AGENDA

Meeting Type	B
Date:	05/11/1981

City of Charlotte, City Clerk's Office

Charlotte

IN MEETING ON MONDAY, MAY 11, 1981

12·00 Noon - Policy Agenda Luncheon
Training Center

2·00 P M. - Citizens Hearing
2 30 P.M - Annual Report of Civil Service Board
3 00 P.M. - COUNCIL MEETING
Council Chamber

ITEM NO	
1	Invocation
2	Consideration of approval of the minutes of the last meeting on Monday, May 4, 1981

POLICY AGENDA

Community & Economic Development

3 Recommend adoption of the Central Area Plan policy recommendations as summarized by the Planning & Public Works Committee of City Council

Resource· Chairman of Planning & Public Works Committee.

council agenda

Mayor Eddie Knox Mayor Pro Tem Betty Chafin

L David Berryhill, Jr
Don Carroll
Tom Cox, Jr
Charlie Dannelly
Laura Frech
Ron Leeper
Pat Locke
George K Selden, Jr
Herbert Spaugh, Jr
Minette Conrad Trosch

4. Recommend adoption of an ordinance amending the 1980-81 budget ordinance appropriating the HUD-UDAG portion and local match for the Woodland Business Park project, in the amount of $2,670,056.

Attachment No. 1.

Staff Resource: Special Projects Director.

Protection of Persons & Property

5. Recommend adoption of an ordinance amending Chapter 13, Section 13-53.1 of the City Code, entitled "Noise" to limit variances from the ordinance in public parks to area only, and clarifying other matters.

Attachment No. 2.

Resource: Chairman, Planning & Public Works Committee.

Policy Formulation & Administration

6. Recommend approval of findings related to WTVI to include:

(1) Funding request to be discussed during budget deliberations,
(2) An indication of moral support for WTVI, and
(3) The need for additional discussion regarding the Authority, funding and programming

Attachment No. 3.

Resource: Chairman, Planning & Public Works Committee

7. Consideration of a proposed settlement in the Harris and Kannon lawsuits.

Attachment No. 4.

Staff Resource: City Attorney.

8. Consideration of appointment to fill a three year term on the Civil Service Board.

The following nominations have been made

(a) Marvin Smith, nominated by Councilmember Berryhill.
(b) Betty Jo Hamrick, nominated by Councilmember Frech.

Attachment No. 5.

BUSINESS AGENDA

9. Recommend approval for the sale and transfer of the water system serving the Crestdale Community to the Town of Matthews, in the amount of $4,424 45, plus any additional costs to Charlotte-Mecklenburg Utility Department involved in dismantling the master meter.

Attachment No. 6.

Staff Resource: Utility Director.

10. Recommend approval of a modification to the annual plan to incorporate $798,172 in the new Fiscal Year 1981 allocation under the Comprehensive Employment & Training Act (CETA), Title IV, as authorized by the U S. Department of Labor to provide a Summer Youth Employment Program (SYEP) for approximately 778 economically disadvantaged youth, ages 14-21, who are residents of the City of Charlotte.

Attachment No. 7.

Staff Resource· Employment & Training Director.

11. Recommend award of contract to Rea Construction Company, on a negotiated bid of $163,198.50, on a unit price basis for the Brandon Road Drainage Improvement Project

Attachment No. 8.

Staff Resource· City Engineer.

* * * * * *

The City Attorney advises that Agenda Item No. 12 through Agenda Item No. 26 may be considered in one motion. However, any member of Council may request an item be divided, and voted on separately.

* * * * * *

12. Recommend approval of a loan agreement with 4M, A Limited Partnership, in the amount of $10,800, for the rehabilitation of a house located at 400-02 Orange Street, Grier Heights Neighborhood Strategy Area

Attachment No. 9.

Staff Resource: Community Development Director.

13. Recommend approval of loans for the permanent financing to purchase residential units in the Fourth Ward Redevelopment Project Area, as follows:

(a) Loan to Mary B. Powley, in the amount of $75,000 for Unit B-3, Tenth Avenue Townhouses.
(b) Loan to Barbara Reynolds Wiss, in the amount of $72,200, for Unit 12, Hackberry Court
(c) Loan to Catharine A. Morris, in the amount of $26,500, for Unit 5, St. Peter's Condomininum.
(d) Loan to David Clark, Jr , in the amount of $49,550, for Unit 2, St. Peter's Condominium.
(e) Loan to Harry W. Gosney, in the amount of $71,400, for Unit 23, St. Peter's Condominium.
(f) Loan to Jonathan K. & Karen M Ganzert, in the amount of $50,200, for Unit 3, West 7th Commons.
(g) Loan to Robert L. & Donna D Hileman, in the amount of $79,000 for Unit C-7, Tenth Avenue Townhouses.

Attachment No. 10.

Staff Resource: Community Development Director.

14. Recommend approval of a new loan agreement with Alonzo and Larry Mackins, DBA Mackins Bonding Company, in the amount of $35,000, and approval to cancel the old loan agreement with the Mackins in the amount of $20,000 as approved October 27, 1980.

Attachment No. 11.

Staff Resource: Community Development Director.

15. Recommend approval of a lease agreement with A.M.E. Zion Publishing House, and the Employment & Training Department for 6,912 square feet of office space, at $6.30 per square foot, a 10% increase over the past lease.

The annual rental will be $43,509.31, payable in 12 installments of $3,627.78 each. The lease contains no escalation clauses.

Attachment No. 12.

Staff Resource Employment & Training Director.

16. Recommend approval of a contract with Carolina Fincorp, Inc , for the construction of 3,360 feet of 8-inch sanitary sewer main to serve Piney Grove of Idlewild South Subdivision, inside the city, at an estimated cost of $67,200, at no cost to the city.

Located on the west side of Piney Grove Road, between Amelia Drive and Sandy Glen Circle.

Staff Resource Utility Director

17. Recommend that the following hearing dates be set:

(a) Monday, June 8, 1981, 3·00 P.M., Council Chamber on the proposed FY82 Annual Budget and Plans for expenditure of General Revenue Sharing Funds.

(b) Tuesday, June 9, 1981, 7·00 P.M., Council Chamber on the proposed FY72 Annual Budget and Plans for expenditure of General Revenue Sharing Funds.

(c) Monday, June 15, 1981, 6·00 P.M., Education Center Board Room, transit fares and bus tickets.

Attachment No 13.

Staff Resource Budget & Fvaluation Director

18. Recommend approval to correct the spelling of two streets names recently assigned:

(a) Metz Road, change to Metts Road
(b) Hugh Crawford Road, change to Hugh Caldwell Road

Attachment No. 14.

Staff Resource Assistant Planning Director.

19. Recommend approval of a settlement in the City of Charlotte vs Henry R. Jackson and wife, Bertha W. Jackson (Idlewild Road N. Widening/Parcel 11, in the total amount of just compensation of $11,100.

Attachment No. 15.

Staff Resource: City Attorney.

20 Recommend approval of release of ad valorem taxes in the amount of $1,447.09, plus interest and advertising charges for the property located at 2010 Roswell Avenue (Tax Code 175-013-09).

Attachment No. 16.

Staff Resource· City Attorney.

21. Recommend approval of a request to compromise or abate late listing penalty by Wilson Lewith Machinery Corp.

The County Commission has approved the request.

Attachment No. 17

Staff Resource· City Attorney

22. Recommend approval of property transactions·

(a) Acquisition of 141 59 linear feet of easement, plus temporary construction easement, from Carol B Murphy (widow), 7133 Star Valley Drive, at $1,550, for sanitary sewer to serve Muddy Pond Lane.
(b) Acquisition of 8.15 linear feet, plus a temporary construction easement, from Housing Authority of the City of Charlotte, at $1.00, for sanitary sewer to serve Muddy Pond Lane
(c) Acquisition of 525.28 linear feet, plus temporary construction easement, from Laura J. Presson, 1504 Muddy Pond Lane, at $6,000, for sanitary sewer to serve Muddy Pond Lane.
(d) Acquisition of 1,254.49 linear feet from Ketchikan Investments, Inc., at $10.00 for water main to serve North Park Mall

Staff Resource· Utility Director

23. Recommend appproval for construction of storm drainage improvements on the parcel at 2107 Peppercorn Lane, and that one-third of the actual private property cost be assessed to nine property owners in the drainage basin.

The City's portion of the project expense is estimated at $7,760, and the private property portion at $3,030

Attachment No. 18.

Staff Resource· City Engineer.

24. Recommend that City Council accept 1 32 miles of streets for continuous maintenance by the City.

Attachment No 19

Staff Resource· City Engineer.

25. Recommend adoption of an ordinance amending Chapter 10(a), Section 10A-8(2)(e) to eliminate requirements for ventilations in bathrooms having only one water closet, to conform with state requirements.

Attachment No. 20.

Staff Resource· Building Inspection Director.

26. Recommend adoption of ordinances affecting housing declared unfit for human habitation:

(a) Ordinance ordering the occupied dwelling at 204 S. Halsey Street to be vacated, demolished and removed.
(b) Ordinance ordering the occupied dwelling at 724-26 Herrin Avenue (North Charlotte CDRS) to be vacated, demolished and removed.
(c) Ordinance ordering the occupied dwelling at 3061 Reid Avenue to be vacated and closed. (W. Boulevard CDRS, Inactive)
(d) Ordinance ordering the occupied dwelling at 3228 North Davidson Street (N. Charlotte CDRS) to be vacated and closed.

Attachment No. 21.

Staff Resource· Building Inspection Director

- - - - - -

SCHEDULE OF MEETINGS
MAY 11 THRU MAY 15

Monday, May 11	COUNCIL/MANAGER LUNCHFON Policy Agenda Goals & Objectives Update Third Ward Housing Plan Training Center	12·00 NOON
	Citizens Hearing Council Discussions Council Meeting Council Chamber	2·00 P.M. 2·30 P.M. 3·00 P.M
Tuesday, May 12	Council's Finance & Procedures Committee Second Floor Conference Room	4 00 P M.
Wednesday, May 13	City Council Tour of CD Target Areas with HUD Area Director	2 00 P.M
	Mayor/Council/ Housing Authority Board Members/Staff & HUD Area Director - Dinner Belmont Regional Center	5·00 P.M.
	Council's Community Development and Housing Committee/Citizens' Group/HUD Area Director Belmont Regional Center	7 00 P M.
Thursday, May 14	County Commissioners/Finance Committee Hearing on Landfill User Fees Covenant Presbyterian Church	7·30 P.M

PENDING MATTERS

In meeting on Monday, June 1, 1981, City Council will make nominations to fill two positions on the Spirit Square Board of Directors.

Ms. Pat Locke, Councilmember, and Mr. Edgar Love, Attorney, were appointed to the Board on July 1, 1977, and reappointed to the Board for three year terms each to expire June 1, 1981. Both are eligible for reappointment.

Charlotte

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

Meetings in May '81

THE WEEK OF MAY 3 MAY 9

4	Monday, 5 30 p m	CITY COUNCIL EXECUTIVE SESSION East Mecklenburg High School, 6800 Monroe Road
4	Monday, 7 00 p m	CITIZENS HEARING (District 5) East Mecklenburg High School, 6800 Monroe Road
4	Monday, 7 30 p m	CITY COUNCIL MEETING (District 5) East Mecklenburg High School, 6800 Monroe Road
5	Tuesday, 7 30 p m	CHARLOTTE TREE COMMISSION Cameron Brown Building, Fifth Floor Conference Room
5	Tuesday, 7 30 p m	PLANNING COMMISSION Cameron-Brown Building, First Floor Conference Room
6	Wednesday, 9 00 a m	CIVIL SERVICE BOARD/HEARING (Closed) City Hall, Council Chamber
6	Wednesday, 12 Noon	INSURANCE & RISK MANAGEMENT COMMITTEE Charlotte Athletic Club
7	Thursday, 8 00 a m	COUNCIL/MANAGER BREAKFAST with Kevin Lynch Urban Designer, also Uptown Zoning Proposals City Hall Annex, Training Center
7	Thursday 2 00 p m	TAXICAB REVIEW BOARD/HEARING (Closed) City Hall, Council Chamber

THE WEEK OF MAY 10 MAY 16

11	Monday, 12 Noon	POLICY AGENDA LUNCHEON (Status Report on City Council's Goals & Objectives) City Hall Annex, Training Center
11	Monday, 12 30 p m	PLANNING COMMISSION/WORK SESSION Cameron Brown Building, First Floor Conference Room
11	Monday, 2 00 p m	CITIZENS HEARING City Hall, Council Chamber
11	Monday, 3 00 p m	CITY COUNCIL MEETING City Hall, Council Chamber
12	Tuesday, 9 00 a m	HISTORIC DISTRICT COMMISSION Edwin Towers, First Floor Conference Room
12	Tuesday, 9 00 a m	CIVIL SERVICE BOARD/HEARING City Hall, Council Chamber
12	Tuesday, 3 30 p m	PLUMBING ADVISORY BOARD City Hall Annex, Building Inspection Conference Room
13	Wednesday, 2 00 p m	TOUR OF CD TARGET AREAS with HUD Area Director City Hall
13	Wednesday, 5 00 p m	DINNER/MAYOR, COUNCIL, HOUSING AUTHORITY BOARD MEMBERS, STAFF, HUD AREA DIRECTOR Belmont Regional Center 700 Parkwood Avenue
13	Wednesday, 7 00 p m	MEETING WITH CD & HOUSING COMMITTEE CITIZENS' GROUPS AND HUD AREA DIRECTOR Belmont Regional Center, 700 Parkwood Avenue
13	Wednesday, 7 30 p m	HISTORIC PROPERTIES COMMISSION City Hall, Second Floor Conference Room
14	Thursday, 2 00 p m	TAXICAB REVIEW BOARD/HEARING (Closed) City Hall, Council Chamber
14	Thursday, 7 30 p m	PUBLIC HEARING ON LANDFILL USER FEES Covenant Presbyterian Church, 1000 East Morehead Street
15	Friday 8 00 a m	AIRPORT ADVISORY COMMITTEE Douglas Municipal Airport, Airport Manager's Office

CONTINUED-

THE WEEK OF MAY 17 - MAY 23

18	Monday, 6 00 p m	CITY COUNCIL MEETING/ZONING HEARINGS Education Center, Board Room
19	Tuesday, 9 00 a m	CIVIL SERVICE BOARD/HEARING - City Hall, Council Chamber
19	Tuesday, 2 00 p m	HOUSING AUTHORITY 1301 South Boulevard
19	Tuesday, 3 00 p m	COMMUNITY FACILITIES COMMITTEE - City Hall, Third Floor Conference Room
20	Wednesday, 8 45 a m	CIVIL SERVICE BOARD City Hall, Second Floor Conference Room
20	Wednesday, 10 00 a m.	CIVIL SERVICE BOARD/HEARING (Open) City Hall, Council Chamber
20	Wednesday, 11 00 a m	AUDITORIUM COLISEUM CIVIC CENTER AUTHORITY Civic Center, Conference Room
20	Wednesday, 2 00 p m	TECHNICAL COORDINATING COMMITTEE City Hall Annex, Department of Transportation Conference Room
20	Wednesday, 4 00 p m	EMPLOYMENT & TRAINING ADVISORY COMMITTEE Belmont Regional Center, 700 Parkwood Avenue
21	Thursday, 8 30 a m	CHARLOTTE CLEAN CITY COMMITTEE Cameron Brown Building, Fifth Floor Conference Room
21	Thursday, 3 00 p m	BUDGET PRESENTATION City Hall, Council Chamber

THE WEEK OF MAY 24 MAY 30

25	Monday	MEMORIAL DAY HOLIDAY All City Offices Closed NO City Council Meeting
26	Tuesday, 3 00 p m	ZONING BOARD OF ADJUSTMENT City Hall, Council Chamber
26	Tuesday, 4 00 p m	MUNICIPAL INFORMATION ADVISORY BOARD Cameron Brown Building, Third Floor Conference Room
26	Tuesday, 4 00 p m	BUDGET WORKSHOPS City Hall Annex, Training Center
27	Wednesday, 9 00 p m	CIVIL SERVICE BOARD/HEARING City Hall, Council Chamber
27	Wednesday, 4 00 p m	BUDGET WORKSHOPS City Hall Annex, Training Center
27	Wednesday, 4 30 p m	COMMUNITY RELATIONS COMMITTEE Covenant Presbyterian Church 1000 East Morehead Street
27	Wednesday, 7 30 p m	TRANSPORTATION ADVISORY COMMITTEE Cameron Brown Building, First Floor Conference Room
28	Thursday, 4 00 p m	BUDGET WORKSHOPS City Hall Annex, Training Center
28	Thursday, 7 30 p m	CITIZEN INPUT MEETING/PARKS MASTER PLAN Park Center Auditorium, 310 N Kings Drive

ADDENDUM NO. 1

May 11, 1981

1. Recommend adoption of a memorandum of understanding for Transportation Planning of the Charlotte Urbanized Area(MPO).

   Attachment

   Resource: Chairman, Council's Transportation Committee.

Request for Council Action

Charlotte

To the City Manager

May 8, 1981
Date

From Tom Cox, Tom Cox, Chairman, City Council Transportation Committee

Action Requested Adoption of the Memorandum of Understanding for Transportation Planning of the Charlotte Urbanized Area (MPO)

At its meeting of March 26, 1981, the Transportation Committee reviewed the memorandum of understanding for Transportation Planning of the Charlotte Urbanized Area. This memorandum was prepared to incorporate the recommendations of the Barton-Aschman Study. Following the Committee meeting, City Manager Wendell White took the proposed memorandum to the Mayors of the six towns for discussion and feedback. Previously, the City Manager had met with County Manager Jerry Fox to work out an agreeable document.

As a result of Mr. White's meetings, it was apparent that the one area of disagreement is Section 6 which outlines a weighted vote for the MPO.

The Transportation Committee considered the memorandum again at its meeting of April 28, but deferred any action pending a proposed meeting of the Mayors of the towns.

This meeting was held and no agreement has been reached at this point. However, we understand that the towns want to discuss this further with the City and the County.

The Transportation Committee met again on May 7, 1981 and adopted the attached memorandum. Section 6 of the memorandum outlines the four alternatives recommended by the consultant. The Committee is recommending formal adoption of the memorandum by the City Council at this time. It is felt that we need to go on record with our recommendation especially in light of the fact that our urbanized area stands the chance of losing its certification by the Federal Government after July 1. This could result in a loss of federal funds to all member bodies.

This action does not preclude continued discussion with the towns and Mecklenburg County government, but simply gives us a formal document to discuss. I understand that the Mecklenburg County Board of Commissioners will discuss this at its meeting of May 18, 1981.

It is further recommended that this memorandum be forwarded to the other governmental bodies with a letter explaining our situation and the need to reach a resolution soon.

TC:cm
attachment

MEMORANDUM OF UNDERSTANDING

for

TRANSPORTATION PLANNING - CHARLOTTE URBANIZED AREA

between

THE CITY OF CHARLOTTE, TOWN OF CORNELIUS, TOWN OF DAVIDSON, TOWN OF HUNTERSVILLE, TOWN OF MATTHEWS, TOWN OF MINT HILL, TOWN OF PINEVILLE AND MECKLENBURG COUNTY IN COOPERATION WITH THE NORTH CAROLINA BOARD OF TRANSPORTATION AND THE UNITED STATES DEPARTMENT OF TRANSPORTATION

WITNESSETH

THAT WHEREAS, Chapter 136, Article 3A, Section 136-66.2(a) of the General Statutes of North Carolina require that: "Each municipality with the cooperation of the Board of Transportation, shall develop a comprehensive plan for a street system that will serve present and anticipated volumes of vehicular traffic in and around the municipality. The plan shall be based on the best information available including, but not limited to, population growth, economic conditions and prospects, and patterns of land development in and around the municipality, and shall provide for the safe and effective use of streets and highways through such means as parking regulations, signal systems, and traffic signs, markings, and other devices. The Board of Transportation may provide financial and technical assistance in the preparation of such plans."; and,

WHEREAS, the said Chapter 136, Article 3A, Section 136-66.2(b) provides that: "After completion and analysis of the plan, the plan may be adopted by both the governing body of the municipality and the Board of Transportation as the basis for future street and highway improvements in and around the municipality. As part of the plan, the governing body of the municipality and the Board of Transportation shall reach an agreement as to which of the existing and proposed streets and highways included in the plan will be a part of the State Highway System and which streets will be a part of the Municipal street system. As used in this artical, the State Highway System shall mean both the primary highway system of the State and the secondary road system of the State within municipalities."; and,

WHEREAS, the said Chapter 136A, Artical 3A, Section 136.66.2(d) provides that: "Either the municipality or the Department of Transportation may propose changes in the plan at any time by giving notice to the other party, but no change shall be effective until it is adopted by both the Department of Transportation and the municipal governing board."; and,

WHEREAS, Section 134 (a) of Title 23 United States Code states:

"It is declared to be in the national interest to encourage and promote the development of transportation systems embracing various modes of transport in a manner that will serve the States and local communities efficiently and effectively. To accomplish this objective, the Secretary shall cooperate with the States, as authorized in this title, in the development of long-range highway plans and programs which are properly coordinated with plans for for improvements in other affected forms of transportation and which are formulated with due consideration to their probable effect on the future development of urban areas of more than fifty thousand population. After July 1, 1965, the Secretary shall not aprove under section 105 of this title any program for projects in any urban area of more than fifty thousand population unless he finds that such projects are based on a continuing comprehensive transportation planning process carried on cooperatively by States and local communities in conformance with the objectives stated in this section. No highway project may be constructed in any urban area of 50,000 population or more unless the responsible public officials of such urban area in which the project is located have been consulted and their views considered with respect to the corridor, the location and the design of the project." and,

WHEREAS, a transportation planning process includes the operational procedures and working arrangements by which short and long-range transportation plans are soundly conceived and developed and continuously evaluated in a manner that will:

1. Assist governing bodies and official agencies in determing courses of action and in formulating attainable capital improvement programs in anticipation of community needs; and,

2. Guide private individuals and groups in planning their decisions which can be important factors in the pattern of future development and redevelopment; and,

WHEREAS, various sections of the Federal-Aid Highway Act of 1973, Public Law 93-87 provides for new transportation programs and modifies some existing programs, and,

WHEREAS, it is the desire of these agencies that the previously established continuing, comprehensive, cooperative transportation planning process, as set forth in Memoranda of Understanding dated June 24, 1965 and April 8, 1975 be revised and updated to comply with the Federal-Aid Highway Act of 1973, the Urban Mass Transportation Act of 1964, as amended, the United States Department of Transportation Act of 1964, as amended, the United States Department of Transportation Order No. 1130.2, Federal Highway Administration Policy and Procedure Memorandum 50-11 dated September 21, 1973, Federal Highway Administration/Urban Mass Transportation Administration joint Transportation Improvement Regulations dated September 17, 1975, and Federal Highway Administration/Urban Mass Transportation joint Federal and Federally assisted Programs and Projects Coordination Regulations dated August 9, 1976 and the Surface Transportation Act of 1978, the following Memorandum of Understanding is made:

Section 1. It is hereby agreed that the CITY OF CHARLOTTE, TOWNS OF

CORNELIUS, DAVIDSON, HUNTERSVILLE, MATTHEWS, MINT HILL, PINEVILLE, AND MECKLENBURG COUNTY in cooperation with the NORTH CAROLINA BOARD OF TRANSPORTATION and the UNITED STATES DEPARTMENT OF TRANSPORTATION, will participate in a continuing transportation planning process with the responsibilities and undertakings as related in the following paragraphs:

1. The area involved, the Charlotte Urban Transportation Planning Area, will be the Charlotte Urbanized Area as defined by the United States Department of Commerce, Bureau of the Census, plus that area beyond the existing urbanized area boundary that is expected to become urbanized within a twenty-year planning period. This area is Mecklenburg County and is hereinafter referred to as the Planning Area. The projected Planning Area boundary will be periodically reassessed and revised in the light of new developments and basic data projections for the current planning period.

2. The continuing transportation planning process will be a cooperative one and all planning discussions will be reflective of and responsive to the comprehensive plans for growth and development of the Planning Area.

3. The continuing transportation planning process will be in accordance with the intent, procedures, and programs of Title VI of the Civil Rights Act of 1964.

4. A Charlotte-Mecklenburg Metropolitan Planning Organization hereinafter referred to as the CMMPO, is hereby established with responsibility for coordinating transportation policy of member local governments within the Planning Area and will consist of the Chief Elected Official or a single representative appointed by the Chief Elected Official from the following Boards of General Purpose Local Government:

   Charlotte City Council
   Cornelius Town Board of Commissioners
   Davidson Board of Commissioners
   Huntersville Commissioners
   Matthews Town Board
   Mint Hill Board of Commissioners
   Pineville Town Council
   Mecklenburg County Board of Commissioners

   In addition, representatives from each of the following bodies will serve as ex-officio non-voting members:

   - Charlotte-Mecklenburg Planning Commission.
   - North Carolina Board of Transportation.
   - U. S. Department of Transportation.
   - Other Local, State, or Federal agencies impacting transportation in the Planning Area at the invitation of the CMMPO.

5. The term of any designated representative shall be one calendar year.

6. The vote for each General Purpose Local Government shall be as follows:

Governmental Body	Alternatives			
	A	B	C	D
Charlotte	6	7	8	9
Mecklenburg County	1	2	3	4
Huntersville	1	1	1	1
Mint Hill	1	1	1	1
Pineville	1	1	1	1
Davidson	1	1	1	1
Cornelius	1	1	1	1
Matthews	1	1	1	1
TOTAL	13	15	17	19

Members will vote on substantive matters only after direction by their governmental body.

7. The CMMPO shall have a Chairman and Vice-Chairman and meet as often as it is deemed appropriate and advisable.

8. The duties and responsibilities of the CMMPO are as follows:

a. The CMMPO in cooperation with the State, and in cooperation with publicly owned operators of mass transportation services, shall be responsible for carrying out the urban transportation planning process specified in the U. S. Department of Transportation Program Manuals and shall develop the planning work programs, transportation plan, and transportation improvement program specified in such manuals.

b. The CMMPO shall be the forum for cooperative decision-making by principal elected officials of general purpose local government and therefore shall function as a Transportaion Advisory Committee in conformance with the North Carolina Highway Action Plan. However, this shall not limit the CMMPO's local responsibility for (1) insuring that the Transportation Planning Process and the plans and improvement projects which emerge from that process are consistent with the policies and desires of local government; nor, (2) serving as a forum for the resolution of conflicts which arise during the course of developing the Transportation Plan and Improvement Program.

c. The CMMPO shall not set policy for the planning area but shall establish goals and objectives for the transportation planning process reflective of and responsive to comprehensive plans for growth and development in the planning area adopted by Boards of General Purpose Local Government.

d. The CMMPO shall annually review and approve the Unified Planning Work Programs, Transportation Plan and Transportation Improvement Program.

e. The CMMPO as required shall review, approve, and endorse amendments to Unified Planning Work Program, Transportation Plan and Transportation Improvement Program.

f. The CMMPO shall have the responsibilty for keeping boards of general purpose local government informed of the status and requirements of the transportation planning process; assisting in the dissemination and clarification of the decisions, inclinations, and policies of these boards; and ensuring meaningful citizen participation in the transportation planning process.

g. The CMMPO shall review, approve and endorse changes to the Federal-Aid Highway System and Federal-Aid Urbanized Area boundary.

h. The CMMPO shall review, approve, and endorse a Prospectus for transportation planning which defines work tasks and responsibilities for the various agencies participating in the transportation planning process; and

i. The CMMPO shall review and approve related air quality planning in conformance with federal regulations.

j. The CMMPO shall review and approve energy conservation planning and energy contingency planning for the transportation system in conformance with federal regulations.

k. Any other duties identified as necessary to facilitate the transportation planning process further.

9. The CMMPO shall have the primary responsibility for citizen input to the continuing transportation planning process. During transportation plan reevaluation, citizen involvement in the planning process shall be encouraged during reanalysis of goals and objectives and plan formation. This citizen involvement will be obtained through goals and objectives surveys, neighborhood forums, and public hearings in accordance with procedures outlined in the "North Carolina Highway Action Plan."

10. A Technical Coordinating Committee, hereinafter referred to as the TCC, shall be established with the responsibility of general review, guidance, and coordination of the transportation planning process for the planning area and with the responsibility for making recommendations to the respective local and State governmental agencies and the CMMPO regarding any necessary actions relating to the continuing transportation planning process. The TCC shall be responsible for development, review, and recommendation for approval of the Prospectus, Unified Planning Work Program, Transportation Improvement Program, Federal-Aid Urban Systems and Boundaries, revisions to the transportation plan, planning citizen participation and documentation reports of the transportation study.

Membership of the TCC shall include technical representatives from all local and State governmental agencies directly related to and

concerned with the transportation planning process for the planning area. Initially, the membership shall include the following or their official designee:

a. Charlotte Department of Transportation Director

b. Charlotte Engineering Department Director

c. Charlotte-Mecklenburg Planning Commission Director

d. Mecklenburg County Engineering Department Director

e. North Carolina Department of Transportation, Public Transportation Division Director

f. North Carolina Department of Transportation, Highway Division Chief of Planning

g. U. S. Department of Transportation, Federal Highway Administration, North Carolina Division Administrator

h. U. S. Department of Transportation, Urban Mass Transportation Administration, Region IV, Office of Planning Assistance Director

Other local agencies, upon filing a request, will be informed of all meetings of the TCC and may attend meetings. Such agencies would include:

- Town Manager Offices
- Charlotte Mecklenburg Schools
- Various City and County Departments/Offices
- Centralina Council of Governments

The TCC shall meet when it is deemed appropriate and advisable and at least once quarterly. The Technical Coordinating Committee may select a member of the Committee or ask the Coordinator for Transportation Planning to act as Chairperson.

11. Administrative coordination for the CMMPO and the TCC will be performed by a Coordinator for Transportaion Planning who shall report to the Director of the Charlotte-Mecklenburg Planning Commission. The coordinator will serve as the secretary for the CMMPO and TCC with the responsibility for such functions as follows:

- Arranging meetings and agendas
- Maintaining minutes and records
- Prepare a Prospectus and Unified Planning Work Program
- Assembling and publishing the Transportation Improvement Program
- Serve as custodian of the Transportation Plan
- Monitor the Transportation Planning Process to insure its execution in accordance with the CMMPO goals and objectives
- Prepare an Annual Report on transportation planning process for public consumation
- Perform other coordinating functions as assigned by CMMPO from time to time

- Lead responsibility for structuring public involvement in the transportation planning process

The Coordinator for Transportation Planning shall be hired by the Director of the Charlotte-Mecklenburg Planning Commission.

12. All transportation and related Federal Aid planning grant funds available to promote the cooperative transportation planning process will be expended in accordance with the Unified Planning Work Program adopted by CMMPO. Administration of funding in support of the Transportation Planning Process on behalf of the CMMPO will be conducted by the City of Charlotte who will execute appropriate agreements with funding agencies as provided by the Unified Planning Work Program.

Section 2. Subscribing agencies to this Memorandum of Understanding may terminate their participation in the Continuing Transportation Planning process by giving thirty days written notice to other parties prior to the dates of termination. It is further agreed that these agencies will assist in the transportation planning process by providing planning assistance, data, and inventories in accordance with the Prospectus. Additionally, these agencies shall coordinate zoning and subdivision approval in accordance with the adopted Transportation Plan.

Section 3. IN WITNESS WHEREOF, the parties to this Memorandum of Understanding have been authorized by appropriate and proper resolutions to sign the same, the City of Charlotte by its Mayor, the Town of Cornelius by its Mayor,, the Town of Davidson by its Mayor, the Town of Huntersville by its Mayor, the Town of Matthews by its Mayor, the Town of Mint Hill by its Mayor, the Town of Pineville by its Mayor, and the County of Mecklenburg by its Commission Chairman this_____day of_____, 19____.

ATTEST

(Seal) CITY OF CHARLOTTE

_____ By _____

Clerk Mayor

Resolution Date _____

(Seal)

TOWN OF CORNELIUS

_____ By _____
Clerk Mayor

Resolution Date _____

(Seal)

TOWN OF DAVIDSON

_____ By _____
Clerk Mayor

Resolution Date _____

(Seal)

TOWN OF HUNTERSVILLE

_____ By _____
Clerk Mayor

Resolution Date _____

(Seal)

TOWN OF MATTHEWS

_____ By _____
Clerk Mayor

Resolution Date _____

(Seal)

TOWN OF MINT HILL

_____ By _____
Clerk Mayor

Resolution Date _____

(Seal) TOWN OF PINEVILLE

_____ By _____
Clerk Mayor

Resolution Date _____

(Seal) MECKLENBURG COUNTY

_____ By _____
Clerk Chairman

Resolution Date _____

IN COOPERATION WITH
BOARD OF TRANSPORTATION

By _____
State Highway Administrator

Approved for Execution

_____
Charlotte City Attorney

ANNUAL REPORT

OF

CIVIL SERVICE BOARD

TO

CITY COUNCIL

May 11, 1981

May 1, 1981

CIVIL SERVICE BOARD
ANNUAL REPORT

MAY 1980 THRU APRIL 1981

A Civil Service Commission was created by the Legislative Session of 1929 with its primary function to establish and fix requirements for employment in the police and fire departments; to hold, or have held, competitive examinations for such employment; to hold hearings on those members of those departments when charges have been preferred by the Chief and to pass on all promotions; and hold hearings on all demotions.

On January 4, 1972, the membership was expanded from three to five members as appointed by the city council, and the appointees must be residents of the City of Charlotte.

These members serve without compensation, and during the past twelve months, 28 meetings (12 regular, one special and 15 hearings) were held. One meeting lasted a minimum of 20 minutes and another a maximum of 16 hours, with the average running two to three hours.

During this year, under the guidelines of the City Charter and Rule IX of the City's Personnel Rules and Regulations, the Board reviewed applications and recommendations and approved 17 promotions - two police majors, four police captains, two police sergeants; one district fire chief, three fire captains, and five firefighter engineers.

After reviewing the applications and monitoring oral interviews, certification lists for eligibles for promotions and appointments were approved - 32 fire applicants, 44 police applicants, 37 firefighter engineers, 72 fire captains and 12 district chiefs.

The Board Members have worked with the personnel and fire departments in an effort to assure that minorities have a better opportunity for promotions in the fire department. The system of scoring was changed, giving equal points to the written and oral test, and applying the seniority and supervisory points after the oral scores. This resulted in three minorities placing in the top 12 candidates for promotion to fire captain.

A policy has been adopted to provide guidance to the Civil Service Board in handling EEOC complaints. An amendment to Rule IX was adopted to clarify the Board's involvement in hearings when applicants are denied a promotion, or when an officer is incapable of performing assigned duties.

The GOAL of the Civil Service Board, working with the Personnel, Police and Fire Departments is to set standards and procedures to provide the citizens of Charlotte with the best fire and police protection available.

The present members of the Board and attendance record for this period are as follows:

Dorothy P. Furr, Chairman - two absences out of 28 sessions.
Francis Pinckney, Vice Chairman - four absences out of 28 sessions.
A. Rudolph Hendricks, Member - six absences out of 28 sessions.
William Pickens, Member - eight absences out of 28 sessions.
A. J. Thornhill, Jr. - three absences out of 28 sessions.

Dorothy P. Furr, Chairman

MEMBERS		DISTRICT	BUSINESS/ PROFESSION	ORIGINAL APPOINTMENT	RE-APPOINTMENT	TERM	EXPIRATION
A. James Thornhill	W/M	2	Personnel	6-13-77	5-29-80	3 years	5-15-83
A. Rudolph Hendricks	M/M	2	Minister	9-22-78	5-29-80	3 years	5-15-83
William Pickens	M/M	4	Unit Director CCCS	1-22-79	5-07-79	3 years	5-15-82
Francis Pinckney	W/M	6	Attorney	9-22-78		Unexpired	5-15-81
Dorothy P. Furr	W/F	6	Advertising	5-12-75	5-01-78	3 years	5-15-81

Civil Service
SUMMARY OF ACTIVITIES
MAY 1980 THRU APRIL, 1980

DATE OF MEETING	MEMBERS IN ATTENDANCE	NOTES
May 21, 1980 8:45 a.m. Regular 2 hours.	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Francis Pinckney A. J. Thornhill	1. Report on EEOC Complaints pending in Police Department 2. Policy on EEOC Complaints, adopted 3. Certification of Firefighter Engineer Register -37 4. Certification District Chief Register -12 5. Promotion - Fire Captain Oscar Plyler to District Chief. 6. Rule IX, Section 3, amendments approved. 7. Request to update list of citizens to serve as raters for oral review on fire promotions. 8. Information requested on police applicant rejected on medical. 9. Booklet requested prepared containing rules and regulations and policy statements of Board
June 4, 1980 9 00 a.m. Hearing (open) 2 hours, 5 minutes.	Francis Pinckney, Vice Chairman Rudolph Hendricks William Pickens Absent: Dorothy Furr A. J. Thornhill	Firefighter Jerry L. McManus - cited to Board for dismissal. Action of Board - suspended without pay for 90 days, with 67 days suspended; placed on probation for one year.
June 18, 1980 8.45 a.m. Regular	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Francis Pinckney A. J. Thornhill	1. Application of police applicant, Wm. Mallory considered, and personnel dept. requested to arrange physical examination. 2. Report from Personnel Director on Fire Captain promotional exam and eligibility register. 3. Report from Legal Counsel on reply prepared on EEOC complaints approved. 4. Rule IX amended to require candidates for promotions to make written request to appear before Board to challenge. (continued)

DATE OF MEETING	MEMBERS IN ATTENDANCE	NOTES
June 18, 1980- Continued 1 hr 15 min.		5. Promotions - three sergeants to captain 6. Monthly report of personnel matters requested in lieu of individual memos. 7. Update of Oral Review Board Citizens list.
June 18, 1980 10 00 a.m. Hearing (closed) 1 hr. 45 min.	Dorothy Furr, Chairman Rudolph Hendricks Francis Pinckney A. J. Thornhill Absent· William Pickens	Firefighter Donnie Alexander - cited to Board for dismissal. Action of Board - dismissed
July 16, 1980 8·45 a.m. Regular 45 min.	Dorothy Furr, Chairman Francis Pinckney A. J. Thornhill Absent· Rudolph Hendricks & William Pickens	1. Rating Chart for fire promotions - revised 2. Annual Report to Council Approved. 3. Hearing set· Appeal of Police Officer L. L. Kelsey, July 30, 1980.
July 30, 1980 9 00 a.m. Hearing (closed) 2 hr. 35 min.	Dorothy Furr, Chairman Francis Pinckney William Pickens Rudolph Hendricks A. J. Thornhill	Police Officer L. L. Kelsey - on appeal Action of Board - suspended without pay for 10 days.
August 11, 1980 2:30 p.m.	Dorothy Furr, Chairman William Pickens A. J. Thornhill	Annual report presented to City Council

(This is not counted as a meeting of the Board; only listed as a report)

DATE OF MEETING	MEMBERS IN ATTENDANCE	NOTES
August 13, 1980 9 00 a.m. Hearing (closed) 5 hours	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Francis Pinckney A. J. Thornhill	Fire Captain M. R. Aldred - cited to Board for dismissal Action of Board - Dismissed and suspended on condition residence is established in Mecklenburg County within 3 months, and he not violate any rule or regulation within one year
August 20, 1980 8:45 a.m. Regular 1 hr. 35 minutes	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Francis Pinckney Absent: A. J. Thornhill	1. Certifications - 16 fire applicants - 23 police applicants 2. Police applicant Mallory advised he does not meet physical requirements 3. Letter of appreciation to Richard Boner Legal Counsel. 4. Chairman to meet with consultant assisting in employment of police chief. 5. Police applicant Geiger advised he does not meet physical requirements. 6. Reinstatement of S L. Davis to fire department 7. Promotion - Andrea Huff to sergeant
August 19, 1980 9 00 a.m. Hearing (closed) 3 hrs. 45 minutes	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Francis Pinckney A. J. Thornhill	Firefighter Engineer Scales - cited to Board for demotion. Action of Board - Demoted to rank of firefighter.
August 27, 1980 9·00 a.m. Special Meeting 1 hr. 20 min.	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Absent: Francis Pinckney A.J. Thornhill	1. Report from consultant preparing promotional examination procedures for fire captain positions.

DATE OF MEETINGS	MEMBERS IN ATTENDANCE	NOTES
September 17, 1980 8·45 a.m. Regular 1 hr. 5 min.	Dorothy Furr Rudolph Hendricks William Pickens A. J. Thornhill Absent: Francis Pinckney	1. Recognition of Sgt. Huff 2. Promotional procedures - Local 660 express concerns about areas of procedures 3. Promotional procedures - method of scoring changes approved (1st time) 4. Promotions - two firefighter engineers 5. Promotion - demotion - Fire & Personnel to be reminded firefighter engineer position comes under Civil Service rules. 6. Hearing set - Police Officer C.D. Maye appeal Oct. 15, 1980
October 15, 1980 8:45 a.m. Regular 1 hr. 25 min.	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Francis Pinckney A. J. Thornhill	1. Citizen's complaint against police officer referred to Police Department - Inspections and Control. 2. Promotion procedures - Method of scoring changes as recommended by Personnel Director a) Written - 37 1/2 points b) Oral - 37 1/2 points c) Seniority- 5 d) Supervis.-20 With seniority and supervision points applied after oral. 3. Promotions - Sergeant promotion deferred.
October 15, 1980 10 00 a.m. Hearing (Open) 6 hours.	Dorothy Furr, Chairman Rudolph Hendricks Francis Pinckney A.J. Thornhill Absent William Pickens	Police Officer C. D. Maye - on appeal Action of Board - Not guilty to be fully compensated for ten working days.
October 29, 1980 9:00 a.m. Hearing (Closed) 2 hrs. 5 min.	Dorothy Furr, Chairman Rudolph Hendricks Francis Pinckney A. J. Thornhill Absent: William Pickens	Police Officer J.A. Smallridge - on appeal Action of Board - Charges dismissed

DATE OF MEETINGS	MEMBERS IN ATTENDANCE	NOTES
November 5, 1980 9 00 a m. Hearing (closed) 5 hours	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Francis Pinckney A. J. Thornhill	Police Officer E. R. Morton - on appeal Action of Board - Suspended 3 days without pay.
November 19, 1980 8:45 a.m. Regular 1 hr. 30 min.	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Francis Pinckney A. J. Thornhill	1. Promotions - Attorney Martin Brackett appeals to Board on recommended promotions of sergeant and police captain. 2. Promotions Sgt. Martin to Captain MPO. Keith to Sergeant FF Pace to Firefighter Engineer 3. Breakfast meeting set for Dec. 17, 1980. 4. Promotions - Monitors for Fire Captain orals for week of Dec. 1 to 6
November 19, 1980 10·00 a.m. Hearing (Open) 2 hrs.	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Francis Pinckney A. J. Thornhill	Police Officer J. L. McMillan - on appeal Action of Board - Suspended 1 day without pay
December 1 through Saturday, December 6 8 hrs each	Each member of the Board served as monitor for a one day period beginning on Monday, and ending on Saturday. (This is not counted as a meeting, only listed as a report)	
December 10, 1980 9 00 a.m. Hearing (Open) 1 hr.	Dorothy Furr, Chairman Rudolph Hendricks A. J Thornhill Absent· William Pickens Francis Pinckney	Police Sergeant J. P. Gardner, Jr. - on appeal Action of Board - Charges dismissed.
December 11, 1980 20 minutes	Dorothy Furr, Chairman Rudolph Hendricks A. J. Thornhill Absent. William Pickens Francis Pinckney	Police Sergeant T. C. Johnson -cited for dismissal Action of Board - Continued for 30 days

DATE OF MEETINGS	MEMBERS IN ATTENDANCE	NOTES
December 17, 1980 8:45 a.m. Regular 1 hr. 50 minutes	Dorothy Furr William Pickens Francis Pinckney A. J. Thornhill Absent: Rudolph Hendricks	1. Promotion - Capt. R R. Weaver to District Chief. 2. Certifications - 21 police applicants 3. Fire Capt. Aldred advised the Board's ruling on dismissal stands as he does not plan to move residence into Mecklenburg County. 4. Former police officer Graham advised the ruling on reinstatement stands. 5. Letter of appreciation sent to retiring Police Chief Goodman 6. Letter of welcome sent to incoming Police Chief Vines. 7. Analysis report requested on fire captain promotional procedures on oral interviews.
January 21, 1981 8:45 a.m. Regular 45 minutes	Francis Pinckney, Vice Chairman William Pickens A. J. Thornhill Absent: Dorothy Furr, Chairman Rudolph Hendricks	1. Promotion - recognition of recently promoted police and fire officers. 2. Recertification - explanation of recertification vs. reinstatement -police dept. 3. Recertification - Former officer Melanie Adams Patterson 4. Promotion - Personnel Dept. to give written report on recent oral interviews for fire captain positions. 5. Certification - 71 applicants for fire capt.
February 18, 1981 8:45 a.m. Regular 1 hour	Dorothy Furr William Pickens Francis Pinckney A. J. Thornhill Absent: Rudolph Hendricks	1. Promotion - report from Personnel Director on revised system for oral interviews 2. Hearing set - Officer T. L. Sult appeal March 11, 1981 3. Invitation to Chief Vines to attend meeting of Board

DATE OF MEETINGS	MEMBERS IN ATTENDANCE	NOTES
February 18, 1981 10.00 a.m. Hearing (Open) 8 hours	Dorothy Furr, Chairman Rudolph Hendricks Francis Pinckney A. J Thornhill Absent: William Pickens	Police Officer Jerome Grier - on appeal Action of Board - suspended 7 days without pay
February 25, 1981 9:00 a.m Hearing (Closed) 16 hours	Dorothy Furr, Chairman Rudolph Hendricks Francis Pinckney A. J. Thornhill Absent· William Pickens	Firefighter J. D. Hill - cited for dismissal Action of Board - terminated
March 11, 1981 9·00 A.M. Hearing (Open) 5 hrs. 15 min	Dorothy Furr, Chairman William Pickens Francis Pinckney A J. Thornhill Absent Rudolph Hendricks	Police Officer T. L. Sult - on appeal Action of Board - suspended 3 days without pay
March 18, 1981 8:45 a.m. Regular 3 hours	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Francis Pinckney A. J. Thornhill	1. Comments by Police Chief Vines 2. Certification - 16 fire applicants 3. Promotions - 2 fire captains 2 police majors 4. Fire applicant requests Board to intercede after being turned down on eye sight requirements 5. Age Requirements - discussion of interpretation, and departments involved to meet with Board at next meeting. 6. Rules & Regulations of Fire Department as revised, approved.

DATE OF MEETINGS	MEMBERS IN ATTENDANCE	NOTES
April 15, 1981 8:45 a.m. Regular 1 hr. 45 min.	Dorothy Furr, Chairman Rudolph Hendricks William Pickens Francis Pinckney A. J. Thornhill	1. Recognition of recently promoted fire-fighters and Police Officers 2. Legal Counsel to provide wording to clarify wording on age requirements for police and fire applicants. 3. Hearing set - Sgt. T.C Johnson rescheduled for Tuesday, May 12, 1981 4. Fire applicants - G. Ferris to be notified he does not meet eye standards. C Werner to be notified his name to be returned to No. 77 slot on fire applicants rating list. 5. Annual Report approved to be submitted to City Council on May 11, 1981. 6. Promotions - two firefighter engineers one fire captain - minority 7. Police Officer to be notified Civil Service Board has no jurisdiction to hear appeal on oral reprimands. 8. Oral interview raters and monitors for District Chief positions - two citizens and two board members - Tues. April 28, 1981.
April 22, 1981 9:00 a.m. Hearing (Open) 2 hrs. 15 min.	Dorothy Furr, Chairman Williams Pickens Francis Pinckney A. J. Thornhill Absent: Rudolph Hendricks	Appeal of J. L. Todd to ascertain whether he resigned or was dismissed from Police Department. Action of Board: Determined Board has no jurisdiction to consider issues raised in this matter.