

Mayor Anthony Foxx

John Autry
Michael D. Barnes
Warren Cooksey
Andy Dulin
Claire Fallon

Mayor Pro Tem Patrick D. Cannon

David L. Howard
Patsy Kinsey
LaWana Mayfield
James Mitchell, Jr.
Beth Pickering

CITY COUNCIL MEETING
Monday, May 14, 2012

In addition to the previously advertised public hearing items, Departments have asked that the time sensitive items listed below not be deferred.

Item #	Page #	Title
40	6	FY2012 Housing Trust Fund Development Recommendations
52	18	Police & Fire Training Academy Backup Data Center

**CITY COUNCIL AGENDA
Monday, May 14, 2012**

TABLE OF CONTENTS

<u>Item Number</u>	<u>Page Number</u>	<u>Attachment Number</u>
Items 1 – 33 are Zoning items included in a separate document.		
Awards and Recognitions		
Meeting Chamber		
34. State Treasurer’s Governmental Award for Excellence in Accounting and Financial Management	1	
35. North Carolina League of Municipalities George W. Franklin Award	1	
Council Business Meeting		
Consent		
36. Consent agenda items 47 through 80 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 or City Manager during the noon agenda briefing.	2	
Policy		
37. City Manager’s Report	3	
38. FY2013 Transit Operating Budget and FY2013-2017 Transit Capital Investment Plan	3	1
39. Revised Assisted Multi-Family Housing At Transit Station Areas Policy	5	2
40. FY2012 Housing Trust Fund Development Recommendations	6	3
Business		
41. Agreement for Huntersville Dispatch Services	10	
42. Amendment to the Elizabeth Avenue Development Agreement	11	
43. Conclusion of Consent Agenda	12	
44. Appointments to Boards and Commissions	12	4
45. Mayor and Council Topics	13	
46. Closed Session	13	
Consent		
47. Ashley Road/Tuckaseegee Road Sidewalk Project	15	
48. W.T. Harris Boulevard/The Plaza Intersection Improvement Project	15	
49. Milhaven Lane Sidewalk Project	16	
50. North Graham Street Sidewalk Project	17	
51. Rea Road Widening Project	17	

<u>Item Number</u>	<u>Page Number</u>	<u>Attachment Number</u>
52. Police & Fire Training Academy Backup Data Center	18	5, 6
53. Commonwealth Avenue/The Plaza Business Corridor Lighting	19	5
54. Wetland Mitigation Project Identification and Prioritization	20	5
55. Budget Ordinance to Appropriate Private Developer Funds	21	7
56. FY2012 Metropolitan Planning Program Grant Municipal Agreement	21	5, 8
57. Water Treatment Programmable Logic Controllers	22	5
58. Irwin Creek WWTP Improvements and Upgrades Project – Duke Energy Payment	23	5
59. Crooked Creek Pump Station Contracts	24	5
60. Transit Bus Tire Leasing Services	25	5
61. Radiation Detection Equipment	26	5
62. Hazardous Materials Response Robot	27	5
63. Urban Search and Rescue Equipment	28	5
64. Air Monitoring Equipment for Fire	29	5
65. License Plate Readers	30	5
66. Passenger Vehicle for Hire Text Amendment	31	9
67. Temporary Staffing Services	32	5
68. Cabarrus County Radio System Upgrade	34	5
69. Interim Technical Support for Union County Communications Equipment	35	5
70. Public Safety Radios and Communications Equipment	36	5
71. Voicemail System and Related Services	37	
72. Airport Carpet Purchase and Installation	38	5
73. Airport Wireless Carrier Agreements	39	5
74. Airport Entrance Road Bridge Change Order	40	5
75. Airport Valet and Parking Services Contract Extensions	41	5
76. In Rem Remedy	43	10-12
77. Refund of Property and Business Privilege License Taxes	45	13
78. Lease Renewal for CMPD Eastway Division	45	
79. Property Transactions	46	
80. Meeting Minutes	58	

AWARDS AND RECOGNITIONS MEETING CHAMBER

34. State Treasurer's Governmental Award for Excellence in Accounting and Financial Management

Action: James Burke, Assistant Director of the State Local Government Commission, and Charles Cline Comer, North Carolina Association of Certified Public Accountants, and Larson Allen, LLP will present the City of Charlotte with the FY2011 State Treasurer's Governmental Award for Excellence in Accounting and Financial Management.

35. North Carolina League of Municipalities George W. Franklin Award

Action: Ellis Hankins, of the League of Municipalities, will present Deputy Fire Chief Jeff Dulin with the George W. Franklin Memorial Award, which recognizes the student with the most distinguished record in the Municipal Administration Course at the UNC School of Government.

COUNCIL BUSINESS MEETING

CONSENT

- 36. Consent agenda items 47 through 80 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 or City Manager during the noon agenda briefing.**

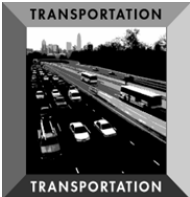
Consideration of Consent Items shall occur in the following order:

- A. Consideration of Consent Items that have not been pulled
- B. Consideration of Consent Items with citizens signed up to speak to the item

POLICY

37. City Manager’s Report

38. FY2013 Transit Operating Budget and FY2013-2017 Transit Capital Investment Plan



Action:	<p>A. Approve the FY2013 Transit Operating Budget and Program, which was approved by the Metropolitan Transit Commission on April 25, 2012, and</p> <p>B. Approve the FY2013-2017 Transit Capital Investment Plan which was approved by the Metropolitan Transit Commission on April 25, 2012, which includes:</p> <ul style="list-style-type: none"> i. \$79.5 million for the procurement of buses ii. \$12.6 million for the replacement of other revenue equipment iii. \$85.3 million for asset maintenance, transit amenities, safety, technology, and other iv. \$991.6 million for advancing the LYNX Blue Line Extension; v. \$22.5 million for South Corridor Retro-Fit vi. \$2.5 million for Red and Silver Line projects
----------------	--

MTC Chair: Harold Cogdell

Staff Resources: Carolyn Flowers, Transit
Dee Pereira, Transit

Policy

The Transit Governance Interlocal Agreement calls for the Metropolitan Transit Commission (MTC) to annually approve a Transit Operating Program and a Transit Capital Program by April 30. Following the MTC’s approval, the Transit Operating and Capital Programs are forwarded to the Charlotte City Council for approval. Upon approval, the Charlotte City Council shall fund the programs through its budget process and/or project ordinances.

Explanation

- On April 25, 2012, the MTC unanimously approved the following Actions:
 1. Approved the FY2013 Transit Operating Program

	FY2013
Operating Income	\$126,654,173
Operating Expense	\$106,441,087
Operating Balance	\$20,213,086

2. Approved the FY2013-2017 Transit Capital Investment Plan

Capital Income	\$1,324,759,773
Capital Expense	\$1,194,021,342

The FY2013 Transit Operating Budget

- Reflects a 6% growth in Income and a 3.5% growth in Expenditures vs. FY2012 adopted budget
- Includes a fare increase of \$0.25 on the base fare effective July 1, 2012. Fares for other services will be adjusted to maintain their relationship to the base fare in accordance with the Fare Policy
- Strengthens the core of ADA Para transit service with increased resources in order to stay in compliance with Federal law
- Adds an additional 10,078 bus revenue service hours which are funded with Federal grant funds

The FY2013-2017 Capital Investment Plan

- Asset Maintenance includes:
 - Replacement of 136 buses, 99 STS buses, and 47 Vanpool vans
 - State of good repair and preventative maintenance activities
 - Scheduled overhaul of light rail vehicles
- Additional transit amenities
- Safety and technology
- Advancing the LYNX Blue Line Extension into Final Design and Construction
- Placeholder funding for next steps for the Red and Silver Line projects
- Retrofit of systems and some platforms on the current Blue Line
- Two debt issuances for the LYNX Blue Line Extension project (\$180 million in FY2013 and \$131 million in FY2015).

Community Input

- The Citizens Transit Advisory Group (CTAG) is an advisory committee made up of citizens appointed by the transit service area communities. CTAG reviews long-range transit system planning and proposed operating and capital programs from the community's perspective, and makes recommendations to the MTC.
 - CTAG reviewed the FY2013 Transit Operating Program and the FY2013-2017 Capital Investment Plan.
 - On April 17, 2012, CTAG voted unanimously for and recommended MTC's adoption of the budgets, including the FY2013 fare increase.
- The Transit Services Advisory Committee (TSAC) is an advisory committee which consists of CATS customers appointed by the transit service area communities. TSAC makes recommendations and provides input into short-range transit operations.
 - TSAC received several presentations on the proposed programs and recommended adoption of the fare increase.
 - On April 12th, 2012, TSAC voted 10-1 in favor of the fare increase.
- The MTC conducted a public hearing on the fare increase recommendations on March 28, 2012.
- The MTC approved the FY2013 Transit Operating Budget and Program and the FY2013-2017 Capital Investment Plan on April 25, 2012.

Council Review

- The FY2013 Transit Operating Budget and Program and the FY2013-2017 Transit Capital Investment Plan were presented to Charlotte City Council at the February 29, 2012 Council Budget Retreat.

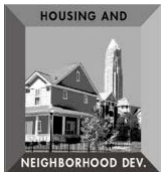
Funding

Transit Operating Budget
Federal and State Grants

Attachment 1

Budget Summary
Financial Performance Objectives
Fare Increase Rate Schedule

39. Revised Assisted Multi-Family Housing At Transit Station Areas Policy



Action: Approve the Housing and Neighborhood Development Committee recommendation to adopt the revised Assisted Multi-Family Housing at Transit Station Areas Policy.

Committee Chair: Patsy Kinsey

Staff Resources: Debra Campbell, Planning
Pamela Wideman, Neighborhood & Business Services

Policy

- The City Council's Housing & Neighborhood Development FY2011 Focus Area Plan includes a comprehensive review of the City's Housing Policies.

Explanation

- On March 28, 2011, City Council approved a revised Housing Locational Policy. The Housing & Neighborhood Development Committee identified Assisted Multi-Family Housing at Transit Station Areas as the next policy to review.
- The existing Assisted Multi-Family Housing at Transit Station Areas policy was approved by the Charlotte City Council on November 26, 2001.
- On June 30, 2011, the Committee approved a process to engage developers and neighborhood representatives to gain their input on proposed policy revisions.
- Since that time, staff has created a Citizen Advisory Group consisting of developers and neighborhood representatives who have helped develop a revised policy.
- At the April 9 dinner briefing, staff presented the proposed policy to City Council.

Community Input

- On April 23, 2012, City Council held a public hearing during their business meeting. Eight citizens commented on the proposed policy. Of the eight citizens commenting, seven citizens opposed the proposed revised policy and requested that the policy incorporate staff's recommendation to allow one building, within a multiple building development, to be developed as 100% assisted, serving families earning 60% (\$41,100) or less of the Area Median Income (AMI). One speaker commented that the revised policy should maintain the stipulation requiring that

30% of assisted units must be reserved for households earning 30% (\$20,550) or less of the AMI.

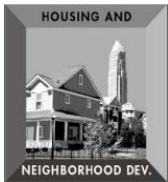
Committee Action

- On March 7, 2012, the Housing & Neighborhood Development Committee voted three to one to approve a revised Assisted Multi-Family Housing at Transit Station Areas Policy. (Kinsey, Autry, and Barnes voted yes; Cooksey voted no)
- The Committee also briefly discussed this item at their March 28, 2012 meeting as a result of the attached letters received from the Charlotte-Mecklenburg Coalition for Housing and the Homeless Services Network.

Attachment 2

Community Letters
 April 9th Dinner Briefing
 Current and Proposed Draft Policy

40. FY2012 Housing Trust Fund Development Recommendations



Action: **Approve the Housing & Neighborhood Development Committee’s recommended Housing Trust Fund Allocations:**

1. **Approve financial commitments for three tax credit developments: Westerly Oaks Senior Apartments (\$840,000), Catawba Senior Apartments (\$760,000) and Wesley Heights Senior Apartments (\$400,000) for a total of \$2,000,000,**
2. **Approve financial commitments for three supportive housing developments: Mother Teresa Villa (\$225,000), Center Terrace Expansion (\$1,400,000) and Tyvola Crossing Phase II (\$1,720,900) for a total of \$3,345,900, and**
3. **Approve financial commitments for one rapid acquisition development: The Summit House for \$375,000.**

Committee Chair: Patsy Kinsey

Staff Resources: Pamela Wideman, Neighborhood & Business Services
 Zelleka Biermann, Neighborhood & Business Services

Policy

- On May 9, 2011, the City Council adopted the FY2012 Annual Action Plan for Housing and Community Development (Plan), which is required by the U.S. Department of Housing and Urban Development.
- The Plan identifies the need for affordable, safe and decent housing for low and moderate-income families.
- The Plan reaffirms 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

- On November 26, 2001, City Council established a Housing Trust Fund (HTF) to provide financing for affordable housing in the Charlotte community.
- On May 24, 2010, City Council approved the creation of The Charlotte-Mecklenburg Coalition for Housing (CMCH), a community-based advisory board structure to oversee implementation of the Ten Year Plan to End and Prevent Homelessness. One of the Board’s charges is to recommend annual funding allocations for the HTF to City Council.

Explanation

- On May 9, 2011, City Council approved the CMCH recommended HTF allocations of \$4.7M to support FY2012 Tax Credits developments, \$8.3M for Supportive Housing with supportive services development and \$3.2M for Rapid Acquisition projects.
- On April 25, 2012, the Housing & Neighborhood Development Committee received a briefing on the FY2012 HTF Project Recommendations and unanimously voted (Kinsey, Mayfield, Autry, Barnes) to forward the recommendations to City Council for approval.

Tax Credit Recommendations \$2,000,000

Project Name	Developer	Units	% of AMI Served	Recommended Funding (leverage ratio = amount of HTF funds leveraged by other sources of funds)
Westerly Oaks Senior Apts.	Greenway Residential Development, LLC	84	21 for 30% or below 63 for 51% to 60%	\$840,000 (1:13)
Catawba Senior Apts.	Charlotte-Mecklenburg Housing Partnership	62	16 for 30% or below 46 for 51% to 60%	\$760,000 (1:12)
Wesley Heights Senior Apts.	Charlotte-Mecklenburg Housing Partnership	40	10 for 30% or below 30 for 51% to 60%	\$400,000 (1:14)
Total		186		\$2,000,000

- Three developers have requested City HTF funding to support North Carolina Housing Tax Credit Applications for the construction of new multi-family housing developments serving households earning 60% (\$41,100) or below the area median income. Each application is in compliance with the City’s Housing Locational Policy.
- These HTF allocations provide the required local financial participation for tax credit developments and allow for substantial local leverage of tax credit awards.

Supportive Housing Recommendations \$3,345,900

Project Name	Developer	Units	% of AMI Served	Recommended Funding (leverage ratio = amount of HTF funds leveraged by other sources of funds)
Mother Teresa Villa	The Catholic Diocese and InReach	13	13 for 30% or below	\$225,000 (1:10)
Centre Terrace	Centro Bono Foundation	15	15 for 30% or below	\$1,400,000 (1: 0.50)
Tyvola Crossing Phase II	Charlotte-Mecklenburg Housing Partnership	20	20 for 50% or below	\$1,720,900 (1: 0.10)
Total		48		\$3,345,900

- The supportive housing population includes elderly, homeless, and persons with disabilities.
- On February 15, 2012, staff issued a joint (City of Charlotte, Mecklenburg County & The Charlotte Housing Authority) Request for Proposals (RFP) to developers for supportive housing developments.
- Staff received five supportive housing proposals. One proposal was incomplete; one proposal from the Domestic Violence Shelter only requested 19 – Section 9 operating vouchers from the Charlotte Housing Authority.
- Three proposals were reviewed, evaluated and ranked based on the Council-approved HTF Loan and Grant Guidelines and Evaluation Criteria. The projects were scored based on:
 - Development strengths
 - Development team experience
 - Financial strength
 - Population served
 - Housing efficiencies
 - Proximity to amenities such as grocery stores, shopping, pharmacies and transportation

Rapid Acquisition Recommendations \$375,000

Project Name	Developer	Units	% of AMI Served	Recommended Funding
Summit House	Hope Haven	10	10 for 30% or below	\$375,000 (No leverage)
Total		10		\$375,000

- The Summit House application from Hope Haven was submitted for Rapid Acquisition of an existing structure as permanent housing for women.

Small Business Opportunity

All grantees of Housing Trust Fund allocations are subject to an SBE goal determined by the amount of the Housing Trust Fund financing awarded. All developments will include 2% - 6% SBE goals.

Funding

Housing Trust Fund (Affordable Housing Bonds)

Attachment 3

Project Summaries

BUSINESS

41. Agreement for Huntersville Dispatch Services

Action: Approve an agreement with the Town of Huntersville for the City of Charlotte to provide police dispatch services to the Town of Huntersville.

Staff Resource: Katrina Graue, Police

Explanation

- The Town of Huntersville has requested that the Charlotte-Mecklenburg Police Department (CMPD) provide dispatch services for the Huntersville Police Department.
- The Huntersville Police Department will use CMPD's computer-aided dispatch (CAD) system, KBCOPS Records Management System and other related information systems.
- CMPD will add three telecommunicators to handle the workload generated by the Huntersville Police Department.
- The Huntersville Police Department will pay for dispatch services based on its average call volume. For the initial term of the contract, that cost will be \$237,403 per year for the salaries and benefits for the three telecommunicators and \$35,983 for system maintenance and support. The call volume and the associated costs will be reassessed and adjusted at the beginning of the second and third three-year terms, using the same formulas and methodology that were used to calculate the initial charges.
- The Huntersville Police Department will also reimburse the City for the start-up costs for the provision of dispatch services including \$32,853 for CAD implementation, \$52,686 for KBCOPS implementation, and approximately \$46,000 for Intergraph licenses and CAD interfaces.
- The initial agreement will be in effect for five years, expiring on June 30, 2017. Upon mutual consent, the agreement will automatically renew for two additional, consecutive three-year terms up to 2023.
- The Huntersville Town Board approved the agreement on April 16, 2012.
- The three telecommunicator positions and funding are included in the Manager's FY2013 Recommended Budget.

Funding

Town of Huntersville

42. Amendment to the Elizabeth Avenue Development Agreement

Action: Approve an amendment to the Elizabeth Avenue Development Agreement with Providence Road Land Partners, Grubb Properties, Novant Health, and East Park LLC, extending the parking financing commitment date for up to 1,000 public parking spaces from September 15, 2014 to September 15, 2020.

Staff Resource: Peter Zeiler, Neighborhood & Business Services

Explanation

- On May 23, 2011, the Developer requested an extension of six years to September 15, 2020 by which the parking financing must be in place, citing delays to their project schedule due to:
 - Economic recession and credit crisis which further limited new development opportunities
 - Construction and rehabilitation of public and private utility infrastructure and the construction of a new streetscape on Elizabeth Avenue in the project area
- After meeting with the Developer on several occasions to better understand the project timeline, staff recommends approval of the extension for the following reasons:
 - Since 2004, the Developer has made progress on the redevelopment by providing 52,048 square feet of retail and 32,329 square feet of office space. The Developer has also demolished over a dozen abandoned or obsolete structures, and completed 85% of planned land assemblage.
 - No other element of the Agreement will change, and all financing conditions approved by the City and County will remain.
- The Board of County Commissioners will consider this request on June 19, 2012.

Background

- In 2004, City Council and the Board of County Commissioners approved a Development Agreement (Agreement) with Providence Road Land Partners, Grubb Properties, Novant Health, and East Park LLC, (collectively, the Developer) for the revitalization of the Elizabeth Avenue District, a six block area bounded by East 4th Street, Charlottetown Avenue, Park Drive/East 5th Street, and Hawthorne Lane.
- The estimated \$220 million plan includes:
 - 250,000 square feet of retail
 - 340,000 square feet of office
 - 810 residential units
 - 150 hotel rooms
 - 3,000 structured parking spaces
- Under the terms of the Agreement, the Developer would provide up to 1,000 parking spaces to be designated for public use, which the City would purchase in installments contingent upon the Developer meeting the following thresholds for commercial and residential development:
 - For 250 or more public parking spaces, the Developer will provide at least 100,000 square feet of commercial development (of which at least 25% must be retail) and at least 100 multi-family residential units.
 - For 500 or more public parking spaces, the Developer will provide at least 200,000 square feet of commercial development (of which at least 40% must be

retail) and at least 250 multi-family units (of which at least 125 units must be rental and at least six of such units must be affordable for households earning 60% or less of the Area Median Income (AMI)).

- For 750 or more parking spaces, the Developer will provide at least 450,000 square feet of commercial development (of which at least 50% must be retail) and at least 600 multi-family units (of which at least 300 units must be rental and at least 15 of such units must be affordable for households earning 60% or less of AMI).
- In addition, the City will not purchase any public parking spaces unless a minimum of \$25 million in new property tax base is generated in the project area, and the new tax revenue to the City and County is at least 110% of the debt service payments for the spaces.
- The Agreement called for the Developer's parking financing to be in place within 10 years of the approval, or by September 15, 2014.

Small/Minority/Women Business Opportunity

In this joint City/County development agreement, the Developer has agreed to an aggregate MWSBE goal of 16% for the project, and includes an MBE goal of 11%, a WBE goal of 5%, and an SBE goal of 5% (Note: some subcontractors may qualify as both an SBE and MWBE).

Funding

Synthetic Tax Increment Grant

43. Conclusion of Consent Agenda

Action: Approve Consent items which Council members pulled for discussion or additional information.

44. Appointments to Boards and Commissions

Action: Vote on blue paper ballots and give to Clerk at dinner.

A. NEIGHBORHOOD MATCHING GRANTS FUND REVIEW TEAM

- One appointment for a business representative for a two-year term beginning April 16, 2012.
 - * Wofford Boyd – Council Members Fallon, Pickering
 - Jeffrey Chen – Council Members Autry, Barnes, Kinsey, Mayfield
 - Jason Tuttle – Council Member Cooksey
 - * Mr. Boyd was appointed later in the meeting to the Team in another category.
- Two appointments for neighborhood representatives for two-year terms beginning April 16, 2012.
 - Jeffrey Chen – Council Members Barnes, Cooksey
 - Jenifer Daniels, incumbent – Council Members Autry, Barnes, Cannon, Cooksey, Fallon, Howard, Kinsey, Mayfield, Mitchell, Pickering

- Karen Labovitz – Council Members Autry, Fallon, Kinsey, Mayfield, Pickering
- Clair Lane – Council Members Cannon, Howard
- Jason Tuttle – Council Member Mitchell

Attachment 4
Applications

45. Mayor and Council Topics

Council members may share information and raise topics for discussion.

46. 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

Consent consists of routine items that have been approved in the budget. Price lists for unit price contracts are available upon request.

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

47. Ashley Road/Tuckaseegee Road Sidewalk Project

Action: Award the low bid contract of \$196,138.23 to W.M. Warr & Son, Inc. for the Ashley Road/ Tuckaseegee Road Sidewalk Project.

Staff Resource: Troy Eisenberger, Engineering & Property Management

Explanation

- The Ashley Road/Tuckaseegee Road Sidewalk Project will support the City's Sidewalk Program to enhance connectivity, offer transportation choices and improve pedestrian safety.
- This project will add a sidewalk along the west side of Ashley Road from Tuckaseegee Road to Scott Futrell Drive and along Tuckaseegee Road from Ashley Road to the I-85 Ramp and from Queen City Drive to the I-85 Ramp (approximately .28 miles).
- Milling and resurfacing the intersection between Ashley Road and Tuckaseegee Road and between Ashley Road and Scott Futrell Drive will also be included as part of the project.
- Construction is expected to be complete fourth quarter 2012.

Small Business Opportunity

Established SBE Goal: 7%

Committed SBE Goal: 7.00%

W.M. Warr met the established SBE goal and committed 7.00% (\$13,729.68) of the total contract amount to the following SBE firm: Express Logistics Services, Inc. (hauling).

Funding

Transportation Capital Investment Plan

48. W.T. Harris Boulevard/The Plaza Intersection Improvement Project

Action: Award the low bid contract of \$1,001,583.62 to Ferebee Corporation for the W.T. Harris Boulevard/The Plaza Intersection Improvement Project.

Staff Resource: Tim Greene, Engineering & Property Management

Explanation

- The W.T. Harris Boulevard/The Plaza Intersection Improvement project is part of the Intersection Capacity Multi-Modal Enhancement Program.
- The goal of this project is to improve travel conditions for vehicles, pedestrians, bicyclists and transit users at this intersection.
- This project will improve existing medians, lane markings, extend turn lane length and adjust curbs.

- The project is located on W.T. Harris Boulevard from St. Johns Church Road to just north of the US Post Office and on The Plaza from Hunters Crossing Lane to just east of the Budget Self Storage.
- Construction is scheduled to be complete third quarter 2013.

Small Business Opportunity

Established SBE Goal: 7%

Committed SBE Goal: 7.62%

Ferebee Corporation exceeded the established SBE goal and committed 7.62% (\$76,340.22) of the total contract amount to the following SBE firms: On Time Construction (masonry), Ground Effects (striping) and Gastonia Iron Works (handrail).

Funding

Transportation Capital Investment Plan and Storm Water Capital Investment Plan

49. Milhaven Lane Sidewalk Project

Action: Award the low bid contract of \$923,125.94 to Bullseye Construction, Inc. for the Milhaven Lane Sidewalk Project.

Staff Resource: Troy Eisenberger, Engineering & Property Management

Explanation

- The Milhaven Lane Sidewalk Project will support the City's Sidewalk Program to enhance connectivity, offer transportation choices and improve pedestrian safety.
- This project will add a sidewalk with planting strip along Milhaven Lane from Statesville Road to Sunset Road (approximately one mile). Storm drainage improvements will also be included as part of this project.
- Construction is expected to be complete second quarter 2013.

Small Business Opportunity

Established SBE Goal: 7%

Committed SBE Goal: 7.00%

Bullseye Construction, Inc. met the established SBE goal and committed 7.00% (\$64,650) of the total contract amount to the following SBE firms: Union Paving Contractors (paving/resurfacing), Kay's Construction (concrete), On Time Construction (masonry), D's Trucking Service (hauling) and P&TL Inc. (erosion control services). Bullseye Construction, Inc. is also a certified SBE firm.

Funding

Transportation Capital Investment Plan and Storm Water Capital Investment Plan

50. North Graham Street Sidewalk Project

Action: Award the low bid contract of \$383,477.93 to Morlando Construction, LLC for the North Graham Street Sidewalk Project.

Staff Resource: Troy Eisenberger, Engineering & Property Management

Explanation

- The North Graham Street Sidewalk Project will support the City's Sidewalk Program to enhance connectivity, offer transportation choices and improve pedestrian safety.
- In June 2011, City Council approved a municipal agreement with the North Carolina Department of Transportation (NCDOT) for NCDOT to contribute \$187,500 to construct the North Graham Street Sidewalk project.
- This project is part of NCDOT's Congestion Mitigation and Air Quality program.
- This project will add a sidewalk on a NCDOT bridge along North Graham Street from Equipment Drive (north of I-85) to Jeff Adams Drive (south of I-85) along the east side of North Graham Street (approximately 0.23 miles).
- Construction is expected to be complete fourth quarter 2012.

Disadvantaged Business Enterprise (DBE) Opportunity

- Since partial funding was received by NCDOT, NCDOT required and approved a DBE goal of 5.0% for this project.
- Morlando Construction, LLC exceeded the DBE goal and committed 11.2% (\$39,076) of the base bid amount (\$348,616) to the following DBE firm: VHM Construction, Inc. (curb and gutter, concrete sidewalks, concrete islands and wheel chair ramps).

Funding

NCDOT and Transportation Capital Investment Plan

51. Rea Road Widening Project

Action: Award the low bid contract of \$10,992,337.45 to Triangle Grading & Paving, Inc. for the Rea Road Widening Project.

Staff Resource: Tim Greene, Engineering & Property Management

Explanation

- The Rea Road Widening Project includes the widening of Rea Road from Highway 51 to Colony Road to a median-divided street with one travel lane in each direction with sidewalks, bicycle lanes, a new bridge and planting strips.
- This project will improve sight distances along Rea Road by addressing typography issues. The new road will improve safety for motorists, pedestrians, and bicyclists.
- Planning work began in 2002 with five public meetings between April 2003 and February 2009 with the public in support of improvements.
- Funding for this \$22.5 million project was included in the November 2008 bond referendum and the FY2009-2013 Capital Investment Plan.
- Construction is expected to be complete fourth quarter 2014.

Small Business Opportunity

Established SBE Goal: 8%

Committed SBE Goal: 8.03%

Triangle Grading & Paving exceeded the established SBE goal and committed 8.03% (\$882,900) of the total contract amount to the following SBE firms: Express Logistic Services (hauling), P&TL, Inc. (erosion control), R&N Construction Group (paver block) and Fernandez Construction (concrete work).

Funding

Transportation Capital Investment Plan

52. Police & Fire Training Academy Backup Data Center

Action: Award the low bid contract of \$396,600 to Edison Foard Construction Services Inc. for the Police & Fire Training Academy Backup Data Center project.

Staff Resource: Jeff Furr, Engineering & Property Management

Explanation

- This project consists of renovations to approximately 2,000 square feet of interior space within the existing Police & Fire Training Academy to construct information technology (IT) and electrical rooms required for a backup data center.
- The backup center is geographically separate from the primary data center and houses computer equipment that provides redundancy for critical business systems. Data can be replicated between the data centers so that in the event of an outage at one location the other location can continue to provide service. The backup data center will be maintained by existing City staff.
- Work within the 108,163 square foot facility includes relocation of interior walls, installation of IT, electrical and HVAC equipment. All work will be scheduled around events at the training academy.
- In order to meet critical operational deadlines, all long lead electrical and HVAC equipment items will be purchased directly through the US Communities and Telecommunications Contracts and provided to the contractor for installation.
- The total cost of this project is \$750,000 and is expected to be completed by September 1, 2012.

Small Business Opportunity

Established SBE Goal: 5%

Committed SBE Goal: 3.31%

Edison Foard Construction Services, Inc. failed to meet the SBE goal, but it earned the required number of Good Faith Effort Points (Part B: Section 2.1 of the SBO Policy) (see attachment). Edison committed 3.31% (\$12,242) of the total base bid amount to the following SBE firms: Stevens Interiors, Inc. (drywall) and Gastonia Iron Works (steel). Further information on Edison's efforts are outlined in the attached Good Faith Effort Summary.

Funding

General Government Capital Investment Plan

Attachment 5

SBO Policy Reference

Attachment 6
Good Faith Effort Summary

53. Commonwealth Avenue/The Plaza Business Corridor Lighting

Action: Approve payment to Duke Energy in the amount of \$131,750.43 for the installation of pedestrian lights for the Commonwealth Avenue/The Plaza Business Corridor Project.

Staff Resources: Jim Keenan, Engineering & Property Management

Explanation

- This is a one-time, upfront payment for the installation of 24 pedestrian lights by Duke Energy.
- The monthly lighting bill will be paid by CDOT as part of the public lighting agreement between the City of Charlotte and Duke Energy. The standard monthly costs-per-light will apply for these street lights.
- The cost-per-light for the pedestrian lights is \$5,489.60 and includes the poles, fixtures, concrete bases, connection to underground power and installation.
- Funds are available in the project budget for these lights and installation should be complete by fourth quarter 2012.

Background

- City Council approved the construction contract for the Commonwealth Avenue/The Plaza Business Corridor Project with Ferebee Corporation on November 14, 2011 for \$1,262,061.68.
- This project will include streetscape enhancements along Commonwealth Avenue from Pecan Avenue to The Plaza and along The Plaza from Commonwealth Avenue to Central Avenue.
- Improvements will include:
 - Sidewalk
 - Curb and gutter
 - On-street reverse angle parking
 - Storm drainage improvements
 - Planting strips
 - Stamped cross-walks
 - Landscaping

Small Business Opportunity

No SBE goal was set for these contracts because there are no SBE subcontracting opportunities (Part B: Section 2.4 of the SBO Policy) (see attachment).

Funding

Business Corridor Revitalization Program

Attachment 5

SBO Policy Reference

54. Wetland Mitigation Project Identification and Prioritization

Action: Approve a contract with Wildlands Engineering, Inc. in the amount of \$250,000 for professional services.

Staff Resource: Daryl Hammock, Engineering & Property Management

Background

- State and federal permitting of construction projects often requires mitigation to offset the environmental impact of the project.
- In 2004, City Council approved a Stream and Wetland Mitigation Bank (Bank) to hold mitigation credits that can be used later by City and County public projects.
- The credits have typically been created through City funded Storm Water projects that restore the environmental and water quality characteristics of streams.
- The Bank allows mitigation dollars to remain local rather than be paid to a statewide fund, so the benefits of restoration projects are realized in local watersheds.
- The Bank currently contains only stream mitigation credits. Any City projects that impact wetlands and require wetland mitigation must be mitigated through other mitigation banks that generally build projects far from the City.

Explanation

- Work under this contract will consist of developing and implementing a screening process to identify potential wetland preservation, enhancement and restoration sites.
- This work will result in the identification of wetland mitigation projects that will be built in the future for inclusion in the Bank.
- Wildlands Engineering, Inc. was selected using the Council-approved, qualifications-based selection process.

Small Business Opportunity

For services based contracts, the City negotiates SBE goals after the proposal selection process (Part C: Section 2.2 of the SBO Policy) (see attachment). Wildlands Engineering, Inc. has projected 4.00% (\$10,000) of the contract amount to the following SBE firm: Survey & Mapping Control, Inc. (surveying).

Funding

Storm Water Capital Investment Plan

Attachment 5

SBO Policy Reference

55. Budget Ordinance to Appropriate Private Developer Funds

Action: Adopt a budget ordinance appropriating \$125,000 in private developer funds for pedestrian improvements and traffic calming.

Staff Resources: Johanna Quinn, Transportation
Mike Davis, Transportation

Explanation

- The budget ordinance appropriates \$125,000 in private developer funds.
- Payments made by the developer are in accordance with approved conditional zoning petition 2006-050.
- Funding is restricted as follows:
 - Wal-Mart Stores Inc. contributed \$25,000 for the installation of traffic calming devices within the Amity Gardens and/or Eastway/Sheffield neighborhoods.
 - Wal-Mart Stores Inc. contributed \$100,000 for the installation of sidewalks within the Eastway/Sheffield and/or Amity Gardens neighborhoods.
- Allocation of these funds for improvements within the targeted neighborhoods shall be determined by CDOT.
- Any funding that is unused will be refunded after project completion.

Funding

Developer Contributions

Attachment 7

Budget Ordinance

56. FY2012 Metropolitan Planning Program Grant Municipal Agreement

Action: Adopt a resolution authorizing the City Manager to execute a Municipal Agreement with the North Carolina Department of Transportation (NCDOT) to support transit-planning activities for the Mecklenburg-Union Metropolitan Planning Organization (MUMPO).

Staff Resources: Jayne Peterson, Transportation
Phil Reiger, Transportation

Explanation

- The Federal Transit Administration (FTA) awarded the FY2012 Metropolitan Planning Grant to the City of Charlotte in March 2012.
- The total FTA planning budget for the City of Charlotte is \$432,120, of which \$345,696 (80%) consists of federal funds, \$43,212 (10%) of state funds, and \$43,212 (10%) of local funds.
- In 2007, NCDOT began requiring grant recipients to enter into a new Municipal Agreement to receive the annual allocation.
- The City of Charlotte has received this grant for many years as the lead planning agency for MUMPO and as the major fixed-route transit operator for the urban area.

The Charlotte Department of Transportation (CDOT) and the Charlotte Area Transit System are responsible for the deliverables associated with this grant.

- The City must use the funds to support transit-planning activities. The CDOT uses these funds for travel demand modeling and other activities related to transit.
- This funding was included in the Council's adopted FY2012 budget. This Municipal Agreement is necessary to receive the federal and state reimbursement.

Small Business Opportunity

Inter-local agreements are exempt (Appendix Section 23.8 of the SBO Policy) (see attachment).

Funding

Federal and State Transportation Assistance Planning Grant

Attachment 5

SBO Policy Reference

Attachment 8

Resolution

57. Water Treatment Programmable Logic Controllers

Action: Award the low bid contract of \$200,000 to Automation Direct for the purchase of Programmable Logic Controllers (PLC) and related supplies and equipment.

Staff Resource: Barry Gullet, Utilities

Explanation

- Utilities uses Programmable Logic Controllers, or PLC's, to control various aspects of the water & wastewater treatment plants, pump stations, lift stations, water tanks, and other remote controlled equipment.
- Charlotte-Mecklenburg Utilities Department (CMUD) has evaluated other brands of PLC products over the years, CMUD selected Automation Direct's line because of their reliability, performance, and quality of technical support.
- An invitation to bid was issued on March 28, 2012. Only one bid was received.

Small Business Opportunity

No SBE goals are established for purchases of goods and equipment (Appendix Section 18 of the SBO Policy) (see attachment).

Funding

Utilities Capital Investment Plan

Attachment 5

SBO Policy Reference

58. Irwin Creek WWTP Improvements and Upgrades Project – Duke Energy Payment

Action: Approve an agreement with Duke Energy in an amount up to \$775,748.77 for the installation of a new transmission substation and temporary power feed associated with the Irwin Creek Waste Water Treatment Plant (WWTP) Improvements and Upgrade Project.

Staff Resource: Barry Gullet, Utilities

Explanation

- On December 12, 2011, City Council awarded a contract for upgrades to the Irwin Creek Wastewater Treatment Plant (WWTP) in the amount of \$20,881,400.
- The Irwin Creek WWTP Improvements and Upgrade Project includes multiple improvements throughout the plant, including a generator facility to provide standby emergency power for the entire WWTP. These improvements provide reliability of the treatment process and reduce the potential for discharge permit violations.
- A portion of the project requires Duke Energy to install an electrical transmission substation and provide a temporary transmission line to allow for the connection of the new substation without a power outage to the Irwin Creek WWTP.
- Upon completion of the work described above, Duke Energy will remove the original substation and temporary line.
- The cost of the work was programmed in the project budget during the project planning and design phase.
- Payment in the amount of 50% of the estimated cost of the work will be required before the beginning of the substation construction.

Small Business Opportunity

No SBE goal was set for these contracts because there are no SBE subcontracting opportunities (Part B: Section 2.4 of the SBO Policy) (see attachment).

Funding

Utilities Capital Investment Plan

Attachment 5

SBO Policy Reference

59. Crooked Creek Pump Station Contracts

- Action:**
- A. Approve amendment to five-year reimbursable contract with Liberty Healthcare Properties of North Carolina, LLC for the Crooked Creek Pump Station, and**
 - B. Approve contract in the amount of \$240,129 with Stantec Consulting Ltd. for engineering services, including detailed design and construction administration, for the proposed Crooked Creek Pump Station and associated sewer lines.**

Staff Resource: Barry Shearin, Utilities

Five-Year Reimbursable Contract Amendment

- A five-year reimbursable contract allows the acceleration of a project that is in the Utilities Capital Investment Plan whereby the applicant funds the design and construction of the project. The applicant is refunded most of the project cost over five years after the completion of the project.
- On March 28, 2011, City Council approved a five-year reimbursable contract with Liberty Healthcare Properties for the design and construction of the Crooked Creek Pump Station and associated sewer lines in the amount of \$2,663,664.
- Since that time Utilities Engineering staff have been working with Liberty on the scope of the project and determined that the overall scope of the project can be reduced, which reduces the estimated cost of the project to \$2,113,299.
- This contract amendment includes the following:
 - Changes the estimated cost of the project from \$2,663,664 to \$2,113,299
 - Increase in applicant deposit from \$266,366 to \$316,995 to cover additional engineering costs
 - Recalculation of acreage fees associated with the change in project scope
 - Revise the contract such that the Utilities Director is authorized, with the consent of the applicant, to revise the amount and scope of work to be performed under this contract

Engineering Contract for Crooked Creek Pump Station

- The engineering contract with Stantec will provide for the design and construction administration of the Crooked Creek sanitary sewer pump station and associated sewer lines to be built in southeast Mecklenburg County near I-485 and Independence Boulevard.
- This project will eliminate the existing Heathers Pump Station, which currently serves a portion of the service basin. These new facilities will increase the size of the service basin and provide additional pumping capacity at the new pump station.

Small Business Opportunity

Committed SBE Goal: 4.36%

For professional services-based contracts, the City negotiates SBE goals after the proposal selection process (Part C: Section 2.2 of the SBO Policy) (see attachment). On this contract Stantec Consulting Services has committed 4.36% (\$10,461) of the total contract amount to the following SBE firms: Avioimage Mapping Services (aerial surveying), and Capstone Civil Group (geotechnical services).

Funding

Utilities Capital Investment Plan

Attachment 5

SBO Policy Reference

60. Transit Bus Tire Leasing Services

Action: Approve a five-year contract with Goodyear Tire & Rubber Company to provide bus tire leasing for a first year amount of \$827,047.13, with annual increases of approximately 5% in subsequent years (for a total contract amount of \$4,542,599.23).

Staff Resource: Larry Kopf, Transit

Explanation

- The leasing of tires used on buses is the predominate practice by transit agencies nationally. The benefits of leasing include:
 - Low inventory
 - On-going technical support
 - Equipment and tire disposal
 - Minimal employee overhead
- The City has used a bus tire leasing company to provide tires for the bus fleet since 1980.
- On February 14, 2012, CATS issued a formal Request for Proposals (RFP) to solicit Bus Tire Lease Services for the CATS bus fleet.
- Goodyear Tire & Rubber Company submitted the lowest prices of the three proposals received. Goodyear Tire & Rubber Company was determined by the committee to be the best qualified to provide supplies and support.
- This will be a five year contract with a fixed total contract amount.

Small Business Opportunity

No SBE Goal was set for this contract because there are no SBE subcontracting opportunities (Part C: Section 2.4 of the SBO Policy) (see attachment).

Funding

Transit Operating Budget

Attachment 5

SBO Policy Reference

61. Radiation Detection Equipment

- Action:** A. Approve the purchase of radiation detection equipment, as authorized by the sole source exception of G.S. 143-129 (e) (6), and
- B. Approve a contract for an amount up to \$300,000 with Thermo Fisher Scientific for the purchase of radiation detection equipment and accessories.

Staff Resource: Jeff Dulin, Fire

Sole Source Exception

- 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
- There is only one source of supply for this equipment.

Explanation

- The Charlotte Fire Department currently does not have vehicular mounted radiation detection equipment on its front-line apparatus. The current equipment, which was purchased in 2002-03, is older technology, does not allow for mounting capabilities, and is not able to provide full-time power to the unit for detection capabilities. Equipment maintenance is becoming costly as the units require calibration and repair. The existing equipment is slower to detect and measure radiation once it is turned on, putting personnel at risk.
- The new equipment will be mounted on all front-line apparatus, which will allow for constant detection capabilities with a constant power supply. This is important as the apparatus responds to incidents to determine possible radiation contamination.
- Thermo Fisher Scientific is the exclusive manufacturer of the RadEye PRD (Personal Radiation Detector) family of instruments and all of the accompanying accessories. These instruments include "proprietary" Natural Background Rejection technology in order to quickly detect and characterize the radiation energies as "low energy" or "high energy" during the measurement and investigation phases.

Small Business Opportunity

Sole source contracts are exempt (Appendix Section 23.2 of the SBO Policy) (see attachment).

Funding

Federal Urban Area Security Initiative Grant

Attachment 5

SBO Policy Reference

62. Hazardous Materials Response Robot

- Action:**
- A. Approve the purchase of a robot for hazardous material responses as authorized by the sole source exception G.S. 143-129(e)(6), and**
 - B. Approve a contract for an amount up to \$200,000 with QinetiQ for the purchase of the robot and related accessories.**

Staff Resource: Jeff Dulin, Fire

Sole Source Exception

- G.S. 143-129(e)(6) provides that formal bidding requirements do not apply when:
 1. Performance or price competition is not available
 2. A needed product is available from only one source of supply
 3. Standardization or compatibility is the overriding consideration
- Sole sourcing of the HazMat robot is necessary to be compatible with the Hazardous Materials response robots being purchased by the North Carolina Hazardous Materials Regional Response Teams (RRTs).

Explanation

- North Carolina Division of Emergency Management contracts with the Charlotte Fire Department to provide Hazardous Materials Response in Region 7.
- Region 7 includes the counties of: Alexander, Anson, Cabarrus, Catawba, Cleveland, Gaston, Iredell, Lincoln, Mecklenburg, Rowan, Stanly and Union.
- Charlotte Fire Department had previously purchased the same type of robot from QinetiQ in March 2011. This unit is currently housed at Fire Station 32 for use by RRT 7. Fire Station 32 is located on Bryant Farms Road in the Ballantyne area.
- This purchase will provide a robot for the HazMat units 1 and 2 at Fire Station 13, which is located on Glenwood Drive at the I-85/Glenwood Drive exit. Having two robots will allow for multiple and rapid response capabilities by our HazMat units across the City of Charlotte.
- This robot has the capability to transport Chemical, Biological, Radiological, and Nuclear (CBRN) detection monitors and equipment into a hot zone, and can perform the same functions as its human counterparts, thus limiting exposure to HazMat technicians and firefighters. Additionally, it is strong enough to drag a person out of a contaminated environment if necessary and uses forward looking infra-red to operate in total darkness, smoke, fog and rain.
- This unit is compatible with existing monitoring and detection equipment used by the Charlotte Fire Department.

Small Business Opportunity

Sole source contracts are exempt (Appendix Section 23.2 of the SBO Policy) (see attachment).

Funding

Federal Urban Area Security Initiative Grant

Attachment 5

SBO Policy Reference

63. Urban Search and Rescue Equipment

Action: A. Approve the purchase of Urban Search & Rescue (USAR) equipment, as authorized by the federal contract exception of G.S. 143-129(e)(9a), and

B. Approve the purchase of USAR equipment from Western Shelter Systems in an amount up to \$150,000.

Staff Resources: Charles Robinson, Business Support Services
Jeff Dulin, Fire

Federal Contract Exception

- G.S. 143-129(e)(9a) allows local government to purchase from contracts established by the United States government, including any federal agency, if the contractor is willing to extend the same or more favorable prices, terms, and conditions as those established under the federal contract.

Explanation

- The Charlotte Fire Department has purchased seven tents from Western Shelter Systems in order to provide a base of operations that protects personnel and equipment during a deployment.
- Four of the seven tents have received minor upgrades, three still need upgrades.
- This purchase will provide the upgraded walls for three tents, as well as, hard flooring and electrical upgrades for all seven of the tents.
- This will also purchase two, 20-foot round tents, two propane water heaters and sinks, and a spare parts/repair kit. All of these items help the Task Force be self-sufficient when sent on deployments to disaster stricken areas.
- The purchase must be compatible with the established equipment used by the USAR Team.

Small Business Opportunity

Contracts purchased off an existing Federal or State contract are exempt (Appendix Section 23.2 of the SBO Policy) (see attachment).

Funding

Federal Urban Area Security Initiative Grant

Attachment 5

SBO Policy Reference

64. Air Monitoring Equipment for Fire

- Action:**
- A. Approve the purchase of air monitoring equipment as authorized by the sole source purchasing exception of G. S. 143-129 (e) (6), and**
 - B. Approve a contract for an amount up to \$400,000 with Industrial Scientific for the purchase of air monitors and accessories.**

Staff Resource: Jeff Dulin, Fire

Sole Source Exception

- 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 or supply
 3. Standardization or compatibility is the overriding consideration
- There is only one source of supply for this equipment.

Explanation

- The Charlotte Fire Department (CFD) has used an Industrial Scientific ITX Air Monitor, associated docking station and calibration gas for approximately 12 years.
- All CFD companies have an air monitor on their apparatus to allow responders to quickly assess if certain gases have been released in the air. This allows responders to quickly determine if evacuations are needed and to provide for responder safety.
- The docking stations and related software allow for calibration and maintenance on a regular schedule. This allows for remote diagnostics to be performed and is used by both Hazmat Stations to determine if sensors or meters needs maintenance. All City fire stations are networked back to a central server for these functions and also allow CFD to meet compliance with OSHA regulations. The software additionally stores all meter data.
- The current air monitor and docking stations are at the end of their effective life and need to be replaced.
- This contract will allow for the purchase of the newer model of the Industrial Scientific air monitors (MX6) to be purchased for all CFD companies, and docking stations with the necessary quantities of calibration gas to be purchased for use in each station.
- Purchasing the meters from Industrial Scientific will provide a three year warranty on the sensors included in the meters that is exclusively provided by Industrial Scientific and is not available through distribution channels. The meter itself will carry a lifetime warranty on all components excluding consumables (sensors, batteries, filters, pumps, etc).
- Industrial Scientific will also provide a level of field support, as well as, the Software Upgrade Kit at no charge. This service is only available from the manufacturer and not available through distribution channels.

Small Business Opportunity

Federal Source contracts are exempt (Appendix Section 23.2 of the SBO Policy) (see attachment).

Funding

Federal Urban Area Security Initiative Grant

Attachment 5
SBO Policy Reference

65. License Plate Readers

Action: Approve the purchase of automated license plate readers and related equipment from an existing unit price contract with NDI Recognition Systems for \$606,871.

Staff Resources: Katrina Graue, Police
Steve Willis, Police

Explanation

- Charlotte-Mecklenburg Police Department (CMPD) began using automated license plate readers in 2008 to capture license plate information and vehicle descriptions. The data is used for comparison against stolen wanted vehicle alerts listed with the National Crime Information Center. The data has proven to be a useful investigative and predictive tool for police.
- CMPD plans to use \$606,871 in Urban Area Security Initiative grant funds to purchase additional components for its automated license plate system. These include:
 - Five automated license plate processors
 - 37 cameras and cables
 - Related equipment
 - Installation
 - Maintenance
 - Site licensing
- The new equipment enables CMPD to expand its use of automated license plate readers throughout the city.
- The equipment will be purchased from an existing contract with NDI Recognition Systems, which was approved by City Council on June 9, 2008. The contract was for an initial three-year term with two, additional one-year terms.

Small Business Opportunity

No SBE goals are established for purchases of goods and equipment (Appendix Section 18 of the SBO Policy) (see attachment).

Funding

Federal Urban Area Security Initiative Grant

Attachment 5
SBO Policy Reference

66. Passenger Vehicle for Hire Text Amendment

Action: Adopt an ordinance amending the Passenger Vehicle for Hire Ordinance (Chapter 22) to eliminate the vehicle age limit for accessible vehicles, effective July 1, 2012.

Staff Resources: Thomas Powers III, Attorney's Office
Tracey Evans, Attorney's Office

Explanation

- Accessible vehicles are taxicabs that are capable of transporting passengers with disabilities or physical impairments.
- When City Council approved revisions to Chapter 22 on July 25, 2011, no exception to the vehicle age limit was included for accessible vehicles.
- Currently, the Passenger Vehicle for Hire Ordinance establishes a vehicle age limit of six years for taxicabs, which includes accessible vehicles.
- Because there is no exception to the vehicle age limit for accessible vehicles in the ordinance, on July 1, 2012, 14 out of the 15 available accessible vehicles will be removed from service. The ability to provide service to the disability community would be impaired.
- Staff recommends the text amendment to eliminate the vehicle age limit for accessible vehicles. The revised Passenger Vehicle for Hire Ordinance would allow accessible vehicles to operate within the city; provided that each accessible vehicle passes an annual inspection.
- The text amendment is limited only to accessible vehicles, and is not intended to alter the vehicle age limit for taxicabs or black cars. The vehicle age limit for taxicabs has been referred to the Community Safety Committee.

Attachment 9

Ordinance

67. Temporary Staffing Services

- Action:** **A. Approve contracts for temporary staffing services for an initial term of three years, in the aggregate estimated annual amount of \$1,750,000 with the following service providers:**
- Abacus Corporation
 - Advantage Personnel Solutions, LLC
 - Allegiance Staffing
 - AppleOne Employment Services
 - Epic Placement Service
 - GoodWork Staffing (a division of Goodwill Industries)
 - Integra Staffing
 - Jennifer Temps, Inc.
 - Premier Staffing Resources
 - Solutions Staffing
 - TECHEAD
 - Trojan Labor
- B. Authorize the City Manager to extend the contracts for up to two additional one-year terms, to amend the contracts as needed from time to time to add job categories as may be necessary to support City needs, and to implement price adjustments as authorized by the contract.**

Staff Resource: Charles Robinson, Business Support Services

Explanation

- This item was pulled by staff from the April 23, 2012 Council meeting to make a correction and to provide more information.
- The City of Charlotte uses temporary staff to fill a variety of positions and assignments.
- Temporary staffing benefits City departments by:
 - Ensuring adequate coverage caused by vacancies, illness, or other routine leave events
 - Addressing peak workload, seasonal, or short-term needs
 - Avoiding employee overhead costs
 - Allowing potential candidates to perform on a temporary or a trial basis prior to employment offers
- Primary temporary staffing job categories include:
 - Administrative and office support
 - Accounting and financial support
 - Laborers
 - Legal assistants
 - Skilled trades

Selection Process

- The City issued a Request for Proposal (RFP) for Temporary Staffing Services on February 14, 2012.
- In response to the RFP, the City received 27 proposals from interested service providers.

- The Project Team, consisting of staff from Business Support Services' Procurement Services Division, Human Resources, Solid Waste Services, Aviation, and the Department of Transportation, evaluated the proposals, considering experience, qualifications, operational viability, references, service rates, physical presence in the local area, and willingness to meet City's terms and conditions.
- The aggregate estimated spend for all awarded contracts for all terms is \$8,750,000.
- All companies have obtained office space locations within Mecklenburg County or are in the process of obtaining office space.

Small Business Opportunity

No SBE goal was set for this contract because there are no SBE subcontracting opportunities (Part C: Section 2.4 of the SBO Policy) (see attachment). However, many of the service providers have various certifications inclusive of Small Business, Minority and Women Owned Business, Disadvantage Business, and Historically Underutilized Business, as detailed below.

Company Name	Headquarters	Certifications
Abacus Corporation	Richmond, VA	N/A
Advantage Personnel Solutions, LLC	Charlotte, NC	SBE
Allegiance Staffing	Charlotte, NC	MWBE
AppleOne Employment Services	Torrance, CA	N/A
Epic Placement Service	Charlotte, NC	SBE, MWBE, DBE, HUB
GoodWork Staffing	Rockville, MD	N/A
Integra Staffing	Charlotte, NC	MWBE
Jennifer Temps, Inc.	New York, NY	MWBE
Premier Staffing Resources	Lanham, MD	N/A
Solutions Staffing	Columbus, OH	MWBE
TECHHEAD	Richmond, VA	WBE
Trojan Labor	Charlotte, NC	N/A

Funding

Various department operating budgets

Attachment 5

SBO Policy Reference

68. Cabarrus County Radio System Upgrade

Action: **A. Approve the purchase of communications equipment and software, as authorized by the sole source exception G.S. 143-129(e)(6), and**

B. Approve a contract with Motorola to upgrade the Cabarrus County Radio system to version 4.1 at a cost of \$1,057,388.

Staff Resource: Charles Robinson, Business Support Services

Sole Source Exception

- G.S. 143-129(e)(6) provides that formal bidding requirements do not apply when:
 1. Performance or price competition is not available
 2. A needed product is available from only one source of supply
 3. Standardization or compatibility is the overriding consideration
- Sole sourcing of the communications equipment from Motorola will ensure compatibility with the current City of Charlotte Public Safety Radio System, which is necessary for interoperable communications.

Explanation

- On February 1, 2012 an interlocal agreement was signed with Cabarrus County joining their network to the Charlotte-Mecklenburg Radio System.
- The Cabarrus County Smart-X Migration Project will provide an upgrade and interface from Cabarrus' SmartNet system into the R.A.D.I.O (Regional Advanced Digital Interoperable) Project 25 network. This interface allows Cabarrus to connect both its existing SmartNet system and Gold Elite dispatch centers to the Regional P25 Master Site.
- This upgrade provides a timely solution for increased interoperability, coverage and redundancy that is needed for on-going public safety interoperability for both the City of Charlotte and Cabarrus County.
- 100% of funding for the project will be through Urban Area Security Initiative grant funds.

Small Business Opportunity

Sole source contracts are exempt (Appendix Section 23.2 of the SBO Policy) (see attachment).

Funding

Federal Urban Area Security Initiative Grant

Attachment 5

SBO Policy Reference

69. Interim Technical Support for Union County Communications Equipment

Action: **A. Approve a contract with Motorola for communications equipment technician support for three months for an estimated amount of \$30,000, and**

B. Authorize the City Manager to approve up to four renewal options for approximately \$30,000 each as authorized by the contract.

Staff Resource: Charles Robinson, Business Support Services

Explanation

- In August of 2011 City Council approved the funding of one dedicated full-time equivalent for the Union County P25 network as a function of the inter-local agreement between the City of Charlotte and Union County. Pending the hiring and training of a technician for this position, Business Support Services (BSS) is requesting that interim technical support be provided by Motorola for approximately \$30,000 for a period of three months.
- Because this is a Motorola system, BSS believes that Motorola staff has the skills and knowledge required to provide this support without advanced training.
- The contract amount is funded by Union County through its interlocal agreement with the City.
- If all renewal options are authorized, the total expenditure would be \$150,000.

Small Business Opportunity

No SBE goal was set for this contract because there are no SBE subcontracting opportunities (Part C: Section 2.4 of the SBO Policy) (see attachment).

Funding

Interlocal Agreement

Attachment 5

SBO Policy Reference

70. Public Safety Radios and Communications Equipment

Action: Approve an amendment to an existing contract with Motorola Solutions, Inc. to allow the purchase of digital, public safety radios and related software, firmware, and accessories to advance the migration of City users from the current analog radio network to the Motorola Solutions, Inc. P25 digital network in an estimated amount of \$5,997,691.20.

Staff Resource: Charles Robinson, Business Support Services

Explanation

- In November 2011, City Council approved a three- year unit price contract with Motorola Solutions, Inc. with two, additional one-year extensions as part of a Charlotte Cooperative Purchasing Alliance competitive solicitation for radio and communication equipment.
- Public Safety radios provide critical voice communications for public safety services (police, fire, and medic), other field service employees, and dispatchers throughout the City of Charlotte and Mecklenburg County. This equipment is also designed for high durability and reliability.
- The City's radio system relies heavily on software and imbedded firmware, with which these radios must be compatible. All radio equipment and related components require interoperability with City, County, and surrounding jurisdiction's systems.
- The City is actively working to upgrade the radio inventory from analog to digital because of discontinued industry support for analog radio systems, effective December 31, 2015. The public safety industry is moving to digital radio systems.
- Motorola Solutions, Inc. has offered the City of Charlotte the opportunity to purchase 1,966 digital radio units for Police and Fire at a 40% discount as a one-time procurement representing an estimated cost avoidance of \$3,998,461 over the cost of going through our traditional annual radio refresh cycle over the next four years.
- In addition to the discount offered, Motorola Solutions will extend a 36 month warranty in lieu of the standard 12 month radio warranty, reprogram and provide flash upgrades and related accessories (case, ear-pieces, antennas, etc.) for 2,000+ current (in-field) radios.

Small Business Opportunity

No SBE goals are established for purchases of goods and equipment (Appendix Section 18 of the SBO Policy) (see attachment).

Funding

Existing FY2012 Resources including Federal Urban Area Security Initiative Grants, DNC Grant Funds, and Capital Equipment Funding

Attachment 5

SBO Policy Reference

71. Voicemail System and Related Services

Action: Approve a 24 month extension to the contract with Call Coverage, Inc. for the continued provision of the City's CallXpress voice mail system and related services in the estimated amount of \$172,800.

Staff Resource: Charles Robinson, Business Support Services

Explanation

- In April 2007, City Council approved a fixed price contract for a five-year term with Call Coverage, Inc. in the total aggregate amount of \$432,000.
- The City signed a contract with Call Coverage, effective May 30, 2007 with a five-year initial term expiring on May 29, 2012, with options to renew for up to 24 additional months thereafter.
- The City's contract for its existing Centrex telephone system is due to expire in December of 2013. The City is currently evaluating the replacement of the Centrex system with a Voice over Internet Protocol (VoIP) system.
- A separate voicemail system such as CallXpress must be maintained until the Centrex system is replaced in order to provide voicemail services to City users that are still operating on the Centrex system, and to support users during the migration to the VoIP system.

Selection Process

- The City issued a competitive solicitation in December 2006 to select a vendor to provide a voicemail system and associated services.
- Six proposals were received and each was evaluated using selection criteria that included price, total cost of ownership, capabilities, training and maintenance support.
- Call Coverage offered the lowest total cost of ownership price among the vendors and demonstrated strengths in functionality, compatibility and integration to the existing Centrex telephone system as well as future telephone systems.

Small Business Opportunity

No SBE goal was set for this contract extension because there are no SBE subcontracting opportunities (Part C: Section 2.4 of the SBO Policy) (see attachment).

Funding

Business Support Services Operating Budget

Attachment 5

SBO Policy Reference

72. Airport Carpet Purchase and Installation

Action: A. Approve an amendment to the contract with Tandus Flooring in the amount of \$140,000 for the purchase of carpet for the Airport's loading bridges, and

B. Award the low bid contract of \$326,155.98 with Modular Designs for installation of carpet in the Airport's terminal and concourses.

Staff Resource: Jerry Orr, Aviation

Carpet Purchase for Loading Bridges

- In May 2011, Council approved a sole-source contract in the amount of \$1,200,000 with Tandus Flooring for the purchase of carpeting for the Airport's terminal and concourses.
- This amendment will allow the procurement of 3,740 square yards of carpet to be used in the Airport's loading bridges.

Carpet Installation for Terminal and Concourses

- Modular Designs will furnish adhesives, remove and recycle existing carpet, and install the carpet in terminal and concourse areas.
- The work will be completed in August 2012.

Small Business Opportunity

Tandus Flooring

Sole source contracts are exempt (Appendix Section 23.2 of the SBO policy) (see attachment).

Modular Designs

Established SBE Goal: 15%

Committed SBE Goal: 19.78%

Modular Designs exceeded the established SBE goal, and committed 19.78% (\$64,500) of the total contract amount to the following SBE firm(s): LSB Flooring (carpet demo).

Funding

Aviation Operating Budget

Attachment 5

SBO Policy Reference

73. Airport Wireless Carrier Agreements

- Action:**
- A. Approve a license agreement with New Cingular Wireless PCS, LLC (“AT&T”) for the use of the distributed antenna system (DAS),**
 - B. Approve a license agreement with Cellco Partnership, a Delaware Partnership, d/b/a Verizon Wireless (“Verizon”) for the use of the DAS, and**
 - C. Approve an agreement with DPJJ, LLC d/b/a Wireless Services (“Wireless Services”) in an amount up to \$361,111.63 for the monitoring and maintenance of the DAS for five years and authorize the City Manager to approve one renewal option for five years with price adjustments as stipulated in the contract.**

Staff Resource: Jerry Orr, Aviation

Distributed Antenna System

- Over 39 million passengers passed through the Airport in 2011, most of whom required the use of a cellular device during their visit to the Airport.
- Cellular service in the terminal building of the Airport is currently provided by cellular towers located around the Airport.
- The cellular coverage provided by these towers is insufficient in many areas of the terminal building resulting in sub-optimal cellular reception for the passengers, air carriers and the Airport’s lessees, contractors and employees.
- A distributed antenna system (DAS) is a network of antennas connected to a common source by fiber-optic cabling that provides consistent cellular service in a building. A DAS will resolve the cellular coverage deficiencies in the terminal building of the Airport.
- In November 2010, Council approved a contract with Wireless Services to design the DAS and to provide consulting services related to the deployment of the DAS. The contract was characterized as Phase 1 of the DAS project.
- In November 2011, Council approved a second contract with Wireless Services in November 2011 to install the DAS. The installation began in January 2012 and will be complete in May 2012.
- The total cost of the two contracts is \$1,344,951.06.

AT&T and Verizon Agreement

- The Airport has negotiated license agreements with AT&T and Verizon under which AT&T and Verizon will broadcast their respective telecommunications signals throughout the terminal.
- The license agreements will be for a ten-year initial term with two additional five-year terms upon mutual consent of the parties.
- Each carrier will pay the City \$448,317.02, its proportionate share of the cost of the design and installation of the system based on three carriers.
- Each carrier will pay the City an annual license fee in the amount of \$80,000 for the use of the DAS. This fee will escalate by three percent for each year of the term of the license agreement.
- Each carrier will pay the City an annual monitoring and maintenance fee in the amount of \$10,500 for the operation, monitoring and maintenance of the DAS. This

fee will escalate by three percent for each year of the term of the license agreement.

- The Airport anticipates entering into a licensing agreement with a third carrier, with the same licensing agreement terms.

Wireless Services Maintenance and Monitoring Agreement

- The Airport will enter into a contract with Wireless Services for the operation, monitoring and maintenance of the DAS. The costs of these services will be reimbursed by the carriers as part of their license agreements.
- The maintenance and monitoring agreement will be for a five-year initial term with one additional five-year option at the City's election.
- The City will pay Wireless Services an annual fee of \$10,500 per carrier for its services. This fee will escalate by three percent for each year of the term of the maintenance and monitoring agreement.
- The ten-year total of this agreement may be up to \$361,111.93.

Small Business Program

No SBE utilization goal was set for this contract because subcontracting opportunities were not identified (Part C: Section 2.4 of the SBO Policy)(see attachment).

Funding

Airport Operating Fund

Attachment 5

SBO Policy Reference

74. Airport Entrance Road Bridge Change Order

Action: Approve Change Order #1 in the amount of \$247,083.85 to Blythe Construction, Inc. for additional work on the entrance road bridge over Norfolk Southern Railroad.

Staff Resource: Jerry Orr, Aviation

Explanation

- In April 2011, City Council approved a contract with STV/Ralph Whitehead, Inc. to design two bridges for the new airport entrance road.
- In September 2011, City Council approved a contract with Blythe Construction, Inc. for construction of the bridge over Norfolk Southern Railroad.
- Two fiber-optic lines were overlooked during design.
- STV/Ralph Whitehead redesigned the bridge to avoid impacting these two lines. There was no cost to the Airport for this redesign.
- The change order pays Blythe additional construction cost of the redesigned bridge.
- Relocating the lines would have cost \$500,000.
- The change order is within the project budget.

Small Business Opportunity

SBE goals are not established for change orders, however all additional work involved in this contract will be performed by Blythe Construction, Inc. and their existing subcontractors (Part D: Section 6 of the SBO Policy) (see attachment).

Funding

Aviation Capital Investment Plan

Attachment 5

SBO Policy Reference

75. Airport Valet and Parking Services Contract Extensions

Action:

A. Approve a one-year contract extension with Park, Inc. for the management of the curbside and business valet parking operation at the Airport, and

B. Approve a one-year contract extension and amendment with EJ Services, Inc., d/b/a Balance Staffing Services in the amount of \$1,900,000 for providing parking cashiers and support.

Staff Resource: Jerry Orr, Aviation**Explanation**

- Both contract extensions are an interrelated part of the Airport's parking operation. The contract extensions will provide stability and continuity while transitioning to the new parking revenue control system. Staff intends to evaluate parking services options and then issue a new Request for Proposal process in 2013.

Curbside and Business Valet Parking

- In July 2003, Council approved a five-year management contract with Park, Inc. (formerly Parking Solutions) to manage the curbside valet parking at the Airport.
- On February 26, 2007, Council approved a contract amendment to add Business Valet, a remote valet service, on Wilkinson Boulevard in anticipation of the construction of a parking deck.
- In May 2008, Council approved a three-year contract extension with Park, Inc. to manage curbside and business valet parking at the Airport.
- In July 2011, Council approved a one-year extension with Park, Inc. to manage curbside and business valet parking at the Airport.
- Based on the contractor's performance record, quality of service and personnel, the Airport would like to extend this agreement for an additional year.
- Park, Inc. earned \$179,959 in FY2011, while gross revenues to the Airport were \$5,390,785. Gross revenues for FY2012 are estimated at \$4.77 million.
- Park, Inc. is paid a flat fee of \$900 per month and an incentive fee of 5% of annual profits. Revenues are deposited daily by the Airport. Park, Inc. is reimbursed for expenses.

Parking Services

- The Aviation Department manages the public parking operation at the airport using temporary personnel to provide labor for various activities.
- Since 1982, the airport has staffed parking cashiers, customer service reps, taxi starters, and other parking support services through a temporary services contract.
- In February 2005, after a competitive process, Council approved a contract with EJ Services, Inc., d/b/a Balance staffing.
- In January 2010, Council approved an amendment and a two-year extension.

- In January 2012, Council approved a contract extension until June 30, 2012.
- Installation of the new parking revenue control system is currently underway and will be completed in June 2012. The new system will substantially reduce the need for temporary personnel as cashiers.
- Balance Staffing will provide personnel on a man-hour basis as required by the airport.
- Hourly rates are set by the airport and vary from \$9.57 to \$19.56 per hour
- Balance Staffing provides employees:
 - Earned wages
 - Holiday
 - Vacation pay
 - Limited health benefits

Small Business Opportunity

No SBE goals were set for these contract extensions because there are no SBE subcontracting opportunities (Part C: Section 2.4 of the SBO Policy) (see attachment).

Funding

Airport Operating Fund

Attachment 5

SBO Policy Reference

76. In Rem Remedy

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

Public Purpose:

- Eliminate a blighting influence.
- Reduce the proportion of substandard housing.
- Increase tax value of property by making land available for potential infill housing development.
- Support public safety initiatives.

Policy:

- Housing & Neighborhood Development
- Community Safety

The In Rem Remedy items were initiated from 3 categories:

1. Public Safety – Police and/or Fire Dept.
2. Complaint – petition by citizens, tenant complaint or public agency referral
3. Field Observation – concentrated code enforcement program

The In Rem Remedy item is listed below by category identifying the street address and neighborhood.

Public Safety:

- A. 3902 Marlette Drive (Neighborhood Statistical Area 107 – Dixie/Berryhill Neighborhood)

Field Observation:

- B. 2557 Hemphill Street (Neighborhood Statistical Area 2 – Pinecrest Neighborhood)
- C. 2636 Mayfair Avenue (Neighborhood Statistical Area 9 – Ponderosa/Wingate Neighborhood)

Public Safety:

A. 3902 Marlette Drive

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 3902 Marlette Drive (Neighborhood Statistical Area 107 – Dixie/Berryhill Neighborhood).

Attachment 10

Field Observation:

B. 2557 Hemphill Street

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 2557 Hemphill Street (Neighborhood Statistical Area 2 – Pinecrest Neighborhood).

Attachment 11

C. 2636 Mayfair Avenue

Action: Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 2636 Mayfair Avenue (Neighborhood Statistical Area 9 – Ponderosa/Wingate Neighborhood).

Attachment 12

77. Refund of Property and Business Privilege License Taxes

Action: **A. Adopt a resolution authorizing the refund of property taxes assessed through clerical or assessor error in the amount of \$648,515.21, and**

B. Adopt a resolution authorizing the refund of business privilege license payments made in the amount of \$5,030.00.

Staff Resource: Scott Greer, Finance

Explanation

- Mecklenburg County reported that refunds are unusually high due to the number of informal and formal appeals that went before the Board of Equalization & Review, resulting in reduced taxes due.

Attachment 13

Resolutions

List of property tax refunds

List of business privilege license refunds

78. Lease Renewal for CMPD Eastway Division

Action: **Approve lease renewal with Eastway Holdings, LLC for office space for Charlotte-Mecklenburg Police Department (CMPD) Eastway Division office located at 3024 Eastway Drive.**

Staff Resources: Robert Drayton, Engineering & Property Management
 Katrina Graue, Police

Explanation

- This lease agreement is for 7,800 square feet of office space in the Eastway Crossing Shopping Center located at 3024 Eastway Drive.
- CMPD has been in this location since 2002.
- This lease extension will allow CMPD staff to remain in their current location until completion of the new Eastway Division station at Central Avenue and Merry Oaks Road, which is estimated to be June 2014.

Terms of the Lease Agreement

- 7,800 square feet of office space
- Lease will commence July 1, 2012 for 24 months and end June 30, 2014.
- The initial lease rate will be \$12 per square foot (\$93,600 for the first year).
- 3% annual rent increase July 1 each year
- Tenant pays pro-rata share of taxes, insurance and utilities.
- Total lease payments not to exceed \$192,000.

Funding

Police Operating Budget

PROPERTY ITEMS

79. Property Transactions

Action: Approve the following property transaction(s) (A-E) and adopt the condemnation resolution(s) (F-AE).

- The City has negotiated in good faith to acquire the properties set forth below.
- For acquisitions, the property owner and staff have agreed on a price based on appraisals and/or estimates.
- In the case of condemnations, the value was established by an independent, certified appraisal followed by a third-party appraisal review.
- Real Estate staff diligently attempts to contact all property owners by:
 - Sending introductory letters via regular and certified mail
 - Making several site visits
 - Leaving door hangers and business cards
 - Seeking information from neighbors
 - Searching the internet
 - Obtaining title abstracts
 - Leaving voice messages
- For most condemnation cases, City staff and the property owner(s) have been unable to reach a settlement. In some cases, condemnation is necessary to ensure a clear title to the property.
- If City Council approves the resolutions, the City Attorney's Office will initiate condemnation proceedings. As part of the condemnation process, real estate staff and the City Attorney's Office will continue to negotiate, including court-mandated mediation, in an attempt to resolve the matter. Most condemnation cases are settled by the parties prior to going to court.
- If a settlement cannot be reached, the case will proceed to trial before a judge or jury to determine "just compensation."
- Full text of each resolution is on file with the City Clerk's Office.

Acquisitions

- A. Project:** Steele Creek Police Station, Parcel # 4
Owner(s): York Crossing, LLC
Property Address: 2303 Westinghouse Boulevard
Property to be acquired: 30,500 sq. ft. (.700 ac.) in Permanent Access Easement, plus 9,583 sq. ft. (.220 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Zoned: I-1
Use: Commercial
Tax Code: 201-171-20
Total Parcel Tax Value: \$4,131,100
Purchase Price: \$118,188
- B. Project:** Brentwood Place, Parcel # 180
Owner(s): Kyong Su Kim
Property Address: 1501 West Boulevard

Property to be acquired: 4,346 sq. ft. (.100 ac.) in Storm Drainage Easement, plus 3,798 sq. ft. (.087 ac.) in Temporary Construction Easement

Improvements: None

Landscaping: None

Zoned: CC

Use: Commercial

Tax Code: 119-033-38

Total Parcel Tax Value: \$502,300

Purchase Price: \$16,775

- C. Project:** City Boulevard Extension- Phase III, Parcel # 2
Owner(s): Like Wen, Kevin Fu, and Ming Fai Yu
Property Address: 6315 Rumble Road
Property to be acquired: 12,141 sq. ft. (.279 ac.) in Fee Simple, plus 1,371 sq. ft. (.031 ac.) in Existing Right-Of-Way, plus 48 sq. ft. (.001 ac.) in Utility Easement, plus 4,953 sq. ft. (.114 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: Trees
Zoned: R-3
Use: Single Family Residential - Rural Acreage
Tax Code: 047-361-07
Total Parcel Tax Value: \$173,400
Purchase Price: \$13,150
- D. Project:** Idlewild Road Roadway Improvement Project, Parcel # 4
Owner(s): Patricia D. Dowdy
Property Address: 8223 Idlewild Road
Property to be acquired: 7,722 sq. ft. (.177 ac.) in Fee Simple, plus 146 sq. ft. (.003 ac.) in Utility Easement, plus 4,255 sq. ft. (.098 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: Trees
Zoned: R-4
Use: Single Family Residential - Rural Acreage
Tax Code: 135-064-10
Total Parcel Tax Value: \$213,700
Purchase Price: \$15,275
- E. Project:** Idlewild Road Roadway Improvement Project, Parcel # 13, 14 & 22
Owner(s): Peter J. Jugis, Bishop of The Roman Catholic Diocese Of Charlotte, NC
Property Address: 8401 Idlewild Road
Property to be acquired: 19,916 sq. ft. (.457 ac.) in Fee Simple, plus 15,252 sq. ft. (.350 ac.) in Existing Right-Of-Way, plus 169 sq. ft. (.004 ac.) in Utility Easement, plus 12,549 sq. ft. (.288 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Zoned: R-4
Use: Single Family Residential - Rural Acreage

Tax Code: 135-065-05
Total Parcel Tax Value: \$4,080,200
Purchase Price: \$34,244

Condemnations

- F. Project:** Beatties Ford Road Widening, Parcel # 89
Owner(s): Clinton R. Douglas And Any Other Parties Of Interest
Property Address: 5704 Beatties Ford Road
Property to be acquired: 5,680 sq. ft. (.130 ac.) in Existing Right-Of-Way, plus 1,003 sq. ft. (.023 ac.) in Utility Easement, plus 5,418 sq. ft. (.124 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: Shrubs and Bushes
Zoned: R-3
Use: Single Family Residential - Rural Acreage
Tax Code: 037-371-01
Total Parcel Tax Value: \$153,600
Appraised Value: \$2,200
Property Owner's Counteroffer: None
Reason For Condemnation: Staff and the property owner have yet to reach an agreement regarding the appraisal amount. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation during which negotiation can continue, mediation is available and if necessary, just compensation can be determined by the court.
- G. Project:** Enderly Park Neighborhood Improvement Project, Parcel # 32
Owner(s): David Davidson And Tom Long And Any Other Parties Of Interest
Property Address: 3705 Rogers Street
Property to be acquired: 278 sq. ft. (.006 ac.) in Sidewalk and Utility Easement, plus 955 sq. ft. (.022 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: Trees and Shrubs
Zoned: R-5
Use: Single Family Residential
Tax Code: 065-023-52
Total Parcel Tax Value: \$78,700
Appraised Value: \$4,325
Property Owner's Counteroffer: None
Reason For Condemnation: The property owner has no concerns regarding the project and has agreed to the acquisition. However, the title abstract revealed issues that will prevent the City from obtaining clear title. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- H. Project:** Enderly Park Neighborhood Improvement Project, Parcel # 33
Owner(s): Carolyn J. Helms And Any Other Parties Of Interest
Property Address: 3701 Rogers Street

Property to be acquired: 189 sq. ft. (.004 ac.) in Sidewalk and Utility Easement, plus 50 sq. ft. (.001 ac.) in Utility Easement, plus 1,338 sq. ft. (.031 ac.) in Temporary Construction Easement

Improvements: Fence

Landscaping: Bushes

Zoned: R-5

Use: Single Family Residential

Tax Code: 065-023-51

Total Parcel Tax Value: \$51,100

Appraised Value: \$500

Property Owner's Counteroffer: None

Reason For Condemnation: The property owner has no concerns regarding the project and indicated her belief that it would enhance the neighborhood. However, the property owner no longer responds to numerous staff contact attempts. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation during which negotiation can continue, mediation is available and if necessary, just compensation can be determined by the court.

- I. **Project:** Enderly Park Neighborhood Improvement Project, Parcel # 47
Owner(s): Roger L. Green and Wife, Connie C. Green, Trustees For Prayer And Deliverance Ministries, Inc And Any Other Parties Of Interest
Property Address: 3501 Glenwood Drive
Property to be acquired: 46 sq. ft. (.001 ac.) in Utility Easement, plus 1,445 sq. ft. (.033 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Zoned: R-5
Use: Single Family Residential
Tax Code: 065-055-11
Total Parcel Tax Value: \$1,110,300
Appraised Value: \$400
Property Owner's Counteroffer: None
Reason For Condemnation: Staff has spoken with two property owner representatives who no longer respond to staff contact attempts. The title abstract revealed issues that will prevent the City from obtaining clear title. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- J. **Project:** Enderly Park Neighborhood Improvement Project, Parcel # 63
Owner(s): Tom P. Moore, IV and Wife, Julie Austin Walker And Any Other Parties Of Interest
Property Address: 3331 Tuckaseegee Road
Property to be acquired: 1,633 sq. ft. (.037 ac.) in Sidewalk and Utility Easement, plus 717 sq. ft. (.016 ac.) in Temporary Construction Easement
Improvements: Portion of retaining wall
Landscaping: None
Zoned: R-5
Use: Single Family Residential
Tax Code: 065-044-21

Total Parcel Tax Value: \$75,000

Appraised Value: \$1,900

Property Owner's Counteroffer: \$25,000

Reason For Condemnation: Staff and the property owner have yet to reach an agreement regarding the appraisal amount. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation during which negotiation can continue, mediation is available and if necessary, just compensation can be determined by the court.

- K. Project:** Enderly Park Neighborhood Improvement Project, Parcel # 82
Owner(s): Mamie Lee Thorn Stowe, Leroy Thorns, Sr. And Monte Ray Thorns And Any Other Parties Of Interest
Property Address: 3125 Mathis Drive
Property to be acquired: 300 sq. ft. (.007 ac.) in Storm Drainage Easement
Improvements: None
Landscaping: Small Trees
Zoned: R-5
Use: Single Family Residential
Tax Code: 065-016-23
Total Parcel Tax Value: \$73,700
Appraised Value: \$975
Property Owner's Counteroffer: None
Reason For Condemnation: Staff and the property owners have yet to reach an agreement regarding the acquisition. The property owners no longer respond to numerous staff contact attempts. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation during which negotiations can continue, mediation is available and if necessary, just compensation can be determined by the court.
- L. Project:** Enderly Park Neighborhood Improvement Project, Parcel # 88
Owner(s): Frank Shropshire, Et. Al. And Any Other Parties Of Interest
Property Address: 3112 Mathis Drive
Property to be acquired: 1,508 sq. ft. (.035 ac.) in Storm Drainage Easement, plus 87 sq. ft. (.002 ac.) in Sidewalk and Utility Easement, plus 474 sq. ft. (.011 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: Small tree and bushes
Zoned: R-5
Use: Single Family Residential
Tax Code: 065-046-12
Total Parcel Tax Value: \$55,500
Appraised Value: \$2,925
Property Owner's Counteroffer: None
Reason For Condemnation: Staff has been unable to locate the property owners despite numerous attempts, including certified and regular mailed letters, internet searches and neighbor inquiry. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.

- M. Project:** Finchley-Purser/Shamrock Hills Neighborhood Improvement Project - Phase 1, Parcel # 6
Owner(s): Heirs of Rufus Franklin Inman And Any Other Parties Of Interest
Property Address: 3700 Glenville Avenue
Property to be acquired: 461 sq. ft. (.011 ac.) in Sidewalk and Utility Easement, plus 2,661 sq. ft. (.061 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Zoned: R-4
Use: Single Family Residential
Tax Code: 099-122-07
Total Parcel Tax Value: \$80,600
Appraised Value: \$575
Property Owner's Counteroffer: None
Reason For Condemnation: The owner of record is deceased and died, without a will. Staff has been unsuccessful in determining the current ownership. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- N. Project:** Finchley-Purser/Shamrock Hills Neighborhood improvement Project - Phase 1, Parcel # 18
Owner(s): Bank of America, N.A. And Any Other Parties Of Interest
Property Address: 3930 Glenville Avenue
Property to be acquired: 974 sq. ft. (.022 ac.) in Temporary Construction Easement for a sidewalk
Improvements: None
Landscaping: None
Zoned: R-4
Use: Single Family Residential
Tax Code: 099-127-03
Total Parcel Tax Value: \$110,400
Appraised Value: \$600
Property Owner's Counteroffer: None
Reason For Condemnation: Bank of America obtained ownership of this property via foreclosure. All attempts to find the correct contact person to address the easement request have been unsuccessful. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- O. Project:** Finchley-Purser/Shamrock Hills Neighborhood Improvement Project - Phase 1, Parcel # 104
Owner(s): Santavius McBride And Any Other Parties Of Interest
Property Address: 3843 Foxford Place
Property to be acquired: 160 sq. ft. (.004 ac.) in Sidewalk and Utility Easement, plus 926 sq. ft. (.021 ac.) in Temporary Construction Easement for a sidewalk
Improvements: None
Landscaping: None
Zoned: R-4
Use: Single Family Residential

Tax Code: 099-126-18

Total Parcel Tax Value: \$82,200

Appraised Value: \$225

Property Owner's Counteroffer: None

Reason For Condemnation: Staff and the property owners have yet to reach an agreement regarding the acquisition. The property owners no longer respond to numerous staff contact attempts. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation during which negotiations can continue, mediation is available and if necessary, just compensation can be determined by the court.

- P. Project:** Finchley-Purser/Shamrock Hills Neighborhood Improvement Project - Phase 1, Parcel # 158,
Owner(s): Leonard Burch and Wife, Ruby Doris Burch And Any Other Parties Of Interest
Property Address: 2130 Jennie Linn Drive
Property to be acquired: 720 sq. ft. (.017 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Zoned: R-4
Use: Single Family Residential
Tax Code: 099-052-27
Total Parcel Tax Value: \$72,900
Appraised Value: \$100
Property Owner's Counteroffer: None
Reason For Condemnation: Following initial contact, the property owners no longer respond to numerous staff contact attempts. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- Q. Project:** FY12 Sidewalks - Harrisburg Road, Parcel # 2
Owner(s): Heirs of Doris M. Fairley, S. Dean Hamrick, Paula B. Hamilton, Jack T. Hamilton and Wife, Tamara B. Hamilton and Martha Susan Hamilton and Spouse, Robert T. Hamilton And Any Other Parties Of Interest
Property Address: Harrisburg Road
Property to be acquired: 945 sq. ft. (.022 ac.) in Sidewalk and Utility Easement, plus 44 sq. ft. (.001 ac.) in Utility Easement, plus 1,410 sq. ft. (.032 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Zoned: B-1
Use: Commercial
Tax Code: 109-092-24
Total Parcel Tax Value: \$18,100
Appraised Value: \$475
Property Owner's Counteroffer: None
Reason For Condemnation: Staff has been unable to determine and locate all of the property owners despite numerous attempts, including certified and regular mailed letters, internet searches and family member inquiry. To avoid delay in the project schedule, staff recommends

adopting a resolution to proceed to condemnation in order to obtain clear title.

- R.** **Project:** Idlewild Road Roadway Improvement Project, Parcel # 7
Owner(s): Inayat Ur Rehman and Samima Rehman and 2004-0000337, LLC And Any Other Parties Of Interest
Property Address: 8222 Idlewild Road
Property to be acquired: 1,169 sq. ft. (.027 ac.) in Fee Simple, plus 1,154 sq. ft. (.026 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: Trees
Zoned: R-4
Use: Single Family Residential - Rural Acreage
Tax Code: 165-103-05
Total Parcel Tax Value: \$201,900
Appraised Value: \$3,375
Property Owner's Counteroffer: None
Reason For Condemnation: Two of the property owners Inayat Ur Rehman and Samima Rehman support the project and have agreed to the acquisition. However, staff has been unable to receive a response from partial owner, 2004-0000337, LLC. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- S.** **Project:** Idlewild Road Roadway Improvement Project, Parcel # 18
Owner(s): Hector D. Hernandez and Antonina Lara And Any Other Parties Of Interest
Property Address: 8431 Alicia Brittany Lane
Property to be acquired: 21 sq. ft. in Utility Easement, plus 200 sq. ft. (.005 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: Tree
Zoned: R-4
Use: Single Family Residential
Tax Code: 165-103-48
Total Parcel Tax Value: \$98,500
Appraised Value: \$625
Property Owner's Counteroffer: None
Reason For Condemnation: Staff has only been able to locate one of the property owners who stated Antonina Lara and he are now divorced and she no longer resides in this country. He also stated he is against the project. Since this initial contact, this property owner no longer responds to numerous staff contact attempts. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- T.** **Project:** Idlewild Road Roadway Improvement Project, Parcel # 48
Owner(s): Valentin Perez and Wife, Longina Consuelos And Any Other Parties Of Interest
Property Address: 9125 Parkhurst Lane
Property to be acquired: 127 sq. ft. (.003 ac.) in Sidewalk and Utility Easement, plus 3 sq. ft. in Utility Easement, plus 1,045 sq. ft. (.024 ac.) in Temporary Construction Easement for a sidewalk

Improvements: None
Landscaping: Tree
Zoned: R-4
Use: Single Family Residential
Tax Code: 193-031-14
Total Parcel Tax Value: \$96,700
Appraised Value: \$2,175
Property Owner's Counteroffer: None
Reason For Condemnation: The property owners have no issues with the project and have agreed to the acquisition. However, the title abstract revealed issues which will prevent the City from obtaining clear title. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.

- U. Project:** Idlewild Road Roadway Improvement Project, Parcel # 67
Owner(s): Brenda Roddy and Jacqueline Levister And Any Other Parties Of Interest
Property Address: 9419 Idlewild Road
Property to be acquired: 333 sq. ft. (.008 ac.) in Fee Simple, plus 694 sq. ft. (.016 ac.) in Storm Drainage Easement, plus 1,139 sq. ft. (.026 ac.) in Temporary Construction Easement for a sidewalk
Improvements: None
Landscaping: Trees
Zoned: R-4
Use: Single Family Residential - Rural Acreage
Tax Code: 135-163-07
Total Parcel Tax Value: \$134,100
Appraised Value: \$3,400
Property Owner's Counteroffer: None
Reason For Condemnation: Following initial contact, the property owners no longer respond to numerous staff contact attempts. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- V. Project:** Idlewild Road Roadway Improvement Project, Parcel # 78
Owner(s): Bertha M. Presson And Any Other Parties Of Interest
Property Address: 9127 Idlewild Road
Property to be acquired: 3,824 sq. ft. (.088 ac.) in Fee Simple
Improvements: None
Landscaping: None
Zoned: R-4
Use: Rural Homesite
Tax Code: 193-031-07
Total Parcel Tax Value: \$7,700
Appraised Value: \$975
Property Owner's Counteroffer: None
Reason For Condemnation: The property is a small remnant as a result of an error from a previous conveyance. The property owner was unaware she owned the property. The title abstract indicates issues that will prevent the City from obtaining clear title. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.

- W.** **Project:** Ponderosa Neighborhood Improvement Project Phase 1 and Markland/Wedgefield Sidewalk Project, Parcel # 15
Owner(s): Daisy Miller Hampton, Frank Hampton, Jr., Oliver Hampton, Cassandra Miller, and Francedia Miller And Any Other Parties Of Interest
Property Address: 2921 Markland Drive
Property to be acquired: 281 sq. ft. (.006 ac.) in Sidewalk and Utility Easement, plus 891 sq. ft. (.020 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Zoned: R-5
Use: Single Family Residential
Tax Code: 115-012-14
Total Parcel Tax Value: \$68,500
Appraised Value: \$225
Property Owner's Counteroffer: None
Reason For Condemnation: All of the property owners could not come to an agreement among themselves. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- X.** **Project:** Ponderosa Neighborhood Improvement Project Ph 1 and Markland/Wedgefield Sidewalk Project, Parcel # 51
Owner(s): Mohammed Moujahid and Wife, Lalla Alaoui And Any Other Parties Of Interest
Property Address: 2725 Kenhill Drive
Property to be acquired: 1,273 sq. ft. (.029 ac.) in Temporary Construction Easement for a sidewalk
Improvements: None
Landscaping: None
Zoned: R-5
Use: Single Family Residential
Tax Code: 115-013-26
Total Parcel Tax Value: \$64,100
Appraised Value: \$150
Property Owner's Counteroffer: None
Reason For Condemnation: The property owner is in agreement with the project. However, they have failed to attend scheduled meetings and have not responded to numerous staff contact attempts. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- Y.** **Project:** Ponderosa NIP Ph 1 and Markland/Wedgefield Sidewalk Project, Parcel # 54
Owner(s): The Hidden Valley Rehabilitation Project Trust, Sky Mikesell, Trustee And Any Other Parties Of Interest
Property Address: Mayfair Avenue
Property to be acquired: 1,496 sq. ft. (.034 ac.) in Temporary Construction Easement for a sidewalk
Improvements: None
Landscaping: None
Zoned: R-5
Use: Single Family Residential

Tax Code: 115-013-08

Total Parcel Tax Value: \$9,000

Appraised Value: \$275

Property Owner's Counteroffer: Total Take

Reason For Condemnation: The property owner requested the City purchase the entire parcel to which the City could not agree. The property owner no longer responds to numerous staff contact attempts. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.

- Z.** **Project:** Robinhood/Dooley Storm Water Capital Improvement Project, Parcel # 20
- Owner(s):** The Bank of New York Mellon Trust Company, National Association And Any Other Parties Of Interest
- Property Address:** 6120 Lake Forest Road East
- Property to be acquired:** 790 sq. ft. (.018 ac.) in Storm Drainage Easement, plus 694 sq. ft. (.016 ac.) in Temporary Construction Easement
- Improvements:** None
- Landscaping:**
Tree
- Zoned:** R-3
- Use:** Single Family Residential
- Tax Code:** 109-165-02
- Total Parcel Tax Value:** \$148,600
- Appraised Value:** \$750
- Property Owner's Counteroffer:** None
- Reason For Condemnation:** The property was foreclosed upon during the acquisition process and staff has been unable to reach the correct contact with the new owner. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- AA.** **Project:** Robinhood/Dooley Storm Water Capital Improvement Project, Parcel # 25
- Owner(s):** Mozaffar M. Tehrani And Any Other Parties Of Interest
- Property Address:** 6101 Lake Forest Road East
- Property to be acquired:** 964 sq. ft. (.022 ac.) in Storm Drainage Easement, plus 507 sq. ft. (.012 ac.) in Temporary Construction Easement
- Improvements:** None
- Landscaping:** Trees
- Zoned:** R-3
- Use:** Single Family Residential
- Tax Code:** 109-161-01
- Total Parcel Tax Value:** \$137,800
- Appraised Value:** \$1,650
- Property Owner's Counteroffer:** None
- Reason For Condemnation:** Staff and the property owners have yet to reach an agreement regarding the appraisal amount. The property owner is now out of the country and staff has been unable to make contact. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation during which

negotiation can continue, mediation is available and if necessary, just compensation can be determined by the court.

- AB. Project:** Robinhood/Dooley Storm Water Capital Improvement Project, Parcel # 60
Owner(s): Robinhood Circle, LLC And Any Other Parties Of Interest
Property Address: 1183 Robinhood Circle
Property to be acquired: 480 sq. ft. (.011 ac.) in Storm Drainage Easement, plus 28 sq. ft. (.001 ac.) in Utility Easement, plus 10,283 sq. ft. (.236 ac.) in Conservation Easement, plus 1,993 sq. ft. (.046 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Zoned: R-3
Use: Single Family Residential - Rural Acreage
Tax Code: 109-211-08
Total Parcel Tax Value: \$176,200
Appraised Value: \$6,300
Property Owner's Counteroffer: None
Reason For Condemnation: The property owner is in agreement with the project and has agreed to the acquisition. However, the title abstract revealed issues that will prevent the City from obtaining clear title. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.
- AC. Project:** Robinhood/Dooley Storm Water Capital Improvement Project, Parcel # 67
Owner(s): David W. Stewart And Any Other Parties Of Interest
Property Address: 1221 Robinhood Circle
Property to be acquired: 21,780 sq. ft. (.500 ac.) in Conservation Easement, plus 711 sq. ft. (.016 ac.) in Temporary Construction Easement
Improvements: None
Landscaping: None
Zoned: R-3
Use: Single Family Residential - Rural Acreage
Tax Code: 109-211-15
Total Parcel Tax Value: \$167,400
Appraised Value: \$9,650
Property Owner's Counteroffer: \$14,000
Reason For Condemnation: Staff and the property owner have yet to reach an agreement regarding the acquisition. In an effort to come to an agreement, staff made several modifications to the plans to minimize the property impacts. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation during which negotiation can continue, mediation is available and if necessary, just compensation can be determined by the court.
- AD. Project:** Robinhood/Dooley Storm Water Capital Improvement Project, Parcel # 68
Owner(s): Barbara W. Stewart And Any Other Parties Of Interest
Property Address: 1215 Robinhood Circle

Property to be acquired: 8,384 sq. ft. (.192 ac.) in Conservation Easement

Improvements: None

Landscaping: None

Zoned: R-3

Use: Single Family Residential

Tax Code: 109-211-14

Total Parcel Tax Value: \$176,800

Appraised Value: \$3,825

Property Owner's Counteroffer: None

Reason For Condemnation: The property owner is against the project and an agreement has yet to be reached. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation during which negotiation can continue, mediation is available and if necessary, just compensation can be determined by the court.

AE. Project: Robinhood/Dooley Storm Water Capital Improvement Project, Parcel # 82

Owner(s): Karen G. Czarnecki And Any Other Parties Of Interest

Property Address: 1249 Robinhood Circle

Property to be acquired: 333 sq. ft. (.008 ac.) in Storm Drainage Easement, plus 11,069 sq. ft. (.254 ac.) in Conservation Easement, plus 805 sq. ft. (.018 ac.) in Temporary Construction Easement

Improvements: None

Landscaping: None

Zoned: R-3

Use: Single Family Residential

Tax Code: 109-211-20

Total Parcel Tax Value: \$151,600

Appraised Value: \$9,600

Property Owner's Counteroffer: None

Reason For Condemnation: The property is in the process of foreclosure proceedings. To avoid delay in the project schedule, staff recommends adopting a resolution to proceed to condemnation in order to obtain clear title.

80. Meeting Minutes

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

- February 27, 2012 Business Meeting
- February 29, 2012 Budget Retreat
- March 19, 2012 Zoning Meeting