public Safety - from Police and/or Fire Department
2 Complaint - from petition by citizens, from tenant or from a public agency
3 Field Observation - from concentrated code enforcement program

The In Rem Remedy items are listed below by category identifying the street address and neighborhood

Public Safety

A 1838 Remount Road (Westover Hills)
B 400 Coxe Avenue (Smallwood)
C 409 Melynda Road (Todd Park)
D 1240 Cheshire Avenue (Thomasboro)
E 6921 Rockwell Boulevard, West (Rockwell Park)
F 6925 Rockwell Boulevard, West (Rockwell Park)
G 3528 Jonquil Street (Grier Heights)
H 5831 Greene Street (Hemphill Heights)

Complaint

I 1219-21 Clay Avenue (Enderly Park)
J 434 N Crigler Street (Thomasboro/Hoskins)
K 211 State Street (Smallwood)
L 6913 Rockwell Boulevard, West (Rockwell Park)
M 6715 Rockwell Boulevard (Rockwell Park)
N 224 Hampton Church Road (University City)

Field Observation

O 205 S Cloudman Street (Thomasboro/Hoskins)
P 1929 Wood Dale Terrace (Wilmore)
Q 1709 Allen Street (Belmont)
R 418 Centre Street, #1 & #2 (Oakview Terrace)

15. In Rem Remedy

Public Safety

A. 1838 Remount Road

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 1838 Remount Road (Westover Hills), located in the City Within a City boundaries.

Attachment 10

B. 400 Coxe Avenue

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 400 Coxe Avenue (Smallwood), located in the City Within a City boundaries.

Attachment 11

C. 409 Melynda Road

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 409 Melynda Road (Todd Park), located in the City Within a City boundaries.

Attachment 12

D. 1240 Cheshire Avenue

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 1240 Cheshire Avenue (Thomasboro), located in the City Within a City boundaries.

Attachment 13

E. 6921 Rockwell Boulevard, West

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 6921 Rockwell Boulevard, West (Rockwell Park), located in the City Within a City boundaries.

Attachment 14

F. 6925 Rockwell Boulevard, West

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 6925 Rockwell Boulevard, West (Rockwell Park), located in the City Within a City boundaries.

Attachment 15

G. 3528 Jonquil Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 3528 Jonquil Street (Grier Heights), located in the City Within a City boundaries.

Attachment 16

H. 5831 Greene Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 5831 Greene Street (Hemphill Heights), located in the City Within a City boundaries.

Attachment 17

Complaint

I. 1219-21 Clay Avenue

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 1219-21 Clay Avenue (Enderly Park), located in the City Within a City boundaries.

Attachment 18

J. 434 N. Crigler Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 434 N. Crigler Street (Thomasboro/Hoskins), located in the City Within a City boundaries.

Attachment 19

K. 211 State Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 211 State Street (Smallwood), located in the City Within a City boundaries.

Attachment 20

L. 6913 Rockwell Boulevard, West

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 6913 Rockwell Boulevard, West (Rockwell Park), located in the City Within a City boundaries.

Attachment 21

M. 6715 Rockwell Boulevard

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 6715 Rockwell Boulevard (Rockwell Park), located in the City Within a City boundaries.

Attachment 22

N. 224 Hampton Church Road

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 224 Hampton Church Road (University City), located outside the City Within a City boundaries.

Attachment 23

Field Observation

O. 205 S. Cloudman Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 205 S. Cloudman Street (Thomasboro/Hoskins), located in the City Within a City boundaries.

Attachment 24

P. 1929 Wood Dale Terrace

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 1929 Wood Dale Terrace (Wilmore), located in the City Within a City boundaries.

Attachment 25

Q. 1709 Allen Street

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 1709 Allen Street (Belmont), located in the City Within a City boundaries.

Attachment 26

R. 418 Centre Street, #1 & #2

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 418 Centre Street, #1 & #2 (Oakview Terrace), located in the City Within a City boundaries.

Attachment 27

_. Refund of Certain Taxes

Action: Adopt a resolution authorizing the refund of certain taxes assessed through clerical or assessor error in the amount of $59,039.99.

Attachment 28

CONSENT II

17. 1997 Annexation Water and Sewer - Professional Services Contract

Action:

A. Approve a budget ordinance transferring project savings of $1,275,000 from the 1993 Annexation Water And Sewer accounts, and

B. Approve a contract with Black & Veatch for $2,974,525 to provide Program Management and Engineering services for 1997 Annexation water and sewer and associated street main extensions.

Policy

The North Carolina Annexation Statute requires that water and sewer services be completed within two years following the effective date of annexation

Explanation of Request

- Council has adopted a resolution of intent to annex seven new areas, effective June 30, 1997 Although it is customary for CMUD to manage annexation programs in house, existing workload has created the need to outsource this work CMUD has conducted a competitive selection process through which Black & Veatch was selected as overall program manager With input from Black & Veatch, CMUD has also selected two design firms (Hazen & Sawyer and W K Dickson) to perform the necessary design services These firms will be sub-consultants to Black & Veatch and will design the annexation water and sewer mains and the associated street main extensions

- To facilitate coordination of water/sewer construction with street improvements in the annexed areas, all street main extensions will be designed along with the annexation water and sewer mains Work will be scheduled so as to complete all water/sewer work in a neighborhood in a single contract Each neighborhood will be available for street improvements immediately following the water/sewer work This should limit the damage to newly improved streets by street main construction

Funding: Water and Sewer Capital Accounts

Background:

- The budget ordinance will transfer unexpended funds from the 1993 annexation program to supplement funding for design of water and sewer mains in the seven areas to be annexed in 1997 One-half of the funds required to complete the construction of the 1997 annexation water and sewer street mains are included in the FY98 CIP Budget projections in the FY97 CIP for design of the annexation water mains were conservative due to the unknown limits of the proposed annexation areas

- Design of the water and sewer street mains along with the required annexation mains will allow construction of water and sewer mains in the annexed areas to be completed on a "neighborhood" basis prior to improvement of streets This will limit the need to cut newly improved streets within the annexed areas for utility construction

Through a major expansion of its McAlpine Creek Wastewater Management Facility, CMUD is ensuring the wastewater treatment capacity needed to support growth and economic development in the basin for the next ten years.

18. McAlpine Creek Wastewater Management Facility Expansion to 64 MGD

Action: **Award the low combined Multi-Prime bid of $27,682,473 as follows:**

General
Metric Constructors, Incorporated
Charlotte, North Carolina $22,568,520

Electrical
Energy Erectors, Incorporated
Leesburg, Florida $4,314,851

HVAC
Climate Conditioning of Charlotte, Incorporated
Charlotte, North Carolina $799,102

MWBD Status: **Metric Constructors**

	Amount	% of Project	Project Goals
BBE	$1,128,426	5 0%	5 1%
NBE	$715,000	3 2%	0 4%
WBE	$1,497,000	6 6%	3 4%

Compliance: Yes The Utility Department has reviewed the Contractor's MWBD documentation and determined that he has exceeded the established goal for WBE participation and has made a good faith effort to meet the MWBD goal for this project

MWBD Status: **Energy Erectors, Inc.**

	Amount	% of Project	Project Goals
BBE	$43,148 51	1 0%	5 7%
HBE	$500,000 00	11 6%	0 1%
WBE	$43,148 51	1 0%	2 4%

Compliance: Yes The Utility Department has reviewed the Contractor's MWBD documentation and determined that he has exceeded the established goal for HBE participation and has made a good faith effort to meet the MBE and WBE goals for this project

MWBD Status: **Climate Conditioning of Charlotte**

	Amount	% of Project	Project Goals
BBE	$0	0%	3 6%
WBE	$3,000	0 4%	0 9%

Compliance: Yes The Utility Department has reviewed the Contractor's MWBD documentation and determined that he has made a good faith effort to meet the MWBD goal for this project and will continue in an effort to increase MWBD participation.

Funding: Sewer Capital Accounts

Background:

- This project consists of general construction, electrical, and HVAC work related to installation of screening, grit removal, and flow measurement, primary clarification, primary sludge pumping, aeration basins, blower facility, final clarification, sodium hypochlorite facility, owner purchased thickening and dewatering centrifuges, and plant wide odor control facilities This project also includes improvements to the north and south raw sewage pumping station, sludge pumping, digesters, and liquid sludge storage

19. McAlpine Creek Wastewater Management Facility - Amendment #2

Action:

Approve Amendment #2 to the Professional Services Contract with HDR for extended design and construction management services at the McAlpine Creek Wastewater Management Facility totaling $552,365.

This amendment will increase the professional services contract with HDR from $4,518,944 to $5,071,309.

Explanation of Request:

- This amendment will provide for:
  - the design of odor control measures, and
  - the extension of the construction management services for the McAlpine Creek Wastewater Management Facility
- The original plan was for a 24 month construction period for this project During the design phase, a comprehensive odor study was completed As a result of that study, several odor control measures were added to the scope of the project design, and the construction period was increased to 30 months
- The construction duration is established by constraints placed on the construction activities to ensure that the wastewater treatment plant continues to meet its discharge limits during construction

- HDR Engineering has completed preliminary design of many of the facilities needed for this expansion under an existing contract Because of the cost and time saving benefits that can be realized, CMUD and City Council have approved extending HDR's contract for on-going work at the McAlpine Plant

Funding: Sewer Capital Accounts

Background:

- On May 23, 1994, City Council approved a professional services contract with HDR to provide design and construction management services for expansion of the McAlpine Creek Wastewater Management Facility to 64 MGD for $4,269,100

- On April 10, 1995, City Council approved Amendment #1 for an odor control study of the McAlpine Creek Plant for $249,844

20. Water Reimbursable Contract - Landcraft Properties, Incorporated, at Mt. Isle Harbor Subdivision

Action: **Approve a water contract with Landcraft Properties, Incorporated.**

Policy: CMUD Extension Policy - Five-Year Reimbursement Program

Explanation of Request:

- Landcraft Properties, Incorporated, has requested a contract for the design and construction of 10,200 feet of water main to serve the proposed Mt Isle Harbor Subdivision at Mountain Island Lake on Rozzelles Ferry Road The estimated cost of this project is $645,150

- This project was approved in the FY97 CIP and is therefore eligible for the reimbursement program

- There is no cost to the City

Background: The applicant has deposited 15% of the estimated project cost with the remaining 85% to be deposited by letter of credit prior to construction

21. Speed Limit Change

Action:

Adopt ordinances to lower the speed limit on two streets:

W.T. Harris Boulevard (between Albemarle Road and Idlewild Road)

Short Hills Drive

Explanation of Request:

- At the request of an apartment community along W T Harris Boulevard, an evaluation was made of W T Harris Boulevard

  W.T. Harris Boulevard from 45 MPH to 40 MPH (Between Albemarle Road and Idlewild Road)

- This speed limit reduction would be an extension of the current 40 mph speed limit on Harris Boulevard between Independence Boulevard and Idlewild Road

- If the speed limit is based on the 85th percentile speed of traffic, then the present 45 mph limit is appropriate However, CDOT engineering evaluation showed other areas of concern

  - intersection sight distances - not one intersecting street meets the design requirements for 45 mph Sight distances should be adequate for motorists on W T Harris or the sidestreets to see one another when sidestreet traffic is accessing W T Harris,

  - accident experience associated with no center turn lanes,

  - roadside development driveway and street connections (commercial, multi-family residential, single family residential, and institutional), and

  - available stopping distances

  The engineering evaluation report is attached

- At the request of the neighborhood, an evaluation was made of Short Hills Drive

Short Hills Drive	***from 35 MPH to 25 MPH***

The engineering evaluation showed these areas of concern

- curves and hills,
- sight distance is reduced at intersections/ driveways due to residential landscaping,
- school zone near Nations Ford Road intersection, and
- dead end street without a cul-de-sac

The engineering evaluation report is attached

Attachment 29
Engineering Evaluation for W T Harris Boulevard between Albemarle Road and Idlewild Road
Engineering Evaluation for Short Hills Drive

22. Police Reengineering Contract

Action:

A. Approve a contract in the amount of $219,000 between the City of Charlotte and TRW Inc. Integrated Engineering Division for consultant services for the Police Department's reengineering project; and

B. Approve a budget ordinance appropriating $231,000 in police assets forfeiture funds to cover the cost of the reengineering contract and related costs.

Explanation of Request:

- The Police Department has developed a master plan for the design and implementation of an information system that will give police officers computerized access to information Timely access to accurate information will make officers more effective in the performance of their duties and will enable them to convey more useful information to citizens

- The information system will be designed to facilitate the processes and procedures that police officers use in doing their work The Police Department wishes to study a number of those procedures and to create process maps that will show how the work is currently performed They will then map how the work should be performed to make optimum use of both personnel and technology

- The goal is to develop the most efficient ways to deliver police services to citizens Among the procedures to be studied are the reception and dispatching of 911 calls, the patrol response to calls for service, and the investigation process for various offenses

- The department wants to study its work processes prior to completing the design of the information system This will ensure that the department does not automate procedures that no longer represent an effective way of delivering services

- The Police Department will contract with TRW Inc to serve as consultants TRW will provide 1,332 hours of service which will include training the reengineering team, assisting with the process mapping of patrol functions, and assisting in communicating the organizational changes that will result from reengineering

- The contract with TRW is in the amount of $219,000 The additional $12,000 is to cover the cost of the computer software and planning activities that are associated with the reengineering project

Funding: Police Department's Assets Forfeiture Account

23. Sale of City Property - 4311 McKinley Drive

Action: **Approve the sale of City owned property located at 4311 McKinley Drive**

Explanation of Request Council is requested to approve the sale of City owned property subject to compliance with the provisions of the North Carolina Statues and pursuant to the terms of the offer

Property Address	4311 McKinley Drive
Tax Code	061-081-28
Buyer's Names	Bobby G Smith
Offer	$53,000

Background:

- In accordance with the Part 150 Plan, the Airport acquired 23 homes in the Wandawood community, near Harding High School, because they were located in the highest noise zones Noise levels have subsequently decreased to a level where noise insulation is an acceptable remedy under the Part 150 Plan

- The Airport provided noise insulation to 4311 McKinley Drive and listed the property in the Multiple Listing Service for sale to the public The sales price was determined by an appraisal

- An offer to purchase was extended to the airport The offer is $53,000 with the airport paying a realty fee of 3%

- The offer was advertised for 10 days in accordance with North Carolina General Statute 160A-269 for upset bid No other offers were received

24. Property Transaction

Action: **Approve the following property acquisition.**

Acquisition:

A. **Project:** F A R Part 150 Land Acquisition
Owner(s) Ms Emma Frances Byrum, Joseph Stephen Byrum, and Robert O Byrum
Property Address 7423 Byrum Drive
Property to be acquired 13 172 acres
Improvements Vacant land
Tax Value $67,350
Purchase Price $600,000
Remarks The purchase was determined by an independent appraiser and was reviewed by a second appraiser These parcels were appraised by the tax office as residential land The airport appraises land for the highest and best use (i e market value) The highest and best use of this property is not residential but industrial due to its proximity to the airport

25. Charlotte Firefighters' Retirement System Comprehensive Annual Financial Report

Action: **Accept the Charlotte Firefighters' Retirement System Comprehensive Annual Financial Report as information.**

Explanation of Request:

- The Board of Trustees of the Charlotte Firefighters' Retirement System (CFRS) submits their Comprehensive Annual Financial Report to City Council for the fiscal year ended June 30, 1996 for information The report is available in the Council Library

- The Comprehensive Annual Financial Report is divided into four sections of information regarding the operations of the retirement system The first section contains a Letter of Transmittal which describes the organization and administration of the system and some highlights concerning the past year Also, contained in the first section is the summary of retirement system benefits

- Section 2 contains the annual audit, completed by Deloitte & Touche, in its entirety. Deloitte & Touche provided an unqualified opinion that the financial statements were prepared in accordance with generally accepted accounting principles and fairly presented the status of the system on June 30, 1996.

- Section 3 contains an excerpt of material taken directly from the actuarial valuation of the system completed by Towers, Perrin, Forster, and Crosby. The material included in this report was selected by the system administrator and the consulting actuary to provide a fair, but summarized picture of the CFRS actuarial condition. The actuarial certification indicates that the system is adequately funded both currently and from a long range view.

- Section 4 contains statistical schedules and information relating to the investment of the CFRS assets. Included for information is an excerpt from the Investment Policy Statement explaining overall investment goals and objectives relating to both the total portfolio and segment portfolios, i e , stocks, bonds, etc. The investment performance of the assets have been satisfactory on both an absolute and relative basis over the recent past.

26. Minutes

Action: **Approve minutes as follows:**

- **December 16, 1996 Zoning Meeting**
- **December 17, 1996 City/County/School Board Meeting**