

Mayor Patrick L. McCrory Mayor Pro Tem Susan Burgess

Michael D. Barnes
Nancy Carter
Warren Cooksey
Andy Dulin
Anthony Foxx

Patsy Kinsey
John Lassiter
James Mitchell, Jr.
Edwin Peacock III
Warren Turner

CITY COUNCIL MEETING
Monday, March 9, 2009

CITY COUNCIL AGENDA
Monday, March 9, 2009

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5:00 P.M. DINNER BRIEFING CONFERENCE CENTER

1. Mayor & Council Consent Item Questions

Resource: Curt Walton, City Manager

Time: 5 minutes

Synopsis

- Mayor and Council may ask questions about Consent I and Consent II agenda items. Staff will address as many questions as possible at the end of the dinner meeting.

2. US National Whitewater Center

Resources: Alan Dickson, US National Whitewater Center Chair
Jeff Wise, US National Whitewater Center Executive Director

Time: 20 minutes

Synopsis

- The Whitewater Center Board Chair and Executive Director will cover:
 - Results of operations and observations for the fiscal year ended October 31, 2008
 - Request for second year funding from the City of Charlotte of \$285,714
 - Measures taken to improve the bottom line for the current fiscal year
 - Status report on completion of Whitewater Center Parkway and related signage

Future Action

This presentation is for information only. No action is necessary at this time.

Attachment 1

Request letter and Audited Financial Statements for the Fiscal Year Ended October 31, 2008

3. Housing Charlotte 2007 Implementation Report

Resources: Bart Landess, Foundation for the Carolinas
Stanley Watkins, Neighborhood Development

Time: 20 minutes

Synopsis

- On May 14, 2007 City Council received the Housing Charlotte 2007 Proceedings and Implementing Solutions Report.
- The Report recommended five affordable housing solution areas for further study:

- Acquisition Strategy
- Dedicated Funding Source
- Education, Outreach and Advocacy
- Incentive-Based Inclusionary Housing Policies
- Rental Housing Subsidy
- An Implementation Committee comprised of more than 60 community leaders was created to further develop and refine the five affordable housing solutions.
- The Implementation Committee identified key issues and research needs.
- Monthly meetings were held from December 2007 – July 2008, including public mini-forums.
- The Final Implementation Committee Report outlines recommendations in the five solution areas.
- The report also recommends that The Foundation for the Carolinas assume leadership of affordable housing efforts.

Future Action

Determine next steps, if any.

Attachment 2

Housing Charlotte 2007 Report

4. Transportation Action Plan 2008 Annual Report

Resource: Norm Steinman, Transportation

Time: 20 minutes

Synopsis

- Staff will present the Transportation Action Plan 2008 (TAP) Annual Report as well as information included in the Report. This is the third Annual Report since the TAP was adopted in 2006.
- This update describes the City's transportation achievements, current activities and challenges. The Annual Report describes how the City is implementing the 25 year TAP.

Future Action

No further action is necessary.

Attachment 3

2008 TAP Annual Report

5. Gang Prevention Coalition 2009 Strategic Plan

Resources: Willie Ratchford, Community Relations Committee
 Fran Cook, Gang of One/Police
 Grayce Crockett, Area Mental Health

Time: 20 minutes

Synopsis

- The Gang Prevention Coalition (GPC) is a group of community agencies and organizations who work in partnership to address gang issues in Mecklenburg County.
- On January 7, 2008 City Council directed staff to work with the GPC to address gang issues.
- The Community Relations Committee staff has met regularly with the GPC to develop a planning strategy which will now be shared with Council, the County Commission and the School Board.
- The GPC adopted the Office of Juvenile Justice and Delinquency Prevention (OJJDP) Comprehensive Gang Reduction Model to address gangs in Mecklenburg County. This approach is the result of national research and includes the following components of:
 - Primary Prevention
 - Secondary Prevention
 - Intervention
 - Suppression
 - Reentry
- Fran Cook, Gang of One Director (CMPD), will report on gang activity in Charlotte-Mecklenburg, including the OJJDP reduction model.
- Grayce Crockett, Area Mental Health Director and Chairman of the GPC, will report on the strategic plan of the GPC, including strategic goals and implementation.

Future Action

No Council action is required at this time. The GPC has a \$99,455 grant and is seeking proposals from community organizations to implement strategic initiatives in the Idlewild South and Starmount Forest communities.

The two targeted communities were selected using data from the 2008 Neighborhood Quality of Life Index and GangNet. Up to 14 Community Impact Project grants will be awarded in varying amounts between \$500 and \$25,000.

6. Answers to Mayor and Council Consent Item Questions

Resource: Curt Walton, City Manager

Time: 10 minutes

Synopsis

- Staff response to questions from the beginning of the dinner meeting

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

CONSENT

- 7. Consent agenda items 19 through 34 may be considered in one motion except those items removed by a Council member. Items are removed by notifying the City Clerk before the meeting.**

PUBLIC HEARING

8. Public Hearing on a Resolution to Close a Portion of Withers Road

Action: **A. Conduct a public hearing to abandon a portion of Withers Road, and**

B. Adopt a resolution to close.

Staff Resource: Linda Poissant, Transportation

Policy:

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

Explanation

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

Petitioner

NS Riverwood Development, LLC – J. Bart Hopper

Right-of-Way to be abandoned

A portion of Withers Road

Location

Located within the Emerald Point community beginning from Shopton Road West continuing approximately 85 feet north and turning northwesterly for 365 to its terminus

Reason

To incorporate the right-of-way into adjacent property owned by the petitioner for the development of the proposed Riverwood Subdivision Project. Withers Road is being realigned as part of the proposed project.

Notification

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

Adjoining property owners - None

Neighborhood/Business Associations

Emerald Point Homeowners Association – No objections
 Lake Wylie Pilot Newspaper – No objections
 Planters Walk – No objections
 Steele Creek Residents Association – No objections
 Winget Pond Homeowners Association – No objections
 Withers Grove – No objections

Private Utility Companies – No objections

City Departments

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

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

Attachment 4

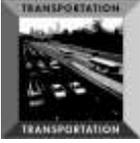
Map

Resolution

POLICY

9. City Manager's Report

10. Arrowood Transit Station Area Plan



Action: Approve the Transportation Committee recommendation to adopt the Arrowood Transit Station Area Plan Volume I: The Concept Plan and receive Volume II: The Implementation Plan as information.

Committee Chair: Anthony Foxx

Staff Resource: Alberto Gonzalez, Planning

Explanation

- An interdepartmental team led by Planning Department staff has been working with residents and stakeholders to develop a plan for approximately 716 acres surrounding the Arrowood Transit Station.
- This is the fifth in a series of plans for station areas along the LYNX Blue Line south of South End to I-485.
- The plan updates adopted land use plans and provides policy guidance for future growth and development.
- Two public meetings were held: September 18, 2008 with 72 people attending and October 16, 2008 with 39 people attending.
- Based on input received at the public meetings, surveys, and from additional discussions with citizens, staff developed the attached Proposed Revisions to the Draft Document. The revisions address concerns over potential street connections expected through redevelopment into existing neighborhoods.

Plan Recommendations

- Land Use: Divided into three distinct geographies consistent with the Centers, Corridors, and Wedges Growth Framework.
 - Transit Station Area:
 - Promote mix of transit supportive land uses in Transit Station Area, generally within a 1/2 mile walk of the station
 - Ensure that new development adjacent to the neighborhoods provides good transition
 - General Corridor Area:
 - Maintain locations for office, commercial, light industrial and warehouse uses in vicinity of England Street and Sweden Road
 - Under specific criteria, support moderate density residential uses off of Arrowood Road and Kings Ridge Drive
 - Wedge Neighborhood Area:
 - Maintain single-family portion of the Starmount and Starmount Forrest neighborhoods consistent with existing land use and zoning
 - Under specific criteria, maintain moderate density residential uses along the west edge bordering the station area
- Transportation & Streetscape Design:
 - Maintain and enhance the transportation network to increase safety and connectivity for all users. Provide future cross sections for streets, identifying building setbacks and supplementing requirements in the

Transit Oriented Development (TOD) and other urban zoning districts, based on the City's Urban Street Design Guidelines.

- Infrastructure and Environment:
 - Make street trees a feature of all streets, and reduce impervious surfaces where practical. Design buildings to reduce stormwater runoff and improve water quality.

Charlotte-Mecklenburg Planning Commission (Planning Committee)

- The Planning Committee received public comments at their November 18 meeting. A speaker expressed concern about proposed street connections into the single family neighborhood. Staff presented a revised proposed network with a more circuitous alternative, and additional language emphasizing that the proposed roads would be built only in the event the property redevelops with new uses.
- At their December 16, 2008 meeting, the Planning Committee voted 5-0 to recommend adoption of the plan with the Proposed Revisions.

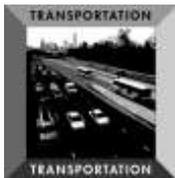
Transportation Committee

- City Council's Transportation Committee received an overview of the plan at their November 10, 2008 meeting. At their January 12, 2009 meeting the Committee voted unanimously (Foxy, Barnes, Burgess and Carter) to forward the plan to Council for public comment.
- Council held the public comment meeting on January 26, 2009 with ten speakers who were generally concerned about the recommended street connections into their neighborhood. Since the public comment session, staff met with the neighborhood association board on February 16, 2009. Staff proposes additional revisions to the Plan further reducing the impact of new street connections into their neighborhood to address their concerns.
- At their February 23, 2009 meeting, the Transportation Committee discussed the item and unanimously recommended adoption of the Arrowood Transit Station Area Plan with the changes recommended by staff (Foxy, Barnes, Burgess and Carter).
- After considering the Committee's discussion on connectivity, staff proposes an additional revision under the Transportation/Street Design Recommendations to read "Connections through existing South Boulevard land uses would generally not be considered", in order to reflect some flexibility on future street connections.

Attachment 5

Proposed Revisions to Draft Document

11. 2009-2015 MUMPO Transportation Improvement Program Amendment



Action: Approve the Transportation Committee recommendation to direct the vote of the City of Charlotte Mecklenburg Union Metropolitan Planning Organization (MUMPO) representative related to an amendment to the MUMPO 2009-2015 Transportation Improvement Program.

Committee Chair: Anthony Foxx

Staff Resource: Andy Grzymiski, Transportation

Explanation

- The 2009-2015 Transportation Improvement Program (TIP) will need to be amended by the MUMPO to ensure that all approved federal stimulus projects are included. The North Carolina Department of Transportation is still developing the final list of projects.
- At its March 5 meeting the Technical Coordinating Committee (TCC) will make a recommendation to the MUMPO on recommended amendments to the TIP. A Council-Manager Memo detailing these recommendations will be distributed on Friday, March 6.
- This topic will be discussed at the Monday, March 9 Transportation Committee meeting.
- The MUMPO will vote on the TIP amendment at its March 18 meeting.

12. Water, Wastewater and Storm Water Federal Stimulus Project Applications

Action: Adopt resolutions approving applications for federal stimulus grant/loan funding from the North Carolina Division of Water Quality and North Carolina Public Water Supply Section for the following projects:

- A. Beatties Ford Road Watermain up to \$600,000,
- B. Albemarle Road Watermain up to \$565,000,
- C. Water Main Rehabilitation and Lining up to \$1,900,000,
- D. Vest Water Treatment Plant Rehabilitation up to \$2,600,000,
- E. Franklin Water Plant Reservoirs up to \$30,000,000,
- F. McAlpine Digester Pump Replacement up to \$385,000,
- G. Griffith Street Liftstation Upgrade up to \$1,600,000
- H. McAlpine Wastewater Treatment Plant Water Piping up to \$2,900,000,
- I. Wastewater Collection System Rehabilitation Contract up to \$3,500,000,
- J. McAlpine Creek Relief Sewer Phase 2 up to \$20,000,000,
- K. Toilet replacement Project up to \$750,000,
- L. Evapotranspiration Controller Project up to \$500,000,
- M. Revolution Park Water Reuse Project up to \$750,000,
- N. Wilora Lake Rehabilitation Project up to \$1,200,000, and
- O. Park Road Park Pond Rehabilitation Project up to \$500,000.

Staff Resources: Doug Bean, Utilities
Daryl Hammock, Engineering & Property Management

Explanation

- The North Carolina Department of Environmental Health and the Department of Environment and Natural Resources are the state agencies that will administer the federal stimulus funding for water, wastewater and storm water projects.
- In late February both agencies notified cities to submit a resolution approving application for proposed projects for the pending federal stimulus funding. The deadline is March 31.
- The application process for the stimulus funding will use the current State Revolving Fund (SRF) application process which requires the local

governing body to adopt a resolution supporting the request for grant and/or loan funding.

- The specifics of how the funds will be administered have not been fully developed by the state.
- This action will allow staff to proceed with submitting projects for potential stimulus funding within the procedures and deadlines of the state regulatory agencies.
- Per the federal rules, the state has 120 days from the passage of the stimulus bill to make funding commitments.
- All of the projects listed are included within the adopted Capital Investment Budget, with the exception of the Toilet Replacement and Evapotranspiration (ET) Controller projects. The ET project will provide weather data and soil moisture data to determine if irrigation is needed.

Funding

Utilities Capital Investment Plan and Storm Water Capital Investment Plan

Attachment 6

Resolutions

13. State Transportation Equity Formula

Action: Discuss changing the state transportation equity formula.
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BUSINESS

14. Neighborhood Stabilization Program Implementation

Action: Authorize the City Manager to enter into contracts totaling \$3,486,000 with:

- A. The Center for Community Self-Help for \$1 million. City funds will be leveraged with Self Help funds to create a \$5 million non-profit loan pool for acquisition, rehabilitation, home mortgages and lease purchases,**
- B. The Charlotte-Mecklenburg Housing Partnership for up to \$336,400 for development costs associated with the acquisition and rehabilitation of 20 single-family homes,**
- C. Habitat for Humanity for up to \$1,013,200 for costs associated with the acquisition and rehabilitation of ten single-family homes,**
- D. The Self-Help Credit Community Development Corporation for up to \$336,400 for development costs associated with the acquisition and rehabilitation of 20 single-family homes, and**
- E. The Charlotte Housing Authority for \$800,000 for the development of a minimum of ten multi-family housing units, prioritizing households earning 30% or less than the area median income.**

Staff Resources: Stanley Watkins, Neighborhood Development
Richard Woodcock, Neighborhood Development

Previous Actions

- In July 2008 the U.S. Congress appropriated \$3.92 billion for the Neighborhood Stabilization Program (NSP) for state and local jurisdictions across the country. As part of a formula allocation, Charlotte is scheduled to receive \$5,431,777. The State of North Carolina was awarded \$52.3 million.
- On November 24, 2008 City Council approved the Housing and Neighborhood Development's recommendation to:
 - Approve the City's Neighborhood Stabilization Program
 - Approve submission of federal application for the Neighborhood Stabilization Program Funding (\$5,431,777)
 - Approve submission of a state application for the Neighborhood Stabilization Program Funding (\$5,000,000)
 - Adopt a budget ordinance appropriating \$10,431,777

NSP Funding and Federal Stimulus

- The funding for these contracts is separate and distinct from new NSP funding recently approved in the federal stimulus package. Staff is

awaiting release of the rules and process for the new NSP stimulus funding.

Explanation

- On November 24, 2008 the City Council approved a two-prong approach to addressing foreclosed properties in the city's areas of greatest need.
 - The first program modifies the existing HouseCharlotte Down Payment Assistance Program to provide down payment assistance (up to \$10,000) combined with a rehabilitation loan (up to \$10,000).
 - The second program targets highly impacted foreclosure neighborhoods for revitalization.
- The goal of the HouseCharlotte Down Payment Assistance Program is to provide down payment assistance for 50 homes. The goal of the revitalization program is to acquire and rehabilitate 60 homes. Overall, it is anticipated that 110 homes will be acquired and a minimum of 30 homes (27%) will address households earning 50% or less of the area median income.
- The agreements with the City's NSP Partners – Center for Community Self-Help, Charlotte-Mecklenburg Housing Partnership, Habitat for Humanity, Self Help Community Development Corporation, Charlotte Housing Authority – will implement the neighborhood revitalization phase of the program.
- The properties will be acquired by the non-profits and given the current market conditions the disposition of the homes will be prioritized as follows:
 - Sale for homeownership
 - Lease purchase option
 - Rental properties until current market conditions change

Partner Roles

- Center for Community Self Help (\$1,000,000) – The Center for Community Self-Help (CCSH) is a nonprofit 501(c)(3) organization that develops and coordinates Self-Help's programs and raises resources. The City will enter into a contract with CCSH to commit \$1 million in NSP funds to a loan pool. CCSH will commit \$5 million to create a non-profit loan pool. The Charlotte-Mecklenburg Housing Partnership and the Self-Help Credit CDC will access these loan funds for acquisition, rehabilitation, home mortgages and lease purchases. The City funds will serve as a loan loss reserve fund. Any interest earned on the fund will remain in the pool. The loan loss reserve will be evaluated monthly and the amount in the reserve will be adjusted based on the actual experience of the loans.
- Charlotte-Mecklenburg Housing Partnership (CMHP) (\$336,400) – The Housing Partnership will access CCSH's \$5 million non-profit loan pool to acquire and rehabilitate approximately 20 homes. The City will provide up to \$336,400 to reimburse eligible development costs such as; appraisals, closing costs, developer fees, surveys, inspections, sales and marketing costs and administration. CMHP will prioritize its efforts in Druid Hills, Wingate and other revitalization neighborhoods. CMHP will also provide homeownership counseling. As the properties are sold, the proceeds will be retained and used to acquire/rehabilitate additional homes.
- Habitat for Humanity (\$1,013,200) – Habitat for Humanity will acquire and rehabilitate approximately ten homes. Habitat's business model and the incomes served (50% or less than the area median income) does not make it financially feasible for the organization to access the non-profit loan pool; however, the City is providing a loan of up to \$1,013,200 at 0% interest for a four year term. The loan is forgiven after four years. During the four

year period all mortgage payments received from these homes will be reinvested into the NSP program. Eligible development costs include; acquisition, rehabilitation, appraisals, closing costs, developer fees, surveys, inspections, sales and marketing costs and administration. Habitat prioritized the Windy Ridge/Todd Park and Peachtree Hills neighborhoods.

- Self-Help Credit Community Development Corporation (\$336,400) – The Self Help CDC will access the CCSH \$5 million non-profit loan pool to acquire and rehabilitate approximately 20 homes. The City will provide up to \$336,400 to reimburse eligible development expenses such as: appraisals, closing costs, developer fees, surveys, inspections, sales and marketing costs and administration. Self Help will prioritize its efforts in the Peachtree Hills/Grass Meadows and the Grier Heights neighborhoods and other areas. As the properties are sold, the program income from the sales will be retained and used to acquire/rehabilitate additional homes.
- Charlotte Housing Authority (CHA) (\$800,000) – NSP program guidelines allow for the acquisition of multi-family rental developments that have been foreclosed upon or abandoned. The CHA has committed up to \$2 million toward the acquisition and rehabilitation for multi-family rental housing development to prioritize housing for households earning 30% or less. Staff is requesting that \$800,000 be set aside to leverage CHA resources to ensure that a minimum of ten units be used for the NSP Program. Any multi-family development opportunity will be brought back to City Council for approval.
- The NSP program requires that at least 25% of the NSP funds (\$1,357,944) be used to serve households earning 50% or less than the area median income (\$32,200 for a household of four). Charlotte’s NSP program commits \$1,813,200 to Habitat for Humanity and the Charlotte Housing Authority and exceeds the HUD-established goal (134%)
- The breakdown of uses of the federal NSP Program funds:

– Center for Community Self-Help	\$1,000,000
– Charlotte-Mecklenburg Housing Partnership	336,400
– Self-Help CDC	336,400
– Habitat for Humanity	1,013,200
– Charlotte Housing Authority Set-Aside	800,000
Subtotal	\$3,486,000
– Down Payment Assistance Program	1,083,000
– Operating Reserve	632,777
– General City Admin./Program Delivery	230,000
Total	\$5,431,777

Key Program Requirements

- The NSP program is targeted to areas having high rates of foreclosures and abandoned housing. NSP grants can be used to acquire land and property, to demolish or rehabilitate abandoned properties, and/or to offer down payment and closing cost assistance to low-moderate-middle income homebuyers (household incomes not to exceed 120% of the area median income).
- At least 25% of the NSP funds must be used to serve households earning 50% or less than the area median income.
- The acquisition price of properties acquired under the NSP must be discounted from the current market appraisal. The average discount for all properties shall be at least 15%, but the minimum purchase discount must be 5% on any one property.
- Each grantee must use its NSP funds within 18 months of receipt. Any program income (from sales or rents) can be retained and used by the

participating jurisdiction until July 30, 2013, after which any remaining funds will be returned to HUD.

Funding

Federal NSP Funds

Attachment 7

Charlotte Program Design
Federal Program Budget
Area of Greatest Need
Council Adopted Foreclosure Strategy

15. Charlotte Housing Authority Acquisition Reimbursement Grant

Action: Approve a reimbursement grant in the amount of \$540,000 to the Charlotte Housing Authority for the acquisition of property in the Belmont neighborhood to support the Piedmont Courts Hope VI Project.

Staff Resource: Stanley Watkins, Neighborhood Development

Policy

- The City's FY2006-2010 Consolidated Plan was approved by City Council on June 13, 2005.
- The FY2009 U. S. Department of Housing and Urban Development Annual Action Plan was adopted by City Council on June 23, 2008.
- The Consolidated Plan and Action Plan identify the need for affordable, safe and decent housing for low and moderate-income families.
- The Plan reaffirmed the three basic goals of the City's Housing Policy:
 - Preserve the existing housing stock
 - Expand the supply of affordable housing
 - Support family self-sufficiency initiatives

Explanation

- On May 12, 2003 the City Council approved the Belmont Revitalization Plan, which addressed housing, infrastructure and other improvements in the Belmont neighborhood.
- On January 12, 2004 the City Council approved a \$1.2 million set-aside to be made available to the Charlotte Housing Authority for the acquisition of vacant property in the Belmont neighborhood to support the Piedmont Courts Hope VI project.
- The Charlotte Housing Authority is requesting reimbursement through the grant for three vacant parcels (.92 acres) it acquired in the Belmont neighborhood. The three contiguous parcels are located on the corner of Seigle Avenue and Van Every street.
- The Charlotte Housing Authority plans to develop the property for multi-family affordable housing serving families earning up to 60% area median income (AMI), with a priority of 30% or less of AMI.
- To date, the Charlotte Housing Authority has used \$566,111 to acquire 14 parcels of land in the Belmont neighborhood.
- The appraised value of the property is \$540,000.

- The Charlotte Housing Authority purchased the property for \$525,000 and expended \$61,131 in closing costs (including environmental and legal costs)
- HUD guidelines limit acquisition funds to the appraised value of the property.
- After reimbursement of the \$540,000, there will be a balance of \$93,889 left from the \$1.2 million set-aside grant.

Funding

Federal Community Development Block Grant (CDBG) Funds

Attachment 8

CHA Request Letter
Project Summary & Map

16. Job Access Reverse Commute and New Freedom Grants and Contracts

- | | |
|----------------|--|
| Action: | <p>A. Authorize the City Manager to apply for and accept grants for receipt of Job Access Reverse Commute (JARC) and New Freedom federal grant funds,</p> <p>B. Adopt an ordinance appropriating \$1,784,283.65 to be used in accordance with Federal Transit Administration (FTA) guidelines for JARC and New Freedom grant projects,</p> <p>C. Approve contracts with the following organizations for JARC and New Freedom grant projects:</p> <ol style="list-style-type: none"> 1. Charlotte Housing Authority (CHA) for a service project funded by the JARC grant program in an amount not to exceed \$100,859.38, 2. Mainstreaming Consultants, Inc. doing business as Disability Rights and Resources (formerly Programs for Accessible Living, Inc.) for a service project funded by the New Freedom grant program in an amount not to exceed \$154,573, 3. Metrolina Association for the Blind for a service project funded by the New Freedom grant program in an amount not to exceed \$136,525, and <p>D. Reserve \$1,392,326.27 of the appropriated funds for future JARC, New Freedom, or other public transportation grant projects.</p> |
|----------------|--|

Staff Resources: Keith Parker, Transit
Eric Hershberger, Transit

Public Transportation Grants

- The revised JARC federal grant program is designed to improve access to transportation services to employment and employment-related activities for welfare recipients and low-income individuals (see attachment for additional information).
- The New Freedom federal grant program is designed to assist individuals with disabilities with accessing transportation services, including transportation to and from jobs and employment support services (see attachment for additional information).
- The Federal Transit Administration (FTA) has allocated federal fiscal year 2006 through 2008 JARC and New Freedom federal grant funds to CATS for the Charlotte area (see attachment for background on the programs).
- The appropriation of \$1,784,283.65 includes the grant funds and an estimate of CATS' local match for potential grant projects where CATS is the direct recipient.
- Any unused local match will be returned to the Transit Fund balance.
- The appropriations made in this action item will fund, via the federal JARC and New Freedom grant programs, the contracts proposed for approval in

this action, as well as future projects funded via JARC and New Freedom at such time as those projects may be authorized by Council.

Contracts for Grant Projects

- CATS issued a call for projects for the JARC and New Freedom grants in accordance with federal requirements. Six local, non-profit organizations submitted proposals.
- Based on federal guidelines, a nine-member Project Evaluation Team and the Mecklenburg-Union Metropolitan Planning Organization and Technical Coordinating Committee selected three projects for funding.
- The project selection was reviewed by the Metropolitan Transit Commission, the Citizens Transit Advisory Group, and the Transit Services Advisory Committee.
- JARC and New Freedom grants require that recipients provide a local match to the project. The local match is 20% of the total costs for capital projects and 50% of the total costs for operating projects.

Charlotte Housing Authority (CHA)

- CHA will purchase and provide the following to unemployed teens and heads of household who live in subsidized housing:
 - 3,895 disbursements of CATS bus passes to residents for job search activities, to attend educational activities, to attend job interviews, or to travel to work. The disbursements will be a combination of daily, weekly, and monthly bus passes. 300 disbursements of monthly CATS bus passes to residents who provide pay stubs showing continuous employment (at least 30 hours per week) with the same employer for six months. 300 disbursements of 10 ride CATS bus passes to residents who provide pay stubs showing continuous employment (at least 30 hours per week) with the same employer for 12 months.

Disability Rights and Resources

- Disability Rights and Resources will provide:
 - Distribution of information regarding the service project and training opportunities to 200 groups and agencies who serve people with disabilities, seniors, veterans, low-income individuals, and the homeless (the target populations); travel training to 100 target population individuals; travel guides to 30 target population individuals; and Train the trainer education to 60 human service providers who serve the target populations.
 - A toolbox of services for 550 seniors and people with disabilities. The toolbox will include information on transportation services, eligibility criteria, how to use the CATS website and bus and rail services, and the rights of the disabled regarding transportation services.
 - Disability sensitivity training and technical assistance to 75 owners, operators, and drivers of passenger vehicle for hire (PVH) companies.

Metrolina Association for the Blind

- Metrolina Association for the Blind will provide:
 - Three seven-passenger vans to provide 44,200 door-through-door rides for visually impaired individuals.
 - The ADA mandates that transit systems provide either curb-to-curb or door-to-door service, i.e., a disabled passenger is dropped off at the curb or the operator escorts the passenger to the door of their destination.
 - Door-through-door is a higher level of service, not mandated by the ADA, in which the operator provides additional assistance acting as a human guide, i.e., open doors, guide to banisters, assist with climbing stairs, put away groceries, and/or assist with other activities at a destination.

- Expansion of Metrolina's current disability sensitivity training for transit employees by hiring an additional full-time and a part-time transportation specialist. Metrolina's transportation specialists will also provide the door-through-door service described above.

City Oversight

- The City will provide oversight of the above sub-recipient projects with a team comprised of CATS Finance, CATS Operations, Budget & Evaluation, and Internal Audit.
- No funds will be disbursed prior to the City's approval of the sub-recipients reports documenting project expenditures (see attachment for additional information).

Funding

JARC Program and New Freedom Program

Attachment 9

JARC and New Freedom Grant Background
Budget Ordinance

17. Mayor and Council Topics

Council members may share information and raise topics for discussion.

18. Closed Session

Action: Adopt a motion pursuant to NCGS 143-318.11(a)(4) to go into closed session to discuss matters relating to the location of an industry or business in the City of Charlotte, including potential economic development incentives that may be offered in negotiations.

Introduction to CONSENT

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

Consent I consists of routine items that have been approved in the budget, are low bid and comply with Small Business Opportunity Program Policy.

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

The City's Small Business Opportunity (SBO) Program's purpose is to enhance competition and opportunity in City contracting with small businesses in the Charlotte metropolitan statistical area. Participation of small business enterprises (SBE) is noted where applicable. Contracts recommended for award as of March 1, 2003 comply with the provisions of the SBO program policy for SBE outreach and utilization. Professional service contracts recommended for award as of August 1, 2003 comply with the provisions of the SBO program policy for SBE outreach and utilization.

Disadvantaged Business Enterprise (DBE) is a federal program primarily used for Aviation and Transit.

Contractors and Consultants

All contractor and consultant selections follow the Council approved process unless described otherwise. For the procurement of professional services and/or engineering architectural and surveying services, the North Carolina General Statutes 143-64.31 requires that units of government "select firms qualified to provide such services on the basis of demonstrated competence and qualification...without regard to fee other than unit price information, and therefore to negotiate a contract for those services at a fair and reasonable fee with the best qualified firm."

CONSENT I

19. Various Bids

A. Airport Painting Contract

Aviation

Staff Resource: Jerry Orr, Aviation

Action

Award the low bid of \$380,224 by A&K Painting Company, Inc. for painting services at the Airport. Since 2006 the Airport has pre-qualified bidders for this contract to ensure the requisite level of quality. Eight companies attempted the pre-qualification procedure with six of them qualified to bid.

Small Business Opportunity

Pursuant to Part C, Section 2.4 of the SBO Program, no SBO utilization goal was set for this contract because subcontracting is not anticipated.

20. Refund of Property Taxes

Action: Adopt a resolution authorizing the refund of property taxes assessed through clerical or assessor error in the amount of \$11,178.20.

Staff Resource: Sherry Hite, Finance

Attachment 10

Resolution

List of property tax refunds

CONSENT II

21. DNA Equipment for Crime Lab

Action: **A. Approve the purchase of DNA equipment for the Crime Lab without competitive bidding, as authorized by the sole source purchasing exemption of G.S. 143-129 (e) (6), and**

B. Approve a contract with Applied Biosystems for the purchase of DNA equipment in the amount of \$117,276.

Staff Resource: Matthew Mathis, Police

Sole Source Exemption

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 - Performance or price competition are not available
 - A needed product is available from only one source or supply
 - Standardization or compatibility is the overriding consideration
- Sole sourcing is necessary because Applied Biosystems is the sole manufacturer of the needed equipment.
- Purchases made under the sole source exemption require City Council approval.

Explanation

- CMPD needs to upgrade two pieces of equipment in its DNA Lab.
- The ABI real time quantitation system indicates how much DNA is in a sample. The contract provides an upgrade to the ABI 7500 real time system.
- The Genetic Analyzer is used in the actual analysis of the DNA sample. The contract provides an upgrade to the 3130 Genetic Analyzer which will increase the capacity to analyze DNA samples from 48 to 192 in a 24 hour period.
- The contract covers the cost of the new equipment (after trade in of the current equipment) and training on the new features of the updated equipment.

Small Business Opportunity

Contracts entered into without a competitive bidding process are exempt (Appendix Section 23.2 of the SBO Policy).

Funding

\$117,276 from the FY08 Forensic DNA Backlog Reduction Program Grant from the U.S. Department of Justice; no City funds required

22. Sky Watch Sentinel Surveillance Towers

- Action:**
- A. Approve the purchase of two Sky Watch Sentinel Surveillance Towers without competitive bidding as authorized by the sole source purchasing exemption of G.S. 143-129 (e) (6), and**
 - B. Approve a contract with ICx Tactical Platforms for the purchase of two towers in an amount not to exceed \$165,000.**

Staff Resources: Jeff Dulin, Fire
Dale Greene, Police

Sole Source Exemption

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 1. Performance or price competition are not available
 2. A needed product is available from only one source of supply
 3. Standardization or compatibility is the overriding consideration
- Sole sourcing is necessary because performance and standardization are overriding considerations. ICx Tactical Platforms is the only manufacturer that makes a fully enclosed tower that is large enough for two people and camera equipment.
- Sole source purchases require City Council approval.

Explanation

- The Police Department will purchase two sky watch towers using 2006 Urban Area Security Initiative Funding (UASI).
- The Sky Watch Sentinel tower provides a secure elevated tower from which CMPD officers can provide security. These towers would be deployed in many ways such as:
 - Large gatherings or special events for crowd management, site security and a deterrence for crime or terrorist threats
 - Towers deployed in high crime areas would provide a deterrence by mere presence, whether occupied or not. The tinted windows give no indication if there is an officer in the tower. The camera system provides a web based remote access platform by which officers can observe activity in the deployment area.
 - Towers can be deployed to detect and deter any threats against potential terrorist targets. The observation platform, which is climate controlled, would provide a secure location for law enforcement operations that protect fragile infrastructure locations.
- These mobile surveillance towers can be placed almost anywhere there is a need; from special events and significant crowds to disaster response and crime deterrence. This tool would provide another much needed resource to CMPD's effort to protect our community.
- The Police Department purchased the first tower in January 2008, which was funded by the 2007 Justice Assistance Grant.

Small Business Opportunity

Contracts entered into without a competitive bidding/proposal process are exempt (Appendix Section 23.2 of SBO Policy).

Funding

2006 UASI Homeland Security Funding

23. Business Corridor Geography Market Analysis Study

Action: Authorize the City Manager to execute a contract with Social Compact up to \$125,000 to provide consulting services needed to perform a demographic and retail market analysis and marketing implementation strategy to aid recruiting to the business corridor revitalization geography.

Staff Resources: Tom Warshauer, Economic Development
Chris Hemans, Economic Development

Explanation

- In 2007 the Charlotte City Council approved the Business Corridor Revitalization Strategic Plan as a framework for improving distressed business areas, with a focus on the five priority business corridors:
 - Wilkinson/Freedom/Morehead
 - Rozzelles Ferry
 - Beatties Ford
 - North Tryon
 - Eastland Mall area
- The plan calls for the creation of a market analysis of the business corridors and neighborhoods to better understand who lives in these communities and to uncover investment and business opportunities.
- On October 3, 2008 a request for proposal was released to local and national consultants for the market study.
- 11 proposals were received in early November, with cost estimates ranging from \$50,000 to \$200,000.
- A team of staff from Planning, Neighborhood Development, and Economic Development reviewed the responses, contacted references, and interviewed the finalists.
- Social Compact is recommended for the market study based on the following factors:
 - Experience
 - Reputation
 - Methodology
 - Data sources
 - Tangible/measurable outcomes
- Social Compact's proposed scope of work will include:
 - Identifying market strengths not revealed in traditional market studies within Charlotte's targeted geography and five priority corridors
 - Establishing a baseline for the entire city to compare against targeted geography
 - Quantifying unmet retail demand and identifying specific end users
 - Developing a marketing strategy and create marketing materials for dissemination to developers, brokers, investors and retailers
- This work will provide critical market information to attract retailers and developers to the corridors, particularly areas with changing demographics such as Eastland Mall, and provide useful information to supplement the Neighborhood Quality of Life.

Small Business Opportunity

No SBE goal was set for this contract because subcontracting opportunities are not anticipated (Part C, Section 2.4 of SBO policy).

Funding

Business Grant Program

24. Starter, Alternator and Electrical Motor Rebuild Services

- Action:**
- A. Approve a contract with American Auto & Truck Electric for Starter, Alternator and Electrical Motor Rebuild Services for an initial term of one year with an estimated annual expenditure of \$120,000, and**
 - B. Authorize the City Manager to approve up to four additional one year renewal options with possible price adjustments at the time of renewal as authorized by the contract, contingent upon the company's satisfactory performance.**

Staff Resource: Chuck Robinson, Business Support Services

Explanation

- The Equipment Management Division of Business Support Services contracts externally for starter, alternator and electrical motor rebuild services required for all City vehicles.
- The rebuild services are critical in reducing operational costs, as well as new equipment and maintenance costs for the City.
- The rebuild services help minimize equipment downtime through service level agreements included in the contract, thus keeping City-owned equipment operational for the provision of citizen services.
- BSS/Procurement Services Division issued a Request for Proposals (RFP) twice, on November 26, 2008 and January 26, 2009. Staff contacted several local service providers to encourage more competition. Each time only one proposal was received. State statutes do not require a proposal process for service contracts.
- After careful evaluation, the Evaluation Team determined that American Auto & Truck Electric met the established requirements and has the experience and capability to successfully provide the services.

Small Business Opportunity

No SBO goal was set for this contract because subcontracting opportunities are not anticipated. (Part C; Section 2.4 of the SBO Policy).

Funding

Various key business operating budgets

25. City Code Chapter 23 Ordinance Amendment for Water, Sewer, and Industrial Waste Discharge Restrictions

Action: Adopt an ordinance amending City Code Chapter 23 regarding water, sewer and industrial waste discharge restrictions.

Staff Resource: Jackie Jarrell, Utilities

Explanation

- The amendment is necessary to meet requirements for industrial users from the Environmental Protection Agency (EPA) and the NC Division of Water Quality.
- There are approximately 70 industrial users in Charlotte-Mecklenburg.
- Amendment highlights include:
 - Allows industrial users to submit reports electronically and use electronic signatures on reports
 - Allows industrial users to reduce water use in the waste discharge process if pollutants will not increase
 - Broadens Utilities' flexibility in determining small industrial users' compliance
- The NC Division of Water Quality, the Charlotte-Mecklenburg Utilities Advisory Committee and the Chamber of Commerce Environmental Committee have reviewed the proposed changes and support the adoption of the revised ordinance.
- Industrial users in the area are in favor of the changes because they reduce paperwork and provide a more efficient reporting process.
- This ordinance will become effective upon adoption.
- Upon adoption, Utilities will notify industrial users of the changes and conduct workshops to assist with compliance of the new requirements.
- Approving this amendment will ensure Utilities complies with the requirements of the Environmental Protection Agency and the NC Department of Water Quality.

Attachment 11
Ordinance

26. Rain for Rent Contract Amendment

Action: Approve Amendment #1, in the amount of \$472,000, with Rain for Rent for emergency sewer line bypass pumping.

Staff Resource: Doug Bean, Utilities

Explanation

- On October 27, 2008 Council approved a contract with Rain for Rent, in the amount of \$200,000, for bypass pumping in order to complete repairs to a 36 inch sewer line crossing McAlpine Creek in Pineville.
- Upon investigation of the pipe system after the bypass pumping was installed, it was discovered that additional sections of the pipe had sustained severe corrosion damage and required emergency repairs.

- In order to make emergency repairs to the additional pipes, the bypass pumping operation was extended from six weeks to 12 weeks and additional pumps were required to safely maintain the bypass and prevent sewer overflows.

Funding

Utilities Capital Investment Plan

27. NCDOT Municipal Agreement for Relocation of Utility Lines along Weddington Road

- Action:**
- A. Adopt a resolution authorizing the Utilities Key Business Executive to execute a Municipal Agreement with the NC Department of Transportation in the estimated amount of \$384,621.80, and**
 - B. Authorize the City Manager to approve the final pay request for the actual cost of the utility construction.**

Staff Resource: Doug Bean, Utilities

Explanation

- NCDOT requires that the City enter into a municipal agreement for relocation of utility lines within NCDOT roadway projects prior to construction.
- The amount of the agreement is based on an NCDOT's engineer's estimate.
- Once completed, Utilities reviews the invoice, validating the charges and making corrections when needed.
- This Agreement is for the reimbursement to the state for the relocation and adjustment of municipally owned water and sewer lines within the construction of Weddington Road in Mecklenburg County.
- At the end of the project, the City will reimburse NCDOT for actual costs.
- Should the actual cost be different from the estimated amount of this agreement, the City Manager will sign a supplementary agreement for the cost differential. Final invoice differences can be attributed to:
 - Actual unit price bids being higher than estimated
 - The length of time between when the estimate was prepared and the completion of the project
 - Required design modifications resulting from NCDOT project changes
- The format and cost sharing philosophy is consistent with past municipal agreements.

Funding

Utilities Capital Investment Plan

Attachment 12

Resolution

28. 2009 Annexation Professional Utilities Design Services

Action: Award contracts A, B and C for water and sewer design and construction administration services for newly annexed areas.

A. Contract with Kimley-Horn and Associates, Inc. for \$1,779,966, for the Hood Road North Annexation area,

B. Contract with Stantec Consulting Ltd. for \$1,595,000, for the Hood Road South annexation area, and

C. Contract with Hazen and Sawyer, Inc. for \$399,010 for the Eastfield North and South annexation areas.

Staff Resource: Doug Bean, Utilities

Explanation

- City Council recently approved the 2009 annexation of seven areas in Mecklenburg County.
- The North Carolina General Statutes require that access to water and sewer services be provided within two years of the date of annexation.
- The contracts provide design services for four of the seven annexation areas. Staff is designing water and sewer services for the remaining three areas.
- These contracts provide the following design-related services:
 - Preliminary and final design of water and sewer mains
 - Aerial mapping
 - Surveying
 - Geotechnical investigations
 - Construction administration
- Utilities conducted a comprehensive qualifications-based selection process. 174 engineering firms were notified of the opportunity to submit a qualifications package. 26 responded, three of which were SBE firms.
- These firms were selected based on their experience and demonstrated competence for the required professional services, in accordance with the Council approved qualifications-based selection process.

Small Business Opportunity

A. Design Services Contract with Kimley-Horn

- They committed 6.97% (\$124,000) of their total contract amount to the following SBE firms:
 - Hinde Engineering, Inc.
 - On-Target Utility Locate Services
 - Avioimage Mapping Services

B. Design Services Contract with Stantec Consulting Ltd.

- They committed 9.13% (\$145,697) of their total contract amount to the following SBE firms:
 - Avioimage
 - Capstone Civil Group
 - Carolina Wetland Services
 - Mahnaz, Inc.
 - On-Target Utility Locate Services

C. Design Services Contract with Hazen and Sawyer

- They committed 46.24% (\$184,500) of their total contract amount to the following SBE firms:
 - Hinde Engineering, Inc.
 - Avioimage Mapping Services
 - Lyons Utility Locating
 - Habitat Assessment & Restoration Program, Inc. (HARP)
 - Richa Graphics

Funding

Utilities Capital Investment Plan

29. Corporate Aviation Facility Lease

Action: Approve the early termination of Hangar and Fuel Facility Leases with Coca Cola Bottling Company Consolidated.

Staff Resource: Jerry Orr, Aviation

Explanation

- On June 9, 2003 Council approved a corporate hangar lease with Coca Cola Bottling Company Consolidated (CCBCC).
- On April 12, 2004 Council approved an aircraft fueling facility lease with CCBCC.
- On October 1, 2009 both leases expire. CCBCC has three additional terms of five year options to renew. CCBCC has sold three of their four airplanes and requests that its lease be terminated as of December 31, 2008.
- CCBCC will lease 3,414 square feet of office space and continue to hangar their airplane at a rate of \$6,900 per month, and will purchase fuel from the airport. The airport will lease the remaining office and hangar space to other corporate tenants.
- This action maintains CCBCC as a corporate tenant and better positions the airport to meet the needs of other corporate tenants.

30. Declaration of Withdrawal for Reeves Ridge Drive and a Portion of Beltway Boulevard

Action: Adopt a resolution stating that Reeves Ridge Drive and a portion of Beltway Boulevard is not part of the adopted street plan (thoroughfare plan).

Staff Resource: Linda Poissant, Transportation

Policy

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

Explanation

- North Carolina General Statute 136-96, states that a right-of-way not utilized within 15 years of dedication can be abandoned through the recording of the Declaration of Withdrawal with the Register of Deeds.
- The statute requires the City to adopt a resolution stating the right-of-way to be abandoned is not part of a proposed street plan.

- These unused and unopened rights-of-way are not part of any such plan; therefore, the City has determined that all necessary requirements of the statute will have been met by adopting the resolution.
- Charlotte-Mecklenburg Utilities has no existing utilities within the area to be abandoned that would require an easement.
- This action is not associated with Rezoning Petition #2009-020 for Beltway Business Park. The petitioners have requested petition #2009-020 be withdrawn (action for March 19 zoning meeting).

Petitioner

Beltway Properties, LLC – Alan C. Walters, RLA/Campco Engineering, Inc.

Right-of-Way to be withdrawn

Reeves Ridge Drive and a portion of Beltway Boulevard

Location

Located within the vicinity of the Westwood Forest and Sam Wilson Communities

Reeves Ridge Drive: beginning from Beltway Boulevard continuing west approximately 200 feet to its terminus and beginning from Beltway Boulevard continuing east approximately 750 feet to its terminus

Portion of Beltway Boulevard: beginning approximately 575 feet from Performance Drive continuing approximately 427 feet north to its terminus

Reason

To incorporate the right-of-way into adjacent property owned by Beltway Properties, LLC for the development of the proposed Beltway Business Park

Attachment 13

Map
Resolution

31. Brookshire/I-485 Area Plan Improvements

Action: Approve amendment #1 with STV/Ralph Whitehead Associates in the amount of \$149,395.38 for the design of sidewalks along portions of Rozzelles Ferry Road and Mt. Holly-Huntersville Road.

Staff Resource: Sharon Buchanan, Engineering & Property Management

Amendment with STV/Ralph Whitehead Associates

- The Brookshire/I-485 Area Plan was approved by Council as part of the 2006 Bonds.
- On November 12, 2007 Council approved a Contract with STV/Ralph Whitehead Associates in the amount of \$84,920 for planning phase services.
- In accordance with the Brookshire/I-485 Area Plan, the project will improve pedestrian access and safety by constructing sidewalks and crosswalks.
- Amendment #1 is issued for the design of sidewalk along Rozzelles Ferry Road (from Winding River Drive to Mt. Holly-Huntersville Road) and along

Mt. Holly-Huntersville Road (from Rozzelles Ferry Road to Brookshire Boulevard).

Small Business Opportunity

All additional work involved in this amendment will be performed by the current consultant and their existing subconsultants (Part D: Section 6 of the SBO Policy). STV/Ralph Whitehead Associates committed 5.9% (\$8,819) of this amendment to the following SBE firms: Geological Resources Inc. (\$7,719) and Richa Graphics (\$1,100).

Funding

Transportation Capital Investment Plan

32. Property Acquisition Services for Statesville Road Widening

Action: Approve contracts for property acquisition services for Statesville Road Widening with:

A. Telecommunication & Industrial Consulting Services Corporation (Telics) in the amount of \$110,550 and

B. Professional Property Services, Inc. in the amount of \$71,100.

Staff Resources: Michael Knox, Engineering & Property Management
Imad Fakhreddin, Engineering & Property Management

Explanation

- Real Estate Services currently provides acquisition services using in-house and contract resources for City Capital Improvement Projects.
- Under the proposed contract, Telics and Professional Property Services, Inc. will provide easement acquisition for approximately 140 parcels for construction of the Statesville Road Widening project.
- The chosen firms were selected pursuant to a Council approved qualifications-based selection process performed in accordance with NC State General Statutes.

Statesville Road Widening

- This project will widen Statesville Road from two lanes to four lanes from Starita Road to Sunset Road. Improvements include the addition of left-turn lanes, landscaped medians, planting strips, street lighting, as well as sidewalks and bike lanes on both sides of Statesville Road.
- The project will address traffic congestion, provide an alternative route to I-77, and improve safety and connectivity throughout the area.

Small Business Opportunity

Contracts for the acquisition or lease of real estate shall be exempt contracts (Appendix Section 23.4).

Funding

Transportation Capital Investment Plan

33. Property Transactions

Action: Approve the following property acquisitions (A-D).

Acquisitions

- A. Project:** 2007 Annexation - Mallard Creek Church Area - Required Sewer, Parcel # 2
Owner(s): LNR Mallard Creek, Inc.
Property Address: West Mallard Creek Church Road
Property to be acquired: 19,616 sq. ft. (.450 ac.) in Utility Easement, plus 43,106 sq. ft. (.990 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$23,000
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: RE-1
Use: Laboratory / Research
Tax Code: 029-021-21
Total Parcel Tax Value: \$1,743,700
- B. Project:** Dixie River Road Realignment, Parcel # 14.1 and 15.1
Owner(s): Roy Herndon Freeman
Property Address: Steele Creek Road
Property to be acquired: 10,939 sq. ft. (.251 ac.) in Fee Simple, plus 432 sq. ft. (.010 ac.) in Storm Drainage Easement, plus 415 sq. ft. (.010 ac.) in Utility Easement, plus 14,983 sq. ft. (.344 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$108,885
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: R-3
Use: Single Family Residential - Rural Acreage
Tax Code: 199-193-90 and 199-193-91
Total Parcel Tax Value: \$271,800
- C. Project:** South Boulevard Left Turn Lane, Parcel # 2
Owner(s): Norfolk Southern Railway Company
Property Address: South Boulevard at Sweden Road
Property to be acquired: 4,229 sq. ft. (.097 ac.) in Fee Simple, plus 140 sq. ft. (.003 ac.) in Storm Drainage Easement, plus 17 sq. ft. in Utility Easement, plus 10,938 sq. ft. (.251 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Purchase Price: \$31,550
Remarks: Compensation was established by an independent, certified appraisal and appraisal review.
Zoned: TOD – Transit Oriented Development

Use: Railroad

Tax Code: 205-170-01, 205-170-02 and 205-170-03

Total Parcel Tax Value: (Railroads are not taxed locally)

- D. Project:** US 29/NC 49- University City Boulevard Phase I and Phase 2-North Tryon Widening, Parcel # 28
- Owner(s):** Marvin D. Cope, Trustee of the Elizabeth Davis Cope Trust
- Property Address:** 6835 North Tryon Street
- Property to be acquired:** 586 sq. ft. (.013 ac.) in Fee Simple, plus 2,779 sq. ft. (.064 ac.) in Storm Drainage Easement, plus 2,722 sq. ft. (.062 ac.) in Utility Easement
- Improvements:** None
- Landscaping:** None
- Purchase Price:** \$17,975
- Remarks:** Compensation was established by an independent, certified appraisal and appraisal review.
- Zoned:** B-2
- Use:** Commercial
- Tax Code:** 089-254-18
- Total Parcel Tax Value:** \$426,200

34. Meeting Minutes

Action: Approve the titles, motions and votes reflected in the Clerk's record as the minutes of:
- January 26, 2009