

Mayor Patrick McCrory

Rod Autrey
Patrick D. Cannon
Nancy G. Carter
Mike Castano
Malcolm Graham

Mayor Pro Tem Susan Burgess

Don Lochman
James Mitchell, Jr.
Sara Spencer
Lynn Wheeler
Joe White

CITY COUNCIL MEETING
Monday, September 11, 2000

5:00 p.m.

Conference Center

Dinner Briefing
(See Table of Contents)

7:00 p.m.

Meeting Chamber

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

2000 Council Retreat Priorities

Top Priorities for 2000

Housing Policy and Strategy

Community Safety Strategy: Safest City in America

Road Improvements

Westside Strategy

High Priorities for 2000

Business Corridor Revitalization

Eastside Strategy Plan

Financial Policies

Neighborhood Initiatives

North Tryon Strategy

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Consent I

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5:00 P.M. DINNER BRIEFING CONFERENCE CENTER

1. Police Redistricting

Resource: Chief Darrel Stephens

Time: 30 minutes

Attachment 1

2 Growing Smarter Transportation/Land Use Best Practices Study

Resource: Jim Humphrey and Martin Cramton

Time: 30 minutes

Attachment 2

3. Vintage Trolley/South Rail Corridor Improvements

Resources: Jim Schumacher, City Engineer
Jeff Davis, Charlotte Trolley Board Chairman
Rob Walsh, Center City Partners President

Time: 30 minutes

Attachment 3

4. Johnston Road Extension/South Water Main Project

Resource: Jim Schumacher

Time: 15 minutes

Attachment 4

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

CONSENT

- 5. Consent agenda items 12 through 32 may be considered in one motion except those items removed by a Councilmember. Items are removed by notifying the City Clerk before the meeting.**

Staff Resource: Vi Alexander Lyles

PUBLIC HEARING

6. Public Hearing on Draft Housing Strategy Stakeholders' Report

Action: Conduct a public hearing to receive comments on the draft affordable housing strategies outlined in the Charlotte Housing Strategy Stakeholders' Report.

Committee Chair: Rod Autrey

Staff Resource: Stanley Watkins

Focus Area: City Within A City

Policy:

The City's FY2001 Consolidated Plan identifies a need for affordable, safe and decent housing for low-income families. The Plan was approved by City Council on March 24, 2000 and reaffirmed the three basic goals of the City's Housing Policy: *preserve the existing housing stock, expand the supply of low and moderate-income housing, and support family self-sufficiency initiatives.* As a priority, the Plan recommends maintaining existing affordable housing for low and moderate-income families.

Explanation:

The draft Affordable Housing Strategy report, developed by a 25 member stakeholders group, is an effort to align the City's housing policies with the community's employment, school development, and transportation strategies. The report identified key issues in providing affordable housing and outlined strategies and recommendations geared toward what the private and public sector can do to address the issues.

The key recommendations highlighted in the draft Affordable Housing Strategy Report focus on five strategic issue areas:

Strategy 1: Examine and revise key planning, zoning, and building requirements to promote housing affordability

Strategy 2: Increase the leverage of City subsidy programs by creating new financing sources and techniques in order to encourage public/private partnerships aimed at the production and preservation of affordable housing

Strategy 3: Revisit and revise some of the City's housing and related policies in order to facilitate the development and preservation of affordable housing

Strategy 4: Increase education, outreach, and advocacy efforts in the area of affordable housing

Strategy 5: Ensure housing is the anchor for the development of strong, economically diverse neighborhoods with a broad range of housing choices

The Neighborhood Development and Planning staffs have outlined action steps and a schedule for finalizing the report and moving forward. City Council will be asked to adopt the final document in October and consider implementation recommendations at the Council retreat in February 2001. The report's executive summary and implementation schedule are included as attachments.

Background:

The Charlotte City Council commissioned a review of the City's housing challenges to identify strategies to meet the needs of low and moderate-income households. A 25 member stakeholders group was formed and participated in a year long process that culminated with the development of an Affordable Housing Strategy Report.

On August 28, 2000, Council asked staff to schedule a public meeting to solicit input on the recommendations before the report is finalized by the Stakeholders Group.

Committee Discussion:

The draft report was presented to the CWAC Committee on April 5, 2000. The Committee's discussion focused on the critical housing needs as described in the Stakeholders' report, the roles and responsibilities of the various housing providers in addressing the community's needs and support for the recommendations outlined in the report. Committee Members present were Patrick Cannon, Sara Spencer and Mike Castano. Committee members Rod Autrey and James Mitchell were absent.

The draft report was presented to City Council during a dinner briefing in May 2000.

Community Input:

Representatives from housing agencies and organizations, as well as area affordable housing organizations, participated in the series of meetings held by Charlotte Housing Stakeholders group. Also attending were representatives from other municipalities in the County, the Chamber's Affordable Housing Initiative and Representative Sue Myrick's office. Those attending the meetings were also given the opportunity to submit written comments for consideration by the Stakeholders group.

Notices regarding the public hearing process and date were published in the Charlotte Observer and Charlotte Post. In addition, written notices were sent to more than 400 community groups and organizations.

Attachment 5

- Executive Summary – Housing Strategy Report
- Implementation Schedule and Timeline
- Members of Housing Strategy Stakeholders Group

POLICY

7. City Manager's Report

8. Funding for WTVI Television Station

Action: A. Consider a one-time contract not to exceed \$20,000 with WTVI Corporation to provide arts programming and facilities; and

B. Adopt a budget ordinance appropriating \$20,000 from Council Contingency.

Explanation:

City Council was approached by WTVI during the budget process seeking \$20,000 to help support its local programs schedule. Funding for WTVI was not included in the City Manager's recommended budget for FY2001 (no funding application was received), nor did it receive enough votes to be considered by City Council during the budget process.

The Mayor has placed this item on the agenda after receiving a letter from WTVI dated August 14, seeking a reconsideration of their \$20,000 funding request. In a reply letter to WTVI, the Mayor indicated he would put the funding request on a September City Council meeting and stipulate the request as one time funding.

The Mayor's consideration of this request was due in part because WTVI had received \$20,000 annually from Time-Warner Cable as part of its Vision Franchise Agreement with the City. Due to the formation of the Charlotte-Mecklenburg Public Access Corporation in January 2001, WTVI no longer receives any programming compensation from Time-Warner's City franchise.

In a letter dated January 24, 2000, WTVI supported the creation of the public access corporation, but stated they did not want their funding to be jeopardized by the creation of the cable public access corporation. WTVI also went on to state that the creation of the cable public access corporation would not alter its stated mission to provide local programming to the Charlotte community in all areas from public affairs to cultural affairs.

The City Attorney's Office has advised that the City has no authority to simply grant money to WTVI. However, WTVI could be treated as a Financial Partner and the City could contract for service with WTVI for arts programming and facilities, including video and film production related to the arts.

Funding:

Council Contingency (balance: \$500,000)

Attachment 6

- Letter from WTVI to Mayor dated August 14, 2000
- Mayor reply letter to WTVI dated August 25, 2000
- Letter from WTVI dated January 24, 2000

9. Funding of Security for Festival in the Park

Action: A. Consider allocating \$12,000 to Festival in the Park to pay for the cost of security; and

B. Adopt a budget ordinance appropriating \$12,000 from Council Contingency.

Explanation:

City Council voted at the August 28, 2000 business meeting to place this funding request on the September 11, 2000 agenda for consideration.

Festival in the Park is an arts and crafts festival that began in 1963. The City has provided varying levels of support for this event in the past, but mostly in-kind funding through fire staff assistance in setting up booths and police protection for the event. In the early 1990's, the City eliminated the fire staff's voluntary assistance for this event and has only provided in-kind police support for two of the past eight years.

Funding the security cost for Festival in the Park was not included in the City Manager's recommended budget for FY2001, nor did it receive enough votes to be considered by City Council during the budget process.

Festival in the Park recently sent a letter to City staff seeking funding in the amount of \$12,000 for security for the event on September 21-24, 2000.

Funding:

Council Contingency, (balance: \$500,000)

Attachment 7

- Letter from Festival in the Park dated August 12, 2000 to Curt Walton
- Reply letter to Festival in the Park dated August 23, 2000 from Curt Walton
- List of festival security costs paid without public funds

BUSINESS

10. On-Street Parking Program Amendments

Action: Adopt an ordinance amending Chapter 14 of the City Code concerning the following motor vehicles and traffic issues:

- A. Holding a towed vehicle for payment of the outstanding parking tickets and penalties;
- B. Wheel locks; and
- C. Appeals process revision.

Staff Resource: Doreen Szymanski

Explanation:

This action implements state legislation included in the City's legislative agenda and subsequently approved in the 2000 Short Session of the General Assembly.

A. Holding a vehicle for payment

The proposed Holding a Vehicle for Payment section will allow the City's Park It! Program to hold a towed vehicle until the towing fee and penalties related to all outstanding parking tickets and parking penalties owed the City are paid in full, or a bond is posted in the amount of the towing fee and all outstanding parking tickets and parking penalties. The City will only hold a vehicle for payment of the outstanding fines if the outstanding parking tickets are over 90 days old.

The City received legislative approval to hold a vehicle for tow in 1997 from the General Assembly. The 1997 language allowed the City to only hold vehicles for payment of the current parking violation. The new 2000 state legislation allows the City to hold a vehicle until all outstanding fees and penalties are paid.

Payment of the towing fee and all outstanding parking tickets and parking penalties does not relinquish a person's right to contest the towing or the outstanding parking tickets and parking penalties.

The Park It! Program tows an average of 105 vehicles each month, mainly during peak rush hours and special events.

B. Wheel Locks

Recently, the General Assembly authorized the City of Charlotte to use wheel locks on illegally parked vehicles for which there are three or more outstanding parking tickets for a period of 90 days with ability to charge up to \$50 for wheel lock removal. This is the same authorization granted to Greensboro, Asheville, and other North Carolina cities. The wheel lock ordinance permits the Park It! Program to exercise this authority over the vehicle owner.

Language is included in the proposed ordinance so that a \$50 charge could be a future option if additional staffing and additional tow company assistance are necessary.

The owner of these repeat, illegally parked vehicles is known as a scofflaw. Currently, all identified scofflaws are towed by a wrecker service. Staff proposes using wheel locks so that a scofflaw's vehicle would not necessarily need to be towed. It will be more convenient for the vehicle owner because they will not need to visit the tow company to retrieve a vehicle, and the customer would not have to pay for the tow (see attached booting policy). In addition, if need be, they will still have immediate access to the contents of the vehicle.

Under certain circumstances, a vehicle may still need to be towed. The attached Scofflaw Booting Policy goes into more detail about towing. Generally the policy states:

- A scofflaw will initially have the vehicle wheel locked.
- The vehicle will be towed after 24 hours on streets without peak time restrictions if the motorist has not contacted the City.
- The vehicle will be towed from streets with peak time restrictions after 4:00 pm weekdays.
- The vehicle will be towed on weekend days.
- A "Tow Sticker" will be posted on the nearest meter, pole, or street post to provide the vehicle owner with information about the boot or tow.

The City will not be responsible for any damage to an immobilized, illegally parked vehicle resulting from the vehicle owner's unauthorized attempts to remove the wheel lock.

Currently, the Park It! Program has a list of 1,343 scofflaws with three or more unpaid citations. These scofflaws owe the City approximately \$42,000.

In 1999 Park It! Program agents identified 38 scofflaws parked at onstreet spaces who could have been captured with a wheel lock. These scofflaws owed the City \$11,920.

C. Appeals Process Revision

This amendment will formalize in the City Code the appeals process for the onstreet parking program. Since the beginning of the Park It! Program the

appeals process has been an integral part of the program. This process gives the citizen the opportunity to appeal without the cost, time, and formality of going to court. This amendment will make the appeal process official. A similar process is used for red light monitoring tickets and is included in the City Code.

The hearing officer's decision is subject to review in the Superior Court of Mecklenburg County.

Attachment 8

Scofflaw Booting Policy

11. Cable TV Franchise with Carolina BroadBand, Inc.

Action: Approve a cable television franchise agreement with Carolina BroadBand, Inc.

Staff Resource: Doris Boris

Explanation:

A competitive cable television franchise agreement has been negotiated by the City staff with Carolina BroadBand, Inc. State law requires franchises be approved at two separate meetings. Therefore, if approved by City Council on September 11, this item will appear again on the September 25 agenda.

At Council's September 5, 2000 Workshop, City staff reviewed the process which led to the negotiation of the cable television franchise agreement with Carolina BroadBand, including the Council-initiated survey of cities with cable competition conducted in the fall of 1999, and the resulting June 2000 Request for Qualifications (RFQ) process.

The City received two responses during the RFP process. City staff and the legal consultant evaluated the responses based upon their financial qualifications, the cable expertise of their personnel and the legal information provided. The evaluation concluded that Carolina BroadBand, Inc. was qualified to build competitive cable television facilities in the city. The information from Seren Innovations, Inc. was found to be incomplete, particularly as related to financial information. Franchise negotiations commenced immediately with Carolina BroadBand, and the cable television franchise agreement was subsequently negotiated.

Carolina BroadBand is a new company whose co-founders have a combined cable expertise of over 35 years. From their Charlotte headquarters, they plan to serve the Carolinas with a state-of-the-art communications network providing cable, residential telephone and high-speed internet access. The company's RFQ response indicates over \$400 million in financing from various investors, including Bank of America, Carousel Capital, First Union and Wachovia.

The franchise agreement provides a 15 year term, reimbursement of a portion of costs incurred during the franchise negotiations, and an annual franchise fee of 5% of gross revenues derived from the operation of the cable system. Additionally, Carolina BroadBand is required to provide a \$3 million bond during the initial four year construction phase, as well as a \$100,000 Letter of Credit through the entire franchise term.

The agreement, which is substantially equivalent to the Time Warner Cable franchise, incorporates provisions relating to liquidated damages, state-of-the-art technology, consumer service goals, construction staffing, performance evaluations, and community access channels. The initial four year construction phase will pass 70% of homes within the City limits. Subsequent system expansion phases, which are based on the Company's market penetration, will pass a minimum of 90% of the homes.

Background:

In August 1999 the Restructuring Government Committee recommended an informal cable competitor solicitation process by a 3-0 vote. City Council discussed cable television services competition at their September 27, 1999 meeting and approved the solicitation process by an 11-0 vote.

Attachment 9

Carolina BroadBand Cable Television Franchise & Executive Summary

Introduction to CONSENT

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

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

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

Minority and Women Business Development Program (MWBD) Abbreviations:

BBE – African American

ABE – Asian American

NBE – Native American

HBE – Hispanic

WBE – Non-Minority Women

Contractors and Consultants

All contractors and consultants selections follow the Council approved process unless explained otherwise.

CONSENT I

12. Various Bids

A. 24-Inch Water Main Along Prosperity Church Road–From Old Timber Road To Mallard Creek Road CMU

Recommendation: The Charlotte-Mecklenburg Utilities Director recommends the low bid of \$439,755.28 by Hunter Landscape, Inc. of Huntersville, North Carolina.

MWBD Compliance: Yes. Hunter Landscape will self-perform.

B. Water and Sewer Main Construction–FY01 Contract #103-Street Main Extensions CMU

Recommendation: The Charlotte-Mecklenburg Utilities Director recommends the low bid of \$906,731.70 by 7 Star Construction Company, Inc. of Rock Hill, South Carolina.

MWBD Compliance: Yes. 7 Star is a certified BBE and will self-perform on this contract.

C. Improvements to the Irwin Creek Wastewater Treatment Plant Protection Dike **CMU**

Recommendation: The Charlotte-Mecklenburg Utilities Director recommends the low bid of \$553,827 by Brown Utility Company, of Concord, North Carolina. This is a Capital Investment Plan project to provide rehabilitation efforts and upgrades to the Irwin Creek Wastewater Treatment Plant (WWTP). On July 23, 1997, Irwin Creek WWTP flooded, causing extensive damage to the plant. The cost of repairs was approximately \$2 million. The dike improvements will raise the dike elevation four feet and provide additional flood protection.

MWBD Compliance: Yes. Brown Utility Company will self-perform.

D. Charlotte-Mecklenburg Government Center (CMGC) Roof Replacement **E&PM**

Recommendation: The City Engineer recommends the low bid of \$459,800 by Carolina Roofing of Mooresville, North Carolina. This project removes the existing roof and installs a two-ply modified bitumen roof system. The new roof will comply with current wind load standards.

MWBD Compliance: Yes. Carolina Roofing will self-perform.

E. FAR Part 150 Residential Sound Insulation Program **Aviation**

Recommendation: The Aviation Director recommends the low bid of \$297,647 by Moretti Construction of Charlotte, North Carolina. This project will provide storm windows, storm doors, ceiling insulation, sound baffling and other sound attenuation measures for 42 residences in the Toddville, Tuckassegee Road and Shopton Road areas as participating in the sound insulation program. This is part of the federally approved FAR Part 150 Noise Compatibility Program.

MWBD Status:	Amount	% of Project	Project Goals
BBE	\$14,882	5%	10%

MWBD Compliance: Yes.

F. Concourse “E” Construction – Steel Procurement Aviation

Recommendation: The Aviation Director recommends the low bid of \$1,357,037 by SteelFab, Inc. of Charlotte, North Carolina. This contract will purchase all of the steel that will be used in the construction of the new Concourse “E”. The current delivery schedule for this type of steel is 13 weeks. Prepurchase of the steel

accommodates the aggressive construction schedule for the new concourse.

MWBD Compliance: Yes. SteelFab, Inc. will self-perform.

G. David One Police District Office Renovation at 119 East 7th Street Police

Recommendation:

The Police Chief recommends the low bid of \$117,059 by Tyler II Construction Company of Charlotte, North Carolina. The David One Patrol District is expanding and renovating its office space at 119 East 7th Street. Bank of America has donated additional space, providing the Police Department the opportunity to expand the current space by 5,000 square feet. The expansion will provide additional office space, larger locker rooms and a multi-purpose room that can be used for community meetings and roll calls for special events in the Uptown area.

MWBD Compliance: Yes. Tyler II is a certified WBE firm.

13. Public Auction for Disposal of Equipment

Action: A. Declare specific vehicles, equipment, various parts and supplies and other miscellaneous items as surplus and approve a resolution authorizing them for sale at public auction on Saturday, September 23, 2000 at 10:00 a.m. and Saturday September 30, 2000 at 10:00 a.m. at 3301 North I-85 Service Road; and

B. Approve a private sale of one Read Screen All, Model RD90, Serial #426387, to Haren Construction Company for the fair market value sum of \$8,000.

Attachment 10

List of surplus property

14. Resolution of Intent to Abandon Street and Set Public Hearing for a Portion of Bomar Drive

Action: A. Adopt the Resolution of Intent to abandon a portion of Bomar Drive; and
B. Set a public hearing for October 10, 2000.

Attachment 11
Map

15. Resolution of Intent to Abandon Street and Set Public Hearing for Calvin Street

Action: A. Adopt the Resolution of Intent to abandon Calvin Street; and
B. Set a public hearing for October 10, 2000

Attachment 12
Map

16. Refund of Certain Taxes

Action: Adopt a resolution authorizing the refund of certain taxes assessed through clerical or assessor error in the amount of \$7,904.24.

Attachment 13
- Resolution
- List of Refunds

CONSENT II

17. Purchase of Self-Contained Breathing Apparatus

Action: Award a contract to Action Fire and Safety, Inc. for the purchase of Self-Contained Breathing Apparatus for the negotiated amount of \$1,139,905.

Explanation:

The City requested presentations from eight different breathing apparatus manufacturers. Five of these manufacturers responded with all equipment demonstrated and assessed by our fire department. Two brands, MSA and Scott were determined to be the best. A very thorough field test was conducted with results determining Scott as the most desired brand. This narrowed the potential vendors to three Scott brand suppliers for our area. The vendors are Action Fire and Safety, Inc., Anderson Fire Equipment, and Asheville Fire and Safety Company, Inc.

The City sent a Request For Proposals on May 18, 2000 to these three vendors. Anderson Fire Equipment chose not to respond. Careful review of the remaining two proposals took into account specific quantities of equipment, warranty and cost. The result is that Action Fire and Safety, inc. is the recommended vendor. The final negotiated contract amount is \$1,139,905.

Summary of Bids:	<u>Bids</u>	<u>Final Negotiated Amount</u>
Action Fire and Safety, Inc.	\$1,861,931.02	\$1,139,905.00
Asheville Fire and Safety	\$1,949,780.00	

Funding:

Lease Purchase Funds

18. Contracts to Implement Workforce Development Activities

- Action:**
- A. Approve an agreement with the Charlotte-Mecklenburg Workforce Development Board (WDB) in the amount of \$266,635 to administer workforce development programs and services;**
 - B. Approve an agreement with Charlotte-Mecklenburg Schools in the amount of \$127,041 to provide Workforce Investment Act (WIA) in-school youth services;**
 - C. Approve an agreement with Child Care Resources in the amount of \$121,000 to provide childcare to WIA participants; and**
 - D. Approve an agreement with the Employment Security Commission in the amount of \$407,000 to provide WIA services to dislocated workers.**

Explanation:

On June 12, 2000 Council approved a contract extension to allow the Workforce Development Board (WDB) to continue providing administrative, technical and professional services relative to activities operated and funded by the Workforce Investment Act (WIA).

The WDB is a 24 member board led by the private sector and charged with providing policy, planning and oversight for local workforce development initiatives including the Workforce Investment Act and Welfare-to-Work programs.

The City is expected to receive \$1,730,009 in WIA funds and \$1,304,731 in Welfare-To-Work funds. The City will spend approximately \$1 million in local funds to support the work of the WDB - \$600,000 for loaned staff to the WDB and JobLink Centers, and other related administrative cost, \$100,000 for the Mayor's Summer Youth Program and \$300,000 to support direct job placements. The WDB will manage the federal dollars with oversight provided by the City.

Under the proposed contract agreement, the WDB staff will continue providing WIA related services for the time period of October 1, 2000 – June 30, 2001. The contract also covers staff salaries (Executive Director and Administrative Officer III) fringe benefits, travel, bookkeeping and miscellaneous expenses.

The WDB, through its Charlotte-Mecklenburg Local Area Job-Training Plan, identified strategies to increase the self-sufficiency of individuals through comprehensive job training, job development and support services. These services will assist youth (ages 14-21), adults, older workers and dislocated workers to re-enter the labor force. The WDB will develop and monitor

contractual agreements (funded by the WIA grants and state worker trust funds) to deliver these programs and services.

Contractual services for workforce development programs and services will be provided by the following vendors:

Workforce Development Board: \$266,635 to provide job training to 600 Workforce Investment Act participants and job placement to 450 participants.

Charlotte-Mecklenburg Schools: \$127,041 to provide a combination of academic learning, work experience and summer youth employment opportunities to 500 WIA eligible students.

Child Care Resources: \$121,000 to provide 25 child care slots to assist job training participants in obtaining day care through a combination of academic learning, work experience and summer youth employment opportunities.

Employment Security Commission of North Carolina: \$407,000 to assist 275 dislocated workers to re-enter the workforce.

The contractual agreements will be between the City of Charlotte and the vendors approved by the WDB. Neighborhood Development will serve as the fiscal agent and contract monitor.

Background:

The Workforce Investment Act is designed to ensure that employment, training, literacy and vocational rehabilitation programs are consolidated, coordinated and improved. The WIA was enacted in August 1998 and officially took effect in North Carolina on January 1, 2000. This Act provides the framework for reforming current workforce development programs and allows state and local area agencies to create innovative strategies for implementation.

The WDB adopted the WIA Strategic Five-Year Plan on July 15, 1999 and City Council approved it on November 8, 1999. The plan outlines the local approach in the development of a workforce investment system. The WDB/CEO agreement was approved by City Council on June 12, 2000.

The WIA Strategic Five-Year Plan outlines the following five priority goals:

1. Implement the Workforce Investment Act
2. Promote the importance of life-long learning
3. Focus community attention and resources on minimizing barriers to employment
4. Increase accountability
5. Expand community-wide awareness and support of workforce development issues, policies, and initiatives

Funding:

Workforce Investment Act Funds and Local Funds

19. Convention Center Escrow Agreement

Action: A. Approve an escrow agreement between the City of Charlotte and First Union National Bank; and

B. Appropriate \$16,000,000 of Certificates of Participation for the City's portion of the Convention Center Hotel and Parking Deck.

Explanation:

Financing documents require the City's \$16,000,000 to be held by an independent third party. This escrow agreement meets that requirement but allows the City to control disbursement of the funds.

On June 26, 2000 Council approved the sale of up to \$19,000,000 of COPS to fund the City's portion of the Convention Center Hotel and Parking Deck plus \$3,000,000 for contingency, issuance expense and a reserve. The actual amount will be determined at the time of sale.

Funding:

Proceeds from sale of Convention Center COPS will fund the following appropriation in the Convention Center Capital Project Fund:

City Portion of Hotel	\$13,000,000
City Portion of Parking Deck	3,000,000
Total	\$16,000,000

Debt service on the Convention Center COPS will be paid from the 1% Prepared Food Tax and the second 3% of Occupancy Taxes. Both taxes can only be used for Convention Center related purposes.

20. Fire Station #34 Architectural Contract

Action: Approve agreement for \$148,400 with Gantt Huberman Architects for architectural design and construction administration services for Fire Station #34.

Explanation:

This agreement with Gantt Huberman Architects will provide architectural services to perform the planning, design and construction administration for Fire Station #34 on Rocky River Road. Fire Station #34 will serve the future annexation of the Back Creek Church Road study area. Fire protection must be provided at the time of annexation. Designing the permanent fire station

prior to annexation minimizes the time that the Fire Department operates from a temporary station. Completion of this project is scheduled for the summer of 2002.

MWBD:

WBE: 9%

Funding:

Facilities Capital Investment Plan

21. Storm Water Engineering Contract

Action: Approve agreement for engineering planning phase services in the amount of \$140,914 with Post Buckley Schuh and Jernigan (PBS&J) for the Braeburn/Honneger storm water capital improvement project.

Explanation:

Storm Water Services currently has 30 active and 100 planned Capital Investment Plan Projects. This project is the next priority.

This engineering contract will provide planning phase services including surveying, storm water analysis, and development of design alternatives for improvements. The agreement may be amended in the future to provide design, bid phase, and construction administration services.

This project will consist of pipe and culvert replacements to address house and street flooding complaints. Open channel improvements will include cleaning and debris removal and stabilization where needed.

The project is located in the McAlpine Creek Watershed. The project drainage area is bound by Rama Road, Rocky Falls Road, and Pleasant Drive and contributes to the main stream of McAlpine Creek. The downstream limit of the project area is where the regulated floodway begins, just downstream of Thermal Road.

Funding:

Storm Water Capital Investment Plan

22. Water and Sewer Revenue Bonds

Action: A. Adopt the bond order that provides for the sale of up to \$105,000,000 of Water and Sewer Revenue Bonds; and

B. Adopt a resolution authorizing the approval, execution and delivery of various documents in connection with the sale of Water and Sewer Revenue Bonds, Series 2000.

Explanation:

The FY2001-2005 and prior Water and Sewer Capital Investment Plans include funding from revenue bonds.

On August 28, 2000 Council authorized staff to take the steps necessary to complete the bond sale for up to \$105,000,000. Funding for the projects is \$100,000,000. The actual amount will be determined at time of sale and any amount over \$100,000,000 will be for issuance expense.

The bond order and bond resolution are legal documents that Council is required to approve before the City can sell bonds.

Attachment 14

List of Projects

23. Mallard Creek Water Reclamation Facility Expansion-Contract Amendment with Black & Veatch

Action: Approve Amendment #2 for \$1,530,813 with Black & Veatch for engineering services at the Mallard Creek Water Reclamation Facility Expansion project.

Explanation:

The original contract with Black & Veatch included construction administration and inspection services for the Mallard Creek Water Reclamation Facility (WRF) expansion from 6 to 12 million gallons per day (MGD). However, due to rapidly increasing flows at the WRF, it is necessary to expedite an expansion from 6 to 8 MGD as a first phase and a second phase expansion from 8 to 12 MGD.

Breaking the project into two phases requires additional administration, start-up and training services. The original contract with Black & Veatch included a two year construction management and inspection service period. Based on dividing the contract into two phases, the contract will extend into a three-year time period.

With this amendment, the contract with Black & Veatch will increase from \$4,214,909 to \$5,745,722. The original contract for \$4,118,109 was approved by City Council on November 10, 1997. Amendment #1, in the amount of \$96,800, was approved by the City Manager on September 30, 1998.

MWBD:

HBE: 22%

Funding:

Sewer Capital Investment Plan

24. South Water Main–Engineering Services Contract

Action: Approve a contract for \$2,759,241 with Black & Veatch for engineering services of a water main along Park Road, Carmel Road and US 521/Johnston Road (components of the South Water Main).

Explanation:

These water main projects will reinforce the water distribution system in the southern part of Mecklenburg County by providing increased capacity and improving water volume and pressure. The projects provide for meeting future water distribution needs and were recommended by the October 1999 Pitometer Study.

The Park Road/Kenilworth Avenue project is proposed to be installed down the center of Park Road/Kenilworth Avenue and Morehead Street down to NC 51/Pineville-Matthews Road.

The Carmel Road project extends from NC 51/Pineville Matthews Road to Johnston Street Extension.

The US 521/Johnston Road project extends from the Johnston Road Extension at I-485 southward along US 521/Johnston Road to Providence Road West.

MWBD:

WBE: 6%

Funding:

Water Capital Investment Plan

Attachment 15

Project Schedule

25. Bulky Item Collection Services Contract

Action: Award a contract to Waste Industries, Inc. to provide bulky items collection services as well as the seasonal collection of Christmas trees to approximately seventy thousand (70,000) housing units located in large multi-family complexes throughout the City of Charlotte. The contract amount shall not exceed \$400,000 for FY01.

Explanation:

Solid Waste Services (SWS) currently provides bulky item collection service to single family dwellings and other residential units that do not qualify as large multi-family housing (less than 30 units). The Charlotte Apartment Association stated that this created an inequity in service delivery because large multi-family complexes (greater than or equal to 30 units) were not receiving the same level of service as the small multi-family complexes (less than 30 units).

The Charlotte Apartment Association requested that the City provide a comparable service to large multi-family complexes as already provided to small multi-family complexes. Solid Waste Services submitted a service level change request during the FY2001 budget process to provide bulky item collection service to large multi-family complexes. This contract for service is scheduled to begin in January 2001.

Waste Industries, Inc. submitted the lowest and only responsible bid at an annual cost of \$604,045. A summary of their bid is listed in the table below.

Length of Service	Service Description	Estimated Tons Collected	Total Cost of Service
12 Months	Bulky Item Collection	2,956	\$561,640
Seasonal	Christmas Tree Collection	55	42,405
Total Cost of Service Contract for 12 Months >			\$604,045

Since the contract service for this fiscal year is scheduled to start in January 2001, the budgeted amount of \$400,000 will be adequate to pay for 6 months of service as outlined below for FY2001.

Length of Service	Service Description	Estimated Tons Collected	Total Cost of Service
6 Months	Bulky Item Collection	1,478	\$280,820
Seasonal	Christmas Tree Collection	55	42,405
Total Cost of Service Contract for 6 Months >			\$323,225

The FY2002 operating budget will address funding the contract for an entire year.

Funding:

FY2001 Solid Waste Services Operating Budget

26. Resolution Accepting Federal Aviation Administration Grants

- Action:** A. Adopt a resolution accepting a Federal Aviation Administration (FAA) grant in the amount of \$5,000,000 to support the FAR Part 150 Noise Compatibility Program;
- B. Adopt a budget ordinance to appropriate funds received from the FAA grant in the amount of \$5,000,000; and
- C. Adopt a resolution authorizing the Aviation Director to accept any FAA grants offered to provide additional Federal funding for various projects.

Explanation:

The Airport competes for discretionary funds from the FAA Airport Improvement Program (AIP). This \$5,000,000 discretionary grant will be used to reimburse the Airport for 80% of the costs for a portion of the 1997 FAR Part 150 Noise Compatibility Program.

At the end of each fiscal year, the FAA has discretionary funds that other airports are unable to accept. Item "C" will authorize the Aviation Director to accept any grants offered immediately prior to the end of the federal fiscal year ending on September 30, 2000. The Airport will ask Council to appropriate any additional grant funds at a later Council Meeting.

27. Police Department CAD System

- Action:** A. Approve a contract with Intergraph Public Safety, in the amount of \$252,500, for the design phase of the Police Department's Computer Aided Dispatch (CAD) system; and
- B. Approve a contract with Information Analytics, in the amount of \$349,640, to provide technical project management support for the Police CAD project.

Explanation:

The Police Department plans to replace its computer aided dispatch system (CAD) which is 25 years old and can not support a community policing environment. The new CAD system will allow the Police Department more

flexibility in managing its calls for service workload and officer time. The system will provide more detailed information on officer activities in the field. The data from the CAD will greatly enhance the Police Department's ability to engage in problem solving activities. The new system is the core of the police information system and the data from the CAD will feed other police applications.

The City recently hired a consultant, RCC, to determine whether Police needed the new CAD. The consultant recommended that Police proceed with the design and implementation of their CAD system.

The Police Department will enter into a six month contract with Intergraph to design their CAD system and to produce a project plan that outlines the resources and time frames for each phase of the project. A second contract will then cover the actual installation of the CAD.

The project manager will be responsible for performing all of the tasks necessary for the installation, configuration, implementation, testing, and commissioning of the CAD system.

Funding:

COPS 96 Grant

28. Contract for Police Recruitment Campaign

Action: Approve a contract with the Ad Consortium, in the amount of \$135,978, for the development of a minority recruitment campaign for the Charlotte-Mecklenburg Police Department.

Explanation:

One of the goals of the Charlotte-Mecklenburg Police Department is to have a work force that is reflective of the community it serves. The department wants to attract more qualified African-American, Hispanic, Asian, and Native American applicants for police officer positions.

This contract provides for the design of a recruitment campaign that will target minority populations while addressing the cultural differences unique to each group. The contract is for \$135,978 and includes the campaign design, the production of ads, and media placement of ads. All services under this contract will be completed by March 8, 2001.

The campaign will include brochures, newspaper and radio advertisements, billboards and other outdoor advertising, 35mm slides and video.

The number of responses to each type of advertisement will be gathered and evaluated. The evaluation will include whether response to ads resulted in

an interview, whether the applicant was enrolled in the Police Academy and whether the applicant successfully completed the academy.

Community Input:

Members of the Community Building Task Force Initiative have been involved in the planning of the advertising campaign.

Funding:

Assets Forfeiture Funds were appropriated for this project on June 12, 2000.

29. Child Development Community Policing Partners Grant

Action: A. Accept a grant from the Governor's Crime Commission, in the amount of \$ 69,483 for the Child Development Community Policing Partners Project; and

B. Adopt a budget ordinance, appropriating \$92,644 in Crime Commission and City and County matching funds.

Explanation:

The Police Department, the Department of Social Services (DSS) and Mental Health are working together through increased interagency coordination to improve their service delivery to families impacted by child abuse, neglect, and neighborhood violence. This project combines two programs, Child Development Community Policing and the Family Preservation Project, into one integrated program.

The goals of the project are to:

- Improve communication between Police, DSS, and Mental Health
- Increase interagency coordination for families who are being served by all three agencies
- Facilitate early identification and referral of children who are abused, neglected, and/or witnesses or victims of violence
- Reduce the symptoms of trauma in child victims and witnesses to violence

The Crime Commission has provided 75% of the project funding. The City and the County will split the 25% match of \$23,161 with each paying \$11,580.50. The City match will be covered by police assets forfeiture funds. The County will appropriate its share of the matching funds at its September 19 meeting.

Funding:

Governor's Crime Commission (\$69,483), Police assets forfeiture funds (\$11,580.50) and Mecklenburg County (\$11,580.50)

30. Grant for Domestic Violence Training

Action: A. Accept a grant from the U.S. Department of Justice, in the amount of \$450,000, to allow the Carolinas Institute for Community policing to develop and deliver training in domestic violence; and

B. Approve a budget ordinance appropriating \$450,000 in project funds.

Explanation:

The Carolinas Institute for Community Policing is one of several regional community policing training centers funded by the Department of Justice. The center, run by the Charlotte-Mecklenburg Police Department provides community policing training to law enforcement agencies and communities in North and South Carolina.

The Justice Department has given regional training institutes grants that are to be used specifically for the delivery of training modules related to domestic violence reduction. The Carolinas Institute for Community Policing will deliver classes including Domestic Violence Crime Scenes, Basic Community Policing to Reduce Domestic Violence, Accessing and Sharing Information and related courses. The Department of Justice had the training modules developed by the Federal Law Enforcement Training Center. Each of the Regional Community Policing Institutes will now deliver this training in their areas of responsibility. There will also be a website devoted to the training.

The Institute will use team-based training which focuses on the development of community teams consisting of agencies and individuals whose cooperation and collaboration is necessary if domestic violence reduction is to be accomplished. The teams will include victim advocates, law enforcement officers, judges, prosecutors, domestic violence service providers, doctors, and community members. The training will emphasize the problem solving approach associated with community policing.

The Department of Justice has given the Carolinas Institute for Community Policing a one-year grant of \$450,000 for this project. The grant does not require matching funds.

Funding:

\$450,000 from the U.S. Department of Justice, Office of Community Oriented Policing

31. Set Public Hearing Concerning Public Monument for Hugh McManaway

Action: Set a public hearing for September 25, 2000 to consider a public monument to Hugh McManaway.

Explanation:

The purpose of the public hearing will be to consider an application to erect and dedicate a public monument to Hugh McManaway.

Article V of the Code of the City of Charlotte outlines procedures for the erection and dedication of public monuments.

The McColl Family Foundation and the Kitty Gaston organization have applied to place a life-sized statue of Hugh McManaway in the median of Providence Road where motorists and pedestrians can view it.

The statue is intended to preserve and perpetuate the memory of Hugh McManaway, a colorful, kind and endearing Myers Park resident (now deceased) who directed traffic at the intersection of Providence and Queens Roads.

At the October 9 meeting Council will consider and decide the matter of a public monument for Hugh McManaway.

Copies of the application have been sent to appropriate departments for review prior to the date of the public hearing. Designated staff members of the departments will attend the public hearing and prepare a review of the application and hearing prior to October 9.

Attachment 16

Map

32. Property Transactions

Action: Approve the following property acquisitions (A-C) and adopt the condemnation resolutions (D-E).

Acquisitions:

- A. Project:** North Mecklenburg Water Treatment Plant Upgrade Project, Parcel #1
Owners(s): J. Ernest Cook & wf., Ruby H. Cook
Property Address: 7602 Oliver Hager Road
Property to be acquired: 319,730.40 sq.ft. (7.34 ac.)
Improvements: None
Purchase Price: \$125,000

Remarks: The area is needed for an electric service delivery site serving the North Mecklenburg Water Treatment Plant. The purchase price is based upon an appraisal.

Zoned: R-3

Use: Single Family Residential/Vacant

Total Parcel Tax Value: \$78,040

Tax Code: 009-011-33

- B. Project:** Monroe Road/Sharon Amity Road Intersection, Parcel #45
Owners(s): Neva Smith by Power of Attorney of Sara Thompson
Property Address: 5311 Monroe Road
Property to be acquired: 3,495 sq.ft. (0.080 ac.) of fee simple plus 1,918 sq.ft. (0.044 ac.) of temporary construction easement
Improvements: Landscaping/Buffer
Purchase Price: \$68,000
Remarks: This acquisition is needed for the Monroe Road and Sharon Amity Road Intersection Improvements. The compensation was established by two independent, certified appraisals.
Zoned: B-1
Use: Single Family Residential
Total Parcel Tax Value: \$128,360
Tax Code: 161-065-01
- C. Project:** 24-inch Water Main along W. T. Harris Boulevard/Albemarle Road, Parcel #74,75,76,77,78
Owners(s): Albemarle Crossing, LLC
Property Address: 9030 Dwightware Boulevard
Property to be acquired: 14,380 sq.ft. (0.331 ac.) of permanent easement, plus 9,529 sq.ft. (0.219 ac.) of temporary construction easement
Improvements: Trees, landscaping
Purchase Price: \$43,500
Remarks: The areas are needed for construction of a 24-inch water main along W. T. Harris Boulevard/Albemarle Road. Acquisition price is based on an independent, certified appraisal.
Zoned: CC
Use: Commercial
Total Parcel Tax Value: \$158,780
Tax Code: 027-271-89

Condemnations:

- D. Project:** 8-inch Sanitary Sewer Trunks-Northcross Business Campus, Parcel #1
Owner(s): Novice Properties LLC, c/o Steven M. White, & any other parties of interest
Property Address: Statesville Road (US Highway 21) 2.380 ac. And 5.370 ac.

Property to be acquired: 3,918.25 sq.ft. (0.09 ac.) of permanent and temporary construction easement.

Improvements: None

Purchase Price: \$520

Remarks: The areas are needed for the construction of a sanitary sewer for Northcross Business Campus. City staff has yet to reach an agreement with the property owner after numerous contacts and negotiations. The compensation amount is based on an independent, certified appraisal.

Zoned: R-2

Use: Vacant-Residential

Total Parcel Tax Value: \$7,700

Tax Code: 005-042-19A, 19B

E. Project: Airport Master Plan Land Acquisition

Owner(s): Mullen Publications Inc.

Property Address: Dixie Road (no street number)

Property to be acquired: 2.78 acres

Improvements: Vacant land

Purchase Price: \$123,000

Remarks: The purchase price was determined by an independent appraiser and was reviewed by a second appraiser. Each appraisal takes into consideration the specific quality and quantity of the land. The tax value is determined on a more generic basis and will be higher or lower for land/ buildings with certain attributes. Property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act of 1970. Acquisition costs are eligible for Federal Aviation Administration reimbursement. Airport has yet to reach an agreement with the property owners after numerous contacts and negotiations.

Zoned: I1

Use: Vacant land

Tax Value: \$151,720

Tax Code: 141-271-07