AGENDA

Meeting Type:	B
Date:	01-14-1985

City of Charlotte, City Clerk's Office

Charlotte

Public Service & Information Department
City Hall 600 E Trade Street
Charlotte North Carolina 28202
704/336-2395

Meetings in January '85

JANUARY 1 - JANUARY 5

1	Tuesday	NEWS YEAR'S DAY. City Holiday. All City Government Offices Closed
2	Wednesday, 7 30 p.m.	PLANNING COMMISSION - Cameron-Brown Bldg , 1st Floor Conference Room
3	Thursday, 7 30 a.m.	PLANNING COMMISSION/2005 Plan Advisory Task Force - Cameron-Brown Bldg., 1st Floor Conference Room

THE WEEK OF JANUARY 6 - JANUARY 12

7	Monday, 4 00 p.m.	MAYOR & CITY COUNCIL CIP WORKSHOP - City Hall Annex, Training Center
	Monday, 7 30 p m.	PLANNING COMMISSION (2005 Plan Update) - Cameron-Brown Bldg , 1st Floor Conference Room
8	Tuesday, 7 30 a.m	PLANNING COMMISSION/2005 Plan Advisory Task Force - Cameron-Brown Bldg., 1st Floor Conference Room
	Tuesday, 9 00 a m	HISTORIC DISTRICT COMMISSION - Edwin Towers, 1st Floor Conference Room
	Tuesday, 4 00 p m.	CITY COUNCIL/EXECUTIVE SESSION(Performance Appraisal Discussion) - City Hall, 2nd Floor Conference Room
	Tuesday, 4 30 p.m	COMMUNITY RELATIONS COMMITTEE/Education Subcommittee - Executive Bldg., 623 E. Trade St.
	Tuesday, 5·00 p.m.	CITY COUNCIL WORKSHOP (Coliseum Project) - City Hall Annex, Training Center
	Tuesday, 6 00 p.m.	PARKS ADVISORY COMMITTEE - City Hall, 3rd Floor Conference Room
	Wednesday, 8 00 a m.	PRIVATE INDUSTRY COUNCIL - Chamber of Commerce, Action Room A
9	Wednesday, 3 00 p.m.	CITIZENS ADVISORY COUNCIL FOR HAZARDOUS CHEMICALS - City Hall Annex, Fire Dept., 3rd Floor Conference Room
	Wednesday, 4 00 p m.	CAPITAL NEEDS COMMITTEE/Citizens Committee - Education Center, 2nd Floor Conference Room
	Wednesday, 4 30 p.m.	COMMUNITY RELATIONS COMMITTEE/Hire-A-Kid Subcommittee - Executive Bldg., 623 E. Trade St.
	Wednesday, 5 00 p m.	CAPITAL NEEDS COMMITTEE/Elected Officals Committee - Education Center, 2nd Floor Conference Room
	Wednesday, 7 00 p.m.	CHARLOTTE-MECKLENBURG YOUTH INVOLVEMENT COUNCIL-City Hall, Council Chamber
	Wednesday, 7 30 p m.	HISTORIC PROPERTIES COMMISSION - City Hall, Second Floor Conference Room
10	Thursday, 8 00 a m	PLANNING COMMISSION/Planning Committee - Cameron-Brown Bldg , 1st Floor Conference Room
	Thursday, 7 00 p.m	PLANNING COMMISSION (Derita Small Area Plan Work Session) - Cameron-Brown Bldg , 1st Floor Conference Room

(Continued)

THE WEEK OF JANUARY 13 - JANUARY 19

14	Monday, 8 00 a m.	PLANNING COMMISSION/Planning Committee - Cameron-Brown Bldg , 1st Floor Conference Room
	Monday, 12 Noon	PLANNING COMMISSION (Work Session) - Cameron-Brown Bldg., 1st Floor Conference Room
	Monday, 5 00 p.m	COUNCIL/MANAGER DINNER (York Road Park Presentation) - Piedmont Middle School, 1241 E 10th St
	Monday, 7 00 p.m	CITIZENS HEARING - Piedmont Middle School, 1241 E. 10th St
	Monday, 7 30 p.m.	CITY COUNCIL MEETING - Piedmont Middle School, 1241 E. 10th St
15	Tuesday	MARTIN LUTHER KING'S BIRTHDAY City Holiday All City Government Offices closed
15	Tuesday, 11 00 a.m.	AUDITORIUM-COLISEUM-CONVENTION CENTER AUTHORITY - Convention Center Conference Room
16	Wednesday, 8 00 a.m	CHARLOTTE CLEAN CITY COMMITTEE - Cameron-Brown Bldg., 5th Floor Conference Room
	Wednesday, 8 30 a.m	CIVIL SERVICE BOARD - City Hall, 3rd Floor Conference Room
	Wednesday, 9 30 a m	CIVIL SERVICE BOARD (Hearing) - City Hall, Council Chamber
	Wednesday, 2 00 p m.	TECHNICAL COORDINATING COMMITTEE - City Hall Annex, Dept. of Transportation Conference Room
	Wednesday, 7 00 p.m.	METROPOLITAN PLANNING ORGANIZATION - City Hall Annex, Dept. of Transportation Conference Room
	Wednesday, 7 00 p.m.	CHARLOTTE-MECKLENBURG YOUTH INVOLVEMENT COUNCIL-City Hall, Council Chamber
17	Thursday, 8 00 a.m.	PLANNING COMMISSION/Planning Committee - Cameron-Brown Bldg , 1st Floor Conference Room
	Thursday, 9 00 a.m	CIVIL SERVICE BOARD (Hearing) - City Hall, Council Chamber

THE WEEK OF JANUARY 20 - JANUARY 26

21	Monday, 6 00 p.m.	CITY COUNCIL MEETING (Zoning Hearings) - Education Center, Board Room
22	Tuesday, 2 00 p.m.	HOUSING AUTHORITY - Administrative Offices, 1301 South Boulevard
	Tuesday, 3 00 p.m.	COMMUNITY FACILITIES COMMITTEE - Charlotte-Mecklenburg Utility Department, 5100 Brookshire Blvd
23	Wednesday, 4 30 p.m.	COMMUNITY RELATIONS COMMITTEE - Covenant Presbyterian Church, 1000 East Morehead Street
	Wednesday, 7 00 p.m.	CHARLOTTE-MECKLENBURG YOUTH INVOLVEMENT COUNCIL-City Hall, Council Chamber
	Wednesday, 7 30 p.m	PLANNING COMMISSION/Air Quality Committee - Cameron-Brown Bldg , 1st Floor Conference Room
24	Thursday, 4 00 p.m.	PLANNING COMMISSION (Deferred Rezoning) - Cameron-Brown Bldg , 1st Floor Conference Room
25	Friday, 7 30 a m.	LEGISLATIVE DELEGATION BREAKFAST - Convention Center, VIP Room B

JANUARY 27 - JANUARY 31

28	Monday, 12 Noon	COUNCIL/MANAGER LUNCHEON (N C Housing Finance Agency Presentation) - City Hall Annex, Training Center
	Monday, 2 30 p.m.	CITIZENS HEARING - City Hall, Council Chamber
	Monday, 3 00 p.m	CITY COUNCIL MEETING - City Hall, Council Chamber
	Monday, 4 00 p.m.	PLANNING COMMISSION/Executive Committee - Cameron-Brown Bldg., 1st Floor Conference Room
	Monday, 7 30 p m	SPECIALIZED TRANSPORTATION ADVISORY COMMITTEE - City Hall, 3rd Floor Conference Room
30	Wednesday, 7 00 p m.	CHARLOTTE-MECKLENBURG YOUTH INVOLVEMENT COUNCIL-City Hall, Council Chamber
31	Thursday, 8 00 a m.	PLANNING COMMISSION/Planning Committee - Cameron-Brown Bldg., 1st Floor Conference Room

Charlotte

City Council Agenda

Monday, January 14, 1985

Piedmont Open Middle School
1241 East 10th Street

5:00 PM	-	Dinner, Media Center
5:30 PM	-	Presentation on York Road Park
7:00 PM	-	Citizens Hearing
7:30 PM	-	City Council Meeting Auditorium

ITEM NO.

1. Invocation by Dr. A. B. Sutton of Ebenezer Baptist Church.

2. Consider approval of the minutes of the Zoning Hearing on November 19, 1984 and minutes of the regular meeting on December 10, 1984.

POLICY AGENDA

3. Recommend adoption of the 1985 City legislative program.

Items 1 - 4 were approved by Council on September 10 for inclusion in the 1985 package. The other items listed are some that Council wanted to consider further following discussion at the December 10 Council meeting. Explanations follow each of the items except 1 - 4.

council agenda

Mayor Harvey B Gantt Mayor Pro Tem Minette Conrad Trosch

Charlie S Dannelly
Laura Page Frech
Ann Hammond
Paul Francis Juneau
Ron Leeper
Sue Myrick
Pamella G Patterson
Herbert Spaugh, Jr
Richard Vinroot
Velva W Woollen

The suggestion that the City seek a local act clarifying the City's authority to conduct retail activities in City parks has been dropped upon recommendation of the City Attorney's office. The City Attorney is of the belief that the timing in pursuing such legislation will unduly complicate the soon-to-be-filed Rousso and Cavalaris condemnation actions.

Also, for your information we recently received a request for an amendment to the City Charter that employment by the City shall not be denied an applicant solely because of a mental defect or impairment. The Charter currently addresses physical defect or impairment, and we need to do additional work in defining mental defect. We will be reviewing this for next year's program.

1. Amend the City Charter to authorize the City Manager to approve the acquisition and disposal of real estate valued at $10,000 or less.

2. Amend the City Charter to increase the City Manager's contract approval authority from $20,000 to $30,000.

3. Amend the City Charter to authorize the City Manager to approve encroachment agreements.

4. Amend the City Charter to authorize the City Manager to accept dedicated streets for maintenance.

5. Amend the City Charter to permit the private negotiation of long term land leases of City property.

Presently, except in uptown development areas and for property located at the airport, leases of City property for longer than ten years, by law, must be treated as a sale of property. Because of this limitation, under current law the City may lease property for ten years or longer only by utilizing one of the following methods: (a) public auction; (b) negotiated offer and upset; and (c) sealed bid. As you are aware, the potential for expanding financial benefits to the City can often be obtained by the use of long term land leases. This ability would also enhance the City's ability to control use and development of the land. As indicated, the City already possessed authority to engage in long term leasing when the property in question is part of an uptown development project. This amendment would extend this ability to long term lease through private negotiations to any area in which the City owns real property.

6. Seek amendments to both the City Charter and the Charlotte Firemen's Retirement System to eliminate the maximum hiring age for fire fighters so as to bring the age requirements for Fire Department in line with the Federal Age Discrimination Act.

In order to be eligible for employment in the Charlotte Fire Department, a person must not have attained their 30th birthday. Similarly, only fire fighters 31 years or younger when employed may be enrolled in the Firemen's Retirement System. The Equal Employment Opportunity Commission (EEOC) has preliminarily notified the City that it believes such limitations may violate the Federal Age Discrimination Act. To avoid problems with the Federal Agency over this issue, it is recommended that the age limitations for hiring being dropped. Similar action with respect to employment in the Police Department was taken several years ago.

7. (a) Amend the City Charter to authorize City Council to establish and impose M/WBE requirements and specifications for contracts and to authorize the City to award bids to the lowest responsible bidder meeting such requirements and other specifications.

An amendment along these lines would permit the City Council to consider a bidder's responsiveness to M/WBE requirements along with other requirements such as price and time of performance in the award of contracts. This legislation is patterned after a Charter amendment obtained by the City of Durham in 1983.

(b) As an alternative, seek a local bill that would enable the City to require companies doing construction work for the City to subcontract a certain designated percentage of the work.

Under this approach, a contractor could be required to subcontract a certain portion of construction work even if the contractor were capable of doing all of the work with its own forces. This would not be a "set aside" since there would be no requirement that the subcontractor be an M/WBE firm.

The M/WBE Program Annual Report will be sent to the Mayor and Council on Friday, January 11 and will contain a discussion of the ramifications of the two alternatives.

8. Amend the City Charter to clarify that an uptown development project may be constructed on property owned by the City regardless of the method of acquisition.

You will recall that as part of the City's 1984 Legislative Program, we sought identical legislation. Although the General Assembly initially enacted the requested bill, on the last day of the session, it repealed the earlier act. We continue to believe that this legislative change is necessary if we are to maintain an emphasis for public/private joint ventures. The requested change simply permits the City to use City property for an uptown development project regardless of the method of acquisition. The present language seemingly would limit the use of any City property only to property that the City acquired through purchase. To clarify this, the appropriate section in the Charter would be rewritten to indicate that property acquired by the City by any means could be utilized.

9. Amend the City Charter to clarify that the Police Chief may authorize Police reserve officers to utilize police powers at times other than when actively engaged in police service within policies approved by City Manager.

At the present time, the City has approximately 40 persons who as volunteers serve as police reserve officers. All of these individuals have taken the required 369 hours of training necessary to meet the state standards for law enforcement officers. They wear uniforms virtually identical to regular police officers except for a patch that indicates that they are police reserve officers. These individuals are used principally at large events, particularly events at the coliseum and in parks, for both traffic and drug control. At all times they are either with or under the supervision of a regular police officer. Currently, it is unclear as to whether or not police reserve officers possess police powers only while on duty. The Police Chief believes it would be beneficial if he were authorized to extend their police powers. This would be based on specific policies approved by the City Manager. This requested change would provide such authority.

10. There are a number of provisions in the City Charter that are obsolete for various reasons. In order to "clean up" the Charter, the City Attorney recommends that the City seek the following "housekeeping" amendments:

    a. Delete references to the Park and Recreation Commission.

    b. Delete references to the Boxing and Wrestling Commission.

    c. Delete the special meeting notice requirements since it conflicts with the requirements of the open meetings law.

d. Delete references to specific salaries for the Mayor and City Council and substitute in its place language indicating that salaries shall be in such amounts as established from time to time.

e. Eliminate references to the judge of recorders court since that court no longer exists.

f. Correct several out-of-date statutory references.

g. Clarify that the Mayor is required to sign only those contracts that the Manager is not required to sign.

11. Amend the City Charter to authorize the Planning Commission to approve street name change requests.

At the December 10, 1984 luncheon, Councilmember Juneau requested that this item be added to the list for Council consideration. Under current law only City Council may change street names. This request, if enacted, would delegate that authority to the Planning Commission. As an option, the bill could provide for a right of appeal to the City Council by a dissatisfied party.

12. Seek a local modification to G.S. § 20-141 to provide for a 25 mile per hour speed limit on all non-state system streets within the City of Charlotte unless otherwise posted.

Under current law the speed limit within the corporate limits of North Carolina municipalities is 35 miles per hour unless otherwise posted. This proposal, if enacted, would provide for a 25 mile per hour speed limit on all streets unless otherwise posted. The bill would not apply to state system streets within the City limits, because in order to change the speed limits on such streets, an ordinance making the change must be adopted by both the City Council and by the State Department of Transportation. Comments from the Police and Transportation Departments are attached.

Attachment No. 1

4. Consider two alterratives for the Statesville Road Landfill Community Park Site.

A. Alternative 1. Consider recommendation of Parks Advisory Committee, and adopt budget ordinance in the amount of $684,330.00 transferring $150,000 for J T. Williams Junior High School neighborhood park, and $534,300.00 for swimming pool construction at Marion Diehl Center.

OR

B. Alternative 2. Consider Parks and Recreation report, and adopt budget ordinance in the amount of $684,330.00 transferring $405,000 for J. T. Williams Junior High School neighborhood park, Firestone Community Neighborhood Park, Tryon Hills Community playground; and $279,330.00 for swimming pool construction at Marion Diehl Center.

In August, 1984, City Council deferred action on expansion of the J. T. Williams Junior High School Park into a neighborhood park. Council directed the City Manager to look for additional sites to meet the recreational needs of the westside as an alternative to the Statesville Road Landfill site.

The Parks Department and the Real Estate Division reviewed alternative potential westside sites and held two community meetings to hear citizen concerns. These efforts resulted in identification of the following:

Acquisition of 10 acres adjacent to 18 acres of city owned land for construction of a neighborhood park in the Firestone community off Beatties Ford Road (acquisition and construction - $225,000),

Construction of a playground on City-owned land on 30th Street in Tryon Hills (construction - $30,000); and

Expansion of the J. T. Williams School Park to serve the residents along Statesville Road (construction - $150,000).

Total estimated cost for these three parks is $405,000. That would leave $279,330 in the Statesville Road Landfill Park account. The $279,330 would then be available for the Marion Diehl Center pool complex, and could be used along with the $721,193 currently in the Acquatics account. Completion of the pool would require an additional appropriation of approximately $250,000.

After reviewing the alternatives, the Charlotte Parks Advisory Committee recommends that Council approve its original (August, 1984) alternative to expand the J. T. Williams School Park. The Committee further recommends that Council appropriate the remaining Statesville Road Park funds for constructing the Marion Diehl Center Pool complex.

A map showing the sites is attached, along with a memorandum from Parks and Recreation Director Marvin Billups which describes the citizen input meetings.

Attachment No. 2

5. Recommend approval of the concept of designating $8.0 million in available 'two-thirds' bonds for the purposes of (a) street improvements, and (b) general purpose land acquisition. Also, adopt a resolution authorizing City staff to make application for and approval of the 'two-thirds' bonds with the Local Government Commission.

North Carolina General Statutes contain provision for the issuance of bonds under a 'two-thirds' rule. This rule provides for the issuance of debt equal to two-thirds of the amount of General Obligation net debt reduction in the previous fiscal year, without a referendum. In order to benefit from a 'two-thirds' bond issue, no new General Obligation debt was issued by the City during all of FY 1984. Due to careful debt management, $8.0 million is now available to be issued under the 'two-thirds' authorization. Issuance and delivery of the bonds must occur before June 30, 1985. Due to the time involved to authorize and sell the bonds, City Council action is necessary to begin the process in order to meet this time requirement.

The primary benefit of pursuing the 'two-thirds' bonds is the ability to set $8.0 million aside for the funding of high priority projects without experiencing the underlying costs of a public referendum. These bond funds have the additional advantage of being able to support projects that might have been funded through General Revenue Sharing.

The purposes to be designated for the bonds have been reviewed with the following submitted for your consideration.

a. Street Improvement Bonds - $4.0 million

b. General Land Acquisition Bonds - $4.0 million

City Council would have the flexibility to designate the specific projects within these categories during the upcoming capital budget cycle. The following list demonstrates locally funded projects in these categories that are contained in the capital budget and that would be potentially eligible, with others designated by you, for funding from the bonds, as well as jointly funded projects between the City and the State and/or Federal government not now contained in the capital budget.

Street Improvement Projects

Park Road Extension	$ 1,675,000
Providence/Queens Intersection	195,000
Minor Intersection Improvement Program	1,250,000
Hebron Street Extension	719,000
Delta Road Extension	2,000,000
Idlewild Road Widening	2,000,000
Rama Road Widening	2,000,000
Total	$ 9,839,000

Land Projects

New Park Land Acquisition	$ 1,300,000 to 2,500,000
TMS Intersection Land Acquisition	3,000,000
First Ward Lane-Frenchman Improvement - Marketplace Center and Parking Facility Land	3,000,000 to 4,000,000
Right-of-Way Protection Program	1,250,000
Total	$ 8,550,000 to $10,750,000

This $8.0 million bond authorization would impact the $14.0 million new debt potential remaining without a tax increase ($10.7 million from 7¢ levy and $3.3 million from 1/4¢ of 1¢ tax increase at last budget) and leave a $6.0 million balance.

Several other Council actions will be coming before you during the spring in order to complete the authorization and sale of bonds, including a public hearing, if a decision is made to proceed with this 'two-thirds' authorization.

6. Consider a Recommendation of the Committee on Drug and Alcohol Abuse in the Coliseum during certain public events.

In response to concerns raised by some Councilmembers about drug and alcohol abuse during certain Coliseum events, the City Manager directed the Police Chief to set up a task group to address the problems. The Committee, established in the spring of 1984, included two members of Council, a member of the Coliseum Authority and a number of private citizens.

The Committee's report was sent to the Coliseum Authority asking for their review and recommendations. In November, 1984, the Authority reviewed the Committee's recommendations, along with the entire issue of drug and alcohol abuse in the Coliseum. As a result of that review, the Authority formally established a Coliseum Entry Policy, consistent with an informal policy that was already in place, which prohibits entry to anyone carrying illegal substances or weapons. However, the Authority stated that it does not "believe it is appropriate to adopt the recommendations (of the Committee) at the present".

The Committee's recommendations are as follows.

1. That an extensive campaign be undertaken to inform the public of the applicable laws and City policies regarding alcohol and drug use in public areas.

2. That smoking be prohibited within the seating area of the Coliseum including the ground floor, and that such an ordinance be enacted and strictly enforced.

3. That the Council should address the issue of sale and consumption of alcoholic beverages in public parks and public areas.

4. That a Youth Advisory Committee become more involved in making recommendations concerning solutions to the drug and alcohol abuse problems in Charlotte's public facilities and public areas.

5. That parents be notified when their dependent and school age children are involved in drug and alcohol related incidents at the Coliseum and other public facilities.

ITEM NO.

7. Appointments to Boards & Commissions.

A. Zone Wrecker Review Board

The following nominations were made on December 10 for a three-year term expiring December 31, 1987:

(1) Melvin Hill, nominated by Councilmember Frech.
(2) Nasif Majeed, nominated by Councilmember Dannelly.

B. Zoning Board of Adjustment

The following nominations were made on December 10 for an unexpired term ending January 30, 1986.

(1) John Pendleton, nominated by Courcilmember Spaugh.
(2) Humphrey Cummings, nominated by Councilmember Hammond.

Attachment No. 3

8. Nominations to appointment to Zoning Board of Adjustment.

A. One regular position for a three-year term. The term of Douglas Burns expires January 30. He is completing an unexpired term, and is eligible for reappointment.

B. Two alternate positions for three-year terms. The terms of John R. Pendleton and Sid Smith expire January 30. Mr. Pendleton is presently filling an unexpired term; Mr. Smith is completing his first full term, having originally filled an unexpired term. Both are eligible for reappointment.

Attachment No. 4

BUSINESS AGENDA

9 Recommend adoption of a Resolution allowing refunds to be given to qualified Cherry Community residents who were inadvertently overcharged rent, and approve an Ordinance transferring the unencumbered balance (approximately $186,000) of the Cherry Housing Fund Account, to fund the rent refunds

On December 18, 1978 and August 27, 1979, the City Council approved the purchase of property in Cherry owned by Brevard Myers and John Dwelle, respectively. This property, totaling 193 units, was acquired at the neighborhood's request and with the

goal of transferring ownership of that property to the community as quickly as possible In November 1979, City Council entered into a Land Sales Contract with the Cherry Community Organization (CCO) for conveyance of the City-owned property in Cherry.

In early 1983, the Department of Housing and Urban Development (HUD) conducted a monitoring visit of the City's Community Development Block Grant Program and one of the findings was that our program in the Cherry neighborhood was not in compliarce with regulations requiring that occupants of property purchased under the CDBG program pay no more than 25 percent of their monthly income for rent and utilities. Since the intent of the program was to increase neighborhood ownership opportunities, by purchase and transfer of the property to the neighborhood organization, rather than redevelopment of the land, the applicability of this federal requirement was unclear. Since the finding in early 1983, the City has attempted to get HUD to reverse the finding, but was unsuccessful.

The Community Development Department is in the process of examining all Cherry rent records going back to 1978. The total number of affected residents and the amount of refunds can be determined only after a thorough analysis of income and rent payments at the time of the purchase and subsequent years. Council is requested to approve a resolution authorizing the refunds, and adopt an ordinance tranferring funds from the Cherry housing account to the appropriate account from which the estimated rent rebates will be made.

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THE CITY ATTORNEY ADVISES THAT AGENDA ITEMS NO. 10 THROUGH 30 MAY BE CONSIDERED IN ONE MOTION. HOWEVER, ANY MEMBER OF COUNCIL MAY REQUEST THAT AN ITEM BE DIVIDED AND VOTED ON SEPARATELY.

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PERSONNEL ACTIONS

10. A. Recommend adoption of a Resolution Amending the Personnel Rules and Regulations to Provide the Following Benefits for Permanent Part-time Employees: (1) Longevity Allowances; and (2) Accrual of Additional Vacation Leave for Not Utilizing Sick Leave. Current Policy Provides that Only Permanent Full-time Employees Receive These Benefits.

The City currently provides permanent part-time employees most of the benefits that are provided to permanent full-time employees with the benefits being provided on a prorated basis. It is recommended that two additional benefits be provided on a prorated basis to permanent part-time employees: (1) longevity allowances, and (2) accrual of additional vacation for not utilizing sick leave.

Using the same payment schedule as that for permanent full-time employees, the cost for providing longevity allowances for the two eligible part-time employees, retroactive to December, 1984 is approximately $300. This can be absorbed in the current appropriation.

There are only 24 permanent part-time employees who will be eligible for longevity allowances in future years. The maximum cost when all of these employees become eligible will be approximately $3,000 per year.

The recommendation relative to vacation leave accrual will not result in additional direct cost.

B. Recommend adoption of a Resolution Amending the Pay Plan to Change the Pay Range Assignment for the Classifications of Chief Park Ranger and Airport Security Chief from Pay Range 21 to 22 ($23,569 - 30,081).

The Personnel Department found it necessary to reassess the pay range assignment for the Chief Park Ranger position due to the inability to recruit a qualified applicant at the current pay range. It is also recommended that the pay range for the Airport Security Chief position, also at Pay Range 21, be increased to Pay Range 22 because of the close similarity of job duties and job requirements.

The Personnel Department recommends that a pay range change from range 21 to 22 will be sufficient to attract better qualified applicants and will possibly offer greater promotional opportunities to qualified City employees.

The FY85 cost of change in salary is approximately $800, which can be accommodated within the current departmental appropriation.

BUDGET ORDINANCES

11. Recommend adoption of a budget ordinance in the amount of $222,000 to appropriate private funds received for the Jenkins Drive realignment project.

On December 10, 1984, City Council approved an agreement with the Walsh Corporation, Inc. and the Charles Allison, Jr. Family Trust concerning the funding of the Jenkins Drive improvements. The agreement stated that on or before December 15, 1984, the developers would deposit the sum of $222,000 with the City as its contribution towards completing the Jenkins Drive project. The FY83 CIP included $128,000 towards this project. This budget ordinance is necessary to appropriate funds into the project account.

12. A. Recommend adoption of a budget ordinance appropriating $700,000 for Environmental Impact Studies for U.S. 74 under Urban Mass Transportation Administration Grant NC-90-0018.

This appropriation ordinance is necessary as a follow-up to a Resolution approved by Council on December 10, 1984 and appropriates funds into the project account.

The total cost of the project is estimated to be $700,000. Urban Mass Transportation Administration Grant will fund $560,000 (80%), the State $70,000 (10%), and the City's share of $70,000 (10%) will come from 1983 Transportation Bonds.

B. Recommend adoption of a budget ordinance in the amount of $751,140.00 appropriating funds to purchase Capital Equipment under the Urban Mass Transportation Administration Grant NC-05-0036.

In November, the Mayor executed a grant contract with the Urban Mass Transportation Administration (UMTA) for the purchase of capital equipment. This equipment includes refurbishment of buses, purchase of computer hardware and software for rideshare and Charlotte Transit Operations, purchase of ten passenger schedule information racks, purchase and installation of ten passenger benches, and replacement of two service vehicles for Charlotte Transit System. This budget ordinance establishes a mechanism for receipt and expenditure of the funds.

ITEM NO.

The total cost of the project is estimated at $751,140. The Grant from UMTA will provide $599,312 (80%), the North Carolina DOT will provide $74,914 (10%), the City's share of $74,914 (10%) will come from 1975 Transit Bonds. The two vehicles being replaced will be sold, and the anticipated revenue from that sale is $2,000.

C. Recommend adoption of a budget ordinance in the amount of $54,023.00 appropriating Funds for a 1985 Planning Project under the Urban Mass Transportation Administration Grant NC-08-0111.

Annually the Urban Mass Transportation Administration (UMTA) allocates funds for planning projects. In November the City executed a contract with UMTA to fund an origin-destination survey to update transportation data for planning purposes. This budget ordinance establishes the mechanism for receipt and expenditure of these funds.

Total cost of the project is estimated at $60,027. The UMTA grant will provide $48,020 (80%), the NCDOT $6,003, (10%); and the City's share of $6,004 (10%) will come from the Department of Transportation's FY'85 operating budget.

13. Recommend adoption of a budget ordinance in the amount of $265,130.00 appropriating funds to the Airport Capital Improvement Fund.

This supplemental appropriation is necessary to fund $120,788.01 in change orders, listed later in the agenda, and includes sufficient funds for additional anticipated minor change orders which will be brought to Council in the near future in connection with completion of the general aviation facilities at the airport. Funds are available from the unappropriated balance of the Airport Operating Fund.

CONTRACTS

14. Recommend approval of five contracts between the City of Charlotte and Central Piedmont Community College in the amount of $107,569 from the Federally funded Job Training Partnership Act (JTPA) to provide training to 80 economically disadvantaged persons.

The 1984 Charlotte-Mecklenburg Job Training Plan, approved by Council on April 9, 1984, provides for classroom training in various skills.

The Private Industry Council (PIC) approved and recommended five programs of "rapid training" cycles for JTPA participants. These include Secretarial Science, Assistant Food Preparation Cook, Dining Room Services, Bread and Roll Cook, and Housekeeper.

Participants for enrollment into the training cycles will be recruited by Central Piedmont Community College, with referrals from the Service Delivery Area (SDA) agency, the State Employment Service and other community service oriented organizations and agencies. Efforts will be made to recruit 40 percent of the participants from Aid to Families with Dependent Children (AFDC) and Work Incentive (WIN) rolls.

Job development, placement and follow-up will be the responsibility of Central Piedmont Community College. One of the goals is that 85 percent of the people who complete the training program will be placed into training-related employment. Follow-up with the participants who are placed in employment will occur 60 days after placement.

In addition to the occupational training, each participant will undergo three weeks job readiness training, which shall be conducted either prior to, concurrent with, or subsequent to the occupational training. Project costs will include staff salaries, tuition, fees, books, and materials for project participants. The method of payment shall be based on performance, according to an agreed upon schedule of performance to be met by the contractor. The overall performance standard requires that 85 percent of the graduates will be placed in employment that will enhance career advancement.

15. The following two job-training contracts are part of the City-funded jobs program which Council approved in the amount of $250,000 in the FY 85 budget. Of this amount, $75,000 was appropriated to the Charlotte-Mecklenburg Urban League, $125,000 was appropriated for Arrowood jobs, and the $50,000 balance for transit service to Arrowood. These two contracts are part of this $250,000 appropriation.

A. Recommend approval of a contract between the City of Charlotte and the Charlotte-Mecklenburg Urban League in the amount of $75,000 to provide Word Processing and Information Systems training to 25 economically disadvantaged Job Training Partnership Act (JTPA) eligible participants.

In the 1984-85 Budget, Council appropriated $75,000 to the Urban League to enhance the career advancement opportunities for JTPA eligible participants by providing services of outreach,

recruitment, assessment, training, job development and job placement. The training will be provided in five 14-week cycles enrolling a minimum of five participants.

The curriculum outline was designed and developed in cooperation with private sector employers to ensure that program graduates meet entry level job requirements.

In addition to instruction in those skills necessary to secure and retain a job, the job readiness training will provide instruction in life skills, stress skills and decision-making. The minimum requirement is that graduates will be proficient in word processing with a familiarity in various computer systems.

Costs associated with the project are for operating expenses such as lease of space, utilities, instructional personnel, books and materials. Contract performance standards require that 80 percent of the economically disadvantaged participants will be placed into employment.

B. Recommend approval of a contract between the City of Charlotte and Central Piedmont Community College in the amount of $23,942 to provide Job/Vocational Readiness Training to 713 economically disadvantaged and marginally disadvantaged clients.

The $125,000 approved by Council on December 10, 1984 for Jobs in Arrowood included funds to provide job readiness training for persons targeted for the Arrowood Industrial Park project and the Mayor's Summer Youth Employment Program. Of that amount, $23,942 will provide this training.

Approval of this contract will enable Central Piedmont Community College to begin hiring staff to finalize development of and to implement the Job/Vocational Readiness Training Program to serve 713 economically disadvantaged and marginally disadvantaged clients through the year-round private sector program. Project costs are associated with staff salaries and tuition.

Those clients targeted for the Arrowood project will attend job readiness training classes five days per week, two hours per day for three weeks for a total of 30 hours. Youth in the Summer Program will attend sessions of 20 hours for a period of two weeks.

The basic goal of job readiness training is to equip participants with job seeking/job retention skills necessary for successful employment. Areas of emphasis to be included in the instructions are goal setting, application completion, resume' development, interviewing techniques, personal appearance, attitude development, and behavior on the job.

Of the 713 clients enrolled, it is anticipated that 133 will be job placed in the year-round Arrowood Industrial Park project and 300 youth placed into jobs in the Mayor's Summer Youth Employment Program.

The Private Industry Council has reviewed and approved job readiness training to be provided by Central Piedmont Community College as a provision of the private sector program.

BID LIST

16. Recommend approval of the bid list as shown. The following contract awards are all low bid and within budget estimates unless otherwise noted. Each project or purchase was authorized in the annual budget.

A. Water Meter Yokes — Utility Dept.

Recommendation: By Utility Director and Purchasing Director that the low bid, Cities Supply Company, Inc., Sumter, S. C., in the amount of $30,579.61, be accepted for award of contract on a unit price basis.

Project Description: Water Meter Yokes are used to set water meters in place for residential water service.

Source of Funding: Water and Sewer Operating Fund - Water Shop Inventories.

B. 40 - Automobile, Small Trucks and Vans — Various Departments

Recommendation: By Various Departments Heads and the Purchasing Director that the low (or lowest responsive) bidder for each item be accepted for award of contracts as follows:

LaPointe Chevrolet Co.	Charlotte, N.C.	$205,239.85
(For 27 Automobiles and Small Trucks)		
City Chevrolet Co.	Charlotte, N.C.	$ 47,307.22
(For 5 Automobiles and Small Trucks)		
Young Ford, Inc.	Charlotte, N.C.	$ 76,687.26
(For 8 Automobiles, Vans & Small Trucks)		

Project Description: These purchases are routine new and replacement vehicles which were authorized in this year's budget. The vehicles that are being replaced are in poor condition and maintenance costs will continue to be high.

The contract awards are all low bid except where the required vehicle could not be furnished in the standard color green of the City by the low bidder, or the required cab length could not be offered on the vehicle by the lowest bidder.

Source of Funding: General Fund, Various Departments, Lease/Purchase.

C. Trade Street Boulevard Landscaping & Irrigation — Engineering

Recommendation: By the City Engineer that the low bid of $305,120.14, as submitted by Landmasters, Inc., be accepted for award on a unit price basis.

Project Description: The project includes providing and installing trees, plants and shrubs in the newly constructed planting areas along East and West Trade Streets from I-77 to McDowell Street. An irrigation system is also included. This project is the final phase of the Trade Street Boulevard project.

This bid is about $100,000 below estimate most of which was based on overestimating the cost of the irrigation system.

Source of Funding: General Capital Improvement Fund (Trade Street Boulevard - 1981 Street Improvement Bonds.)

D. First Ward Park — Park & Recreation

Recommendation: By the City Engineer that the base bid of $139,009.00, as submitted by Moretti Construction, be accepted for award on a lump sum basis.

Project Description: This project consists of the construction of a new neighborhood park in First Ward, on the site bounded by 6th, 7th, McDowell, and Myers Streets. The park will contain both a passive area consisting of picnic shelters, benches, etc., and an active area consisting of a playground, basketball courts, a water feature, etc. In addition, the park will be designed to allow future enhancements to the Old Little Rock AME Zion Church Renovations. (A set of construction plans is available in the Community Development Department.)

Source of Funding: Urban Redevelopment Fund, First Ward Categorical Program Settlement Grant.

E. Memorial Stadium Improvements, Park & Rec.

Project Description: The present restrooms and concessions are inadequate to serve crowds attending events at the stadium. In 1982, the architectural firm of Grier-Fripp Associates was hired to study the needed improvements and to create a Master Plan for the improvements. In the 1983-84 Capital Improvement Program, funds were allocated for the first phase of the improvements.

This project consists of demolition of the existing restrooms, concession stands and concourse on the south side of Memorial Stadium. New restrooms, concessions and wider concourse will be constructed. Park Drive will be reduced in width to 19'. The sewer line in Park Drive will be relocated. Electrical service will be replaced.

This work was let for bids previously and all bids were rejected as they were excessive. The project has now been redesigned to reduce costs; the total of the contracts listed below is $444,170.00.

Phase I - General Contract

Recommendation: By the City Engineer that the low bid of $290,014.00, as submitted by Allan S. Meade Construction Co., be accepted for award on a lump sum basis.

Phase I - Plumbing Contract

Recommendation: By the City Engineer that the low bidder's failure to sign the Non-Collusion Affidavit and Certification of Non-Discrimination in Employment be waived as technicalities and that the low bid of $70,489.00, as submitted by Gilmore Plumbing Company, be accepted for award on a lump sum basis.

The City Attorney's office has rendered an opinion that the low bidder's failure to sign the Non-Collusion Affidavit and Certification of Non-Discrimination may be waived as a technicality.

Phase I - Electrical Contract

Recommendation: By the City Engineer that the low bid of $65,455.00, as submitted by Number One Electric Co., Inc. be accepted for award on a lump sum basis.

ITEM NO.

Phase I - Mechanical Contract

Recommendation: By the City Engineer that the low bid of $18,189.00, as submitted by Tompkins-Johnston Co., Inc. be accepted for award on a lump sum basis.

Source of Funding General Revenue Sharing, Capital Improvement Program.

BID REJECTIONS

17. Recommend rejection of all bids (General, Plumbing, Electrical and Mechanical) for the Discovery Place Addition due to excessive cost.

The Engineering Department tried to negotiate all bids but was unable to accomplish reductions to be within budget. The project will be redesigned and readvertised at a later date at the expense of the architect, Clark, Tribble, Harris & Li. The Executive Director and Board of Directors of Discovery Place concur in this recommendation.

The Discovery Place Addition is a proposed, multi-level addition to the Church Street side of the existing building.

CHANGE ORDERS

18. A. Recommend approval of Change Order amounting to $38,460.01 to Contract with Blythe Industries, Inc. for Paving General Aviation Access Taxiway at the Airport.

1. Contract - Pave and Light Fixed Base Operations (FBO) Taxiway
Blythe Industries, Inc.
Award Date. August 8, 1983
Contract Amount to Date: $704,166.50
Change Order No. 1 $38,108.29

This change order provides additional or revised work in two basic areas. The first area amounting to $33,058.25 covers additional stone base and asphalt paving materials to provide a wider access taxiway than originally anticipated in order to minimize interference with general aviation operations during construction. The second area amounting to $5401.76, covers installation of additional underground ducts to provide electrical and telephone service for new and future buildings

B. Recommend approval of Change Order amounting to $78,838.00 to contract with Blythe Industries, Inc. for Site Preparation for New General Aviation Area at Airport.

1. Contract - Site Preparation for New Fixed Base Operations Area
Blythe Industires, Inc.
Award Date: September 27, 1982
Contract Amount to Date. $2,346,254.45
Change Order No. 2: $78,838.00
New Contract Amount. $2,425,092.45

This change order provides additional or revised work in two basic areas. The first area, amounting to $63,933.30, covers additional earthwork due to change in the finished grades to accommodate the final layouts for Thurston and Butler's FBO's and the City's Public Aircraft Storage Facilities. The second area, amounting to $14,904.70, covers additional miscellaneous work items including asphalt curbing to control storm water runoff, masonry structures to provide access to underground utilities for new and future buildings, and berms and finish grading for landscaping at the two FBO's.

C. Recommend approval of Change Order amounting to $3,490.00 to contract with Ponyhill Nursery and Landscaping to Provide Landscaping for new General Aviation Facilities at the Airport.

1. Contract - Landscaping - Butler Aviation
Ponyhill Nursery & Landscaping
Award Date: April 9, 1984
Contract Amount to Date: $69,453.60
Change Order No. 1: $3,490.00
New Contract Amount: $72,943.60

This change order amounting to $3,490.00 provides additional landscaping on the airside of Butler Aviation's Terminal Building in accordance with the terms of the lease agreement. Although the original contract anticipated the majority of Butler's landscaping requirements, this change order is necessary to accommodate various landscaping changes on the airside now that Butler's final layout has been determined.

D. Recommend approval of change orders to construct Airport Terminal Expansion for Piedmont Airlines increasing total contract amounts by $348,753.00.

Piedmont Airlines requested that the airport terminal be expanded to provide four additional boarding gates and additional operations areas. Council has awarded contracts totaling $9.96 million to accommodate Piedmont's operational requirements.

1. Contract - Plumbing Construction
Beta Construction, Inc.
Award Date· June 25, 1984
Contract to Date: $207,868.30
Change Order No. 2: $132,134.00
New Contract Amount: $340,002.30

This change order to the plumbing contract provides for all materials and labor necessary for plumbing construction for additional toilet rooms on the ramp level as requested by Piedmont Airlines.

2. Contract - Electrical Construction
Port City Electric Company, Inc.
Award Date. June 25, 1984
Contract to Date: $326,575.00
Change Order No. 2. $98,374.00
New Contract Amount: $424,949.00

This change order to the electrical construction contract provides additional or revised work in the following areas

1. The first area, amounting to $27,546.00, covers various electrical additions requested by Piedmont after on-site visits by their technical representatives. These additions include electrical service for exterior gate signs and interior signage, additional electrical circuits and receptacles, electrical service and conduits for flight information computers, and additional lighting fixtures.

2. The second area, amounting to $21,988, covers installation of emergency fuel shut-off stations for the hydrant fueling system extension. This installation, which is a fuel system requirement, was inadvertently omitted by both the fuel system engineering consultant, and the architectural consultant.

3. The third area, amounting to $48,840, covers various architectural additions including modifications to existing electrical panels and installation or additional panels, installation of temporary electrical service to accommodate project phasing, and additional power circuits for the air conditioning systems.

3. Contract - General Construction
John B. Pike & Son, Inc./Robert H. Pinnix Division
Award Date. June 25, 1984
Contract Amount to Date. $3,691,860.00
Change Order No. 2: $85,433.00
New Contract Amount: $3,777,293.00

This change order to the general construction contract provides additional or revised work in three areas

1. The first area, amounting to $31,909, provides additional excavation and concrete fill to correct insufficient soil bearing for building footings. The foundation plans did not anticipate the high level of moisture found when excavating the existing concrete ramp for building footings.

2. The second area, amounting to $45,251.00, covers phasing and coordination items. The City pre-purchased structural steel to expedite construction; however, additional material handling was required to meet the project's phasing schedule.

   Other items also included in this area are additional foundations for loading bridges not included in the contract drawings and changes to fifteen roof framing members to accommodate installation of a three ply roof in lieu of a single ply roof system.

3. The third area, amounting to $8,273.00, covers various additions requested by Piedmont after on-site visits by their technical representatives. These include a new storage room, a ceiling in the temporary corridor between the existing concourse and Phase I gates, and a perimeter guard rail for the baggage conveyor.

4. Contract - Mechanical Construction

Alpha Mechanical, Inc.
Award Date: June 25, 1984
Contract to Date: $667,639
Change Order No. 1: $32,812
New Contract Amount: $700,451

This change order to the mechanical construction contract provides additional or revised work in two basic areas.

1. The first area, amounting to $27,183.09, covers additional chilled and condenser water piping, insulation, condenser water piping, insulation, controls and accessories and installation of galvanized steel roof curbs to conform to phase construction and ceiling height requirements.

2. The second area, amounting to $5,628.91, covers various architectural additions requested by Piedmont and the City. These include installation of a unit water heater, piping, and controls for a new storage room, additional duct work at new and existing building interface, and labor to assemble owner-furnished hot water boilers.

Council has previously appropriated Airport Revenue Issues in the amount of $8,630,000 to fund Airport Terminal Expansion for Piedmont. Funds are available in project contingency to cover this work. These change orders are included in project costs which will be debt serviced by Piedmont through facility rental paid to the City.

RESOLUTIONS

19. Recommend adoption of Resolution authorizing Mayor to execute a Municipal Agreement with the North Carolina Department of Transportation for the installation of automatic warning devices at railroad crossings at a cost of approximately $26,000 plus annual maintenance fees of $1960.

The Federal Highway Administration (FHWA) provides 90% funding for safety devices at railroad crossings within the City and on the City street system. In order to obtain the funds for installation of automatic warning devices (gates and signals), however, the City must have an agreement with the North Carolina Department of Transportation allowing the State to deal with the railroads to implement installation of these devices and to secure the federal participation.

Both City and State Departments of Transportation have concurred in the need for warning devices at Hebron Street/Southern Railway, Toal Street/Southern Railway, Craig Street/Seaboard Coast Line and Kinstead Circle/Seaboard Coast Line crossings. This agreement will enable the State to arrange with the railroads to provide plans and detailed estimates, to supervise the installation, and to obtain necessary FHWA approvals and funding (subject to the City's approval).

The cost of the installation of the warning devices at the four crossings is estimated to be $260,000. Of this, the City would pay $26,000 and the FHWA $234,000. The City's share would come from the Department of Transportation's CIP budget. The railroads will maintain these signals at an anticipated annual cost of $3920. The City pays one-half the annual maintenance costs ($1960) and funds are programmed in DOT's operating budget to cover these.

20. Recommend adoption of two Resolutions requested by the Charlotte-Mecklenburg Historic Properties Commission which will allow the Commission to administer its Emergency Properties Fund in the most expeditious manner.

A. Resolution to acquire property in the name of the Charlotte-Mecklenburg Historic Properties Commission.

By State law, the Charlotte-Mecklenburg Historic Properties Commission ("Commission") cannot acquire property in the name of the Commission, if the money for the acquisition has been appropriated by the City, unless the municipality adopts a resolution authorizing that action. That action will allow the Commission to act quickly in administering its Emergency Property Fund.

B. Resolution authorizing the Commission to enter into contracts.

A resolution from the governing body is necessary to authorize the Commission to enter into any contracts or agreements in the name of the Commission. The resolution seeks to provide the Commission with the fullest explicit and implied contractual authority for entering into contracts with governmental agencies, organizations, individuals, etc.

21. Recommend adoption of Resolutions Authorizing the City Manager to apply for and the Mayor to execute Grant Applications in the amount of $4,876,200 for Transit Capital Assistance from the Urban Mass Transportation Administration and the North Carolina Department of Transportation.

The Urban Mass Transportation Administration and the North Carolina Department of Transportation have allocated funds for capital assistance under Sections 5 and 9A. Charlotte has fund balances which must be obligated by September, 1985. Federal regulations require separate applications for funds allocated in separate sections. The proposed applications are set up to assure that all available federal dollars in each section are obligated.

The 1990 Charlotte-Mecklenburg Transportation/Land Development Plan and the Five-year Financial Management Plan call for a 25% modal split in the Central Business District. The initial implementation of this plan scheduled for August, 1986 will require the addition of 20 new buses and their related equipment, purchase of one new service vehicle, and the replacement of 10 over-age buses and two service vehicles. In order to put the buses into service by August, 1986 the grant applications must be submitted now. The Section 5 application will fund eight replacement buses, spare components, and one new service vehicle. The Section 9 and 9A applications will fund 20 new buses, fare boxes, and radios, two replacement buses, and two replacement service vehicles.

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The total cost of the project is estimated to be $4,876,200:

UMTA		NCDOT	CITY
Section 5	$1,063,584		
Section 9A	731,000		
Section 9	2,106,376		
	$3,900,960 (80%)	$487,620 (10%)	$487,620 (10%)

The City's share will come from the 1981 Transit Bonds.

HOUSING LOANS

22. Recommend approval of loans totaling $471,450 for permanent financing to purchase property in the Third Ward Area under the Third Ward Loan Program.

The Third Ward Loan Agreement between the City and North Carolina National Bank in the amount of $15,000,000 was entered into on December 14, 1981 and amended December 19, 1983. The interest rate on loans under the program is 9-3/4%.

The loan applications have been reviewed by the City Loan Officer, Community Development Department, and the loan applications contain sufficient information to form the basis for approval of the loans.

Borrower	Property Address	Loan Amount	Appraised Value
Gracie Hooks	216 S. Clarkson Street	$51,250	$53,970
Robert W. Carlton	Unit 24, Gateway Square	67,600	71,207
Katherine K. Eason	Unit 3, Gateway Square	58,100	61,200
Eleanor Dixon	Unit 300-6 S. Cedar St.	41,400	43,300
Deborah A. Wilson	Unit A-3A Greenleaf Ave.	55,550	58,500
Richard Bober	Unit 14A Gateway Square	67,000	70,529
Frederick V. Slocum, Jr. & Nikki B.	Unit 21, Clarkson Green	92,600	98,000
Robert Atkinson	244-7 S. Cedar Street	37,950	40,450

REHABILITATION LOAN

23. Recommend the approval of a loan of $31,200 in order to rehabilitate the house at 625 Grandin Road.

Applicant	Property Address	Area	# of Units	Term	Int. Rate	Loan Amount
Roy Elaine Harrison	625 Grandin	City Wide	2	20 Yrs.	3%	$31,200

The loan application has been reviewed by the City Loan Officer, Community Development Department, and all criteria for qualifying for financial assistance have been met by the applicant in accordance with the requirements outlined for the Community Development Loar and Grant Program.

STREET MAINTENANCE

24. Recommend acceptance of 9.41 miles of subdivision streets for continuous maintenance by the City of Charlotte.

These streets are in annexation areas, and are therefore being taken over for maintenance by the City. They were constructed in accordance with the Mecklenburg County Subdivision Ordinance, and approved by the County Engineering Department. With the addition of these streets, the City street system will be 1310.08 miles.

A complete listing of the street locations is available in the City Clerk's office.

SPEED LIMITS

25. Recommend adoption of an ordinance lowering the speed limit on nine neighborhood streets from 35 miles per hour to 25 miles per hour.

1. Albany Lane from Pierson Drive to Holbrook Drive (Holbrook)
2. Athens Place from Pierson Drive to Holbrook Drive (Holbrook)
3. Charlotte Drive between Park Road and East Boulevard (Dilworth)
4. Cloister Drive from Providence Road to 2600 block (Cloisters)
5. Collier Court from Albanv Lane to cul-de-sac (Holbrook)
6. Longbrook Drive from Covedale Drive to cul-de-sac (Sardis Woods)
7. Mallard Drive south of Albemarle Road between Albemarle Road and cul-de-sac (Pritchard Place)
8. Mill Pond Road from Carmel Road to 220'north of Country Ridge Road (Mountainbrook)
9. Mountainbrook Road from Sharon View Road to Mill Pond Road (Mountainbrook)

On May 14, 1984, City Council approved a policy to permit a lowered speed limit on residential streets. The policy requires that the residents submit a petition signed bv 75 percent of the residents or propertv owners on the street and that an engineering evaluation be conducted bv the Department of Transportation to determine if the lowered speed limit is appropriate.

ITEM NO.

26. Recommend adoption of an ordinance amending Chapter 20, Section 86 of the Charlotte City Code to correct a technical error.

On September 10, 1984 Council approved the 45 mph speed limit for Providence Road West in Charlotte. That ordinance had a technical error, however, and Providence Road West was listed as state route number 3632 when the correct number is 3626. The North Carolina Department of Transportation has requested this technicality be corrected by approving this ordinance.

TAX REFUNDS

27. Recommend adoption of resolutions authorizing the refund of certain taxes in the total amount of $9,137.30 which were assessed through clerical error or illegal levy against 18 tax accounts.

SETTLEMENT

28. Recommend that the City compromise and settle the condemnation actions against Robert G. Stavrakas and wife, Shirley Ann Stavrakas; and Kenneth X. Stavrakas and wife, Emma G. Stavrakas, for the total amount of $41,080.00, Tryon-Church Connector.

On October 28, 1982, the City condemned a portion of two parcels of land belonging to the Stavrakas s and facing West Twelfth Street in the City of Charlotte. Approximately 7,374 feet is condemned out of a total of 29,833 feet. A portion of the property condemned also faces North Tryon Street. A temporary construction easement was condemned along each side of the permanent easement varying in width from 5 feet to 75 feet. The condemnation divides one tract into a northern portion containing approximately 1,572 feet and a southern portion cut off from the remaining property containing approximately 2,205 feet. The second parcel of land has a northern tract remaining of approximately 18,682 square feet.

At the time the condemnations were filed, the City deposited a total of $26,080.00 in court as the estimate in the decrease in the fair market value of these properties as a result of the condemnations.

The defendants have contended that their damages are somewhere between $80,000.00 and $100,000.00. They base this upon various factors, including the fact that a 2,205 square-foot parcel will be totally severed from the remaining land, and the fact that the Tryon-Church Connector is a one-way thoroughfare that will severely limit access to their property. Prior to the condemnation, the

property could be reached by two-way traffic along North Tryon Street and West Twelfth Street, as well as easy access from North Church Street. After the condemnation, West Twelfth Street was closed, and the property car be reached only by in-bound traffic traveling on North Tryon Street. Access has been totally cut off from North Church Street.

The defendants have agreed to deed to the City the 2,205 square-foot remnant and settle these condemnation actions for the additional deposit of $15,000.00 into court if the City will allow them to lease for use as a used-car lot the right-of-way of the closed portion of West Twelfth Street which abuts their property, and if the City will reconnect the utility line.

The City Attorney recommends this settlement be approved. Settlement at this point will avoid further expenses to both the City and the property owners, including the costs of a jury trial in Superior Court. The City would be responsible for paying the costs of these hearings, including the City's real estate appraisers and the property owners' real estate appraisal witnesses. Additionally, the City would acquire the 2,205 square-foot remnant at the corner of North Tryon Street and West Twelfth Street.

Funding will be from the 1981 Street Bond Improvements.

UTILITY CONTRACTS

29. Recommend approval of contracts between the City of Charlotte and the applicants listed below:

These are extension contracts for new subdivision development in accordance with the Water/Sewer Extension Policy. They concern construction by the following applicants:

1. John Crosland Company, Inc., to construct 1,398 linear feet of 8-inch sanitary sewer main to serve Chestnut Lake 15 Subdivision, located south of Lawyers Road, east or Idlewild Road North, and west of McAlpine Creek, inside the Charlotte City Limits. Estimated Cost - $34,950.00 Sanitary Sewer Job No. 621-84-157.

2. John Crosland Company, Inc., to construct 1,965 linear feet of 8-inch water main and 2,555 linear feet of 2-inch water main to serve Wessex Square No. 6, located east of Rea Road, north of N.C. Highway 51, outside the Charlotte City Limits. Estimated Cost - $56,000.00. Water Contract No. 84-064.

ITEM NO.

3. John Crosland Company, Inc., to construct 165 linear feet of 8-inch water main, 690 linear feet of 6-inch water main and 1,330 linear feet of 2-inch water main to serve Touchstone II Subdivision, located south of Highway 51 and west of Elm Lane West, outside the Charlotte City Limits. Estimated Cost - $25,000.00. Water Contract No. 84-063.

4. John Crosland Company, Inc., to construct 1,318 linear feet of 8-inch water main, 1,991 linear feet of 6-inch water main and 4,420 linear feet of 2-inch water main to serve Lynton Place Subdivision, located south of Albemarle Road and east of Dooley Drive, inside the Charlotte City Limits. Estimated Cost - $86,000.00. Water Contract No. 84-056.

5. John Crosland Company, Inc., to construct 470 linear feet of 8-inch water main, 1,190 linear feet of 6-inch water main and 2,660 linear feet of 2-inch water main to serve Touchstone I Subdivision, located south of Highway 51 and west of Elm Lane West, outside the Charlotte City Limits. Estimated Cost - $45,500.00. Water Contract No. 84-066.

6. John Crosland Company, Inc., to construct 2,060 linear feet of 8-inch water main and 2,100 linear feet of 2-inch water main to serve Somersby II Subdivision, located south of Highway 51 and west of Elizabeth Lane, outside the Charlotte City Limits. Estimated Cost - $52,000.00. Water Contract 84-050.

7. JRS Enterprises, Inc., to construct 2,749 linear feet of 8-inch sanitary sewer main to serve Lawyers Station, Phase III, located south of Lawyers Road, east of Wilson Grove Road and west of N.C. Highway 51, outside the Charlotte City Limits. Estimated Cost - $68,725.00. Sanitary Sewer Job No. 621-84-078.

8. JRS Enterprises, Inc., to construct 2,811 linear feet of 8-inch gravity main and 1,640 linear feet of 4-inch force main to serve Lawyers Station, Phase IV, located south of Lawyers Road, east of Margaret Wallace Road and west of N.C. Highway 51, outside the Charlotte City Limits. Estimated Cost - $86,222.00. Sanitary Sewer Job No. 621-84-077.

9. JRS Enterprises, Inc., to construct 1,425 linear feet of 8-inch sanitary sewer main to serve Lawyers Station, Phase V, located south of Lawyers Road, east of Margaret Wallace Road and west of N.C. Highway 51, outside the Charlotte City Limits. Estimated Cost - $35,625.00. Sanitary Sewer Job No. 621-84-079.

10. JRS Enterprises, Inc., to construct 3,365 linear feet of 8-inch sanitary sewer main to serve Williamsburg South, Phase II, located north of Providence Road West, east of Elm Lane West, and west of Four Mile Creek Road, outside the Charlotte City Limits. Estimated Cost $84,125.00. Sanitary Sewer Job No. 621-84-167.

11. First Carolina Investors Of Mecklenburg, Inc., to construct 2,428 linear feet of 8-inch sanitary sewer main to serve Penhurst Subdivision, Phase I, located east of South Boulevard, west of Park Road and south of Sharon Road West, outside the Charlotte City Limits. Estimated Cost - $60,700.00. Sanitary Sewer Job No. 621-84-142.

12. Mecklenburg Land Development Company, to construct 1,066 linear feet of 8-inch water main, 335 linear feet of 6-inch water main and 2,038 linear feet of 2-inch water main to serve Berkshire On Lawyers Road, located south of Lawyers Road, east of Carden Road and west of Spicewood Drive, outside the Charlotte City Limits. Estimated Cost - $39,500.00. Water Contract No 84-068.

13. Mecklenburg Land Development Company, to construct 3,069 linear feet of 8-inch sanitary sewer main to serve Berkshire On Lawyers Road, located south of Lawyers Road, east of Carden Road and west of Spicewood Drive, outside the Charlotte City Limits. Estimated Cost - $76,775.00. Sanitary Sewer Job No. 621-84-158.

14. NCNB As Trustee NCNB Corporation And Designated Subsidiaries Retirement Plan And Trust, to construct 3,749 linear feet of 12-inch water main and 683 linear feet of 8-inch water main to serve Huntersville Business Park, located south of Gilead Road and west of I-77, outside the Charlotte City Limits. Estimated Cost - $102,000.00. Water Contract No. 84-054.

15. NCNB As Trustee NCNB Corporation And Designated Subsidiaries Retirement Plan And Trust, to construct 3,272 linear feet of 8-inch sanitary sewer main to serve Huntersville Business Park, located south of Gilead Road, west of I-77 and east of McDowell Creek, outside the Charlotte City Limits. Estimated Cost - $98,160.00. Sanitary Sewer Job No. 621-84-148.

16. Sardis Cut Corporation and Sardis North Associates, Ltd., to construct 3,119 linear feet of 8-inch sanitary sewer main and 240 linear feet of 18-inch sanitary sewer main to serve the Proposed Sardis Road North, located along Beards Creek, west of Independence Boulevard and east of Monroe Road, inside the Charlotte City Limits. Estimated Cost - $134,360.00. Sanitary Sewer Job No. 621-84-124.

ITEM NO.

17. Carolina Fincorp, Inc. to construct 1,500 linear feet of 21-inch sanitary sewer main, 2,750 linear feet of 18-inch sanitary sewer main, 3,050 linear feet of 15-inch sanitary sewer main and 4,200 linear feet of 12-inch sanitary sewer main to serve Property At Elm Lane West And Endhaven Lane, located south of Endhaven Lane, west of Elm Lane West and east of McAlpine Creek, outside the Charlotte City Limits. Estimated Cost - $760,000.00. Sanitary Sewer Job No. 621-84-003. Contract No. 84-001.

18. Carolina Fincorp, Inc., to construct 9,000 linear feet of 8-inch water main to serve Elm Lane West, located north of Highway 51 and south of Endhaven Lane, outside the Charlotte City Limits. Estimated Cost - $140,000.00. Water Contract No. 66-393.

Items 1 - 16, applicants are to construct the entire systems at their own proper cost and expense. The City is to retain all revenue. There is no cost to the City and no funds are needed.

Items 17 and 18 - these are 15-year reimbursable contracts. The applicants are to deposit 10% of the estimated cost. A letter of credit from the developer will be used for construction funding. There is no cost to the City and no funds are needed.

Utility and Planning Directors recommend approval.

PROPERTY TRANSACTIONS

30. Recommend approval of the following right of way acquisitions.

A. Acquisition of 383.21 linear feet plus severance: shrubs and construction easement, at 3911 Carmel Acres Drive, from E. Clark Russell, for $800.00, for the Sanitary Sewer to serve Carmel Acres Drive. (Easement)

B. Acquisition of 35.01± linear feet, at 79.25 acres at I-77 and Arrowood Road, from NCNB National Bank of North Carolina, Trustee, for $1.00, for the Water Main to serve Oakhill Business Park. (Easement)

C. Acquisition of 1,741.97 linear feet, at Highway #49 North - UNCC Station, from the University of North Carolina at Charlotte, for $1.00, for the Sanitary Sewer to serve University Memorial Hospital. (Easement)

- PENDING MATTERS -

In meeting on Monday, January 28, 1985, City Council will make nominations for appointment to the following committees

1 Certified Development Company - One position in the Community Organizations category for an unexpired term ending April 30, 1985 The membership of Sylvia Gaither has been terminated due to failure to meet the attendance requirements

2. Specialized Transportation Advisory Committee - One position for an unexpired term ending September 30, 1985. Lynn Sheffer has resigned from the committee.

- SCHEDULE OF MEETINGS -
January 14 - 18, 1985

Monday, January 14	DINNER	5 00 p m
	PRESENTATION ON YORK ROAD PARK Piedmont Open Middle School Media Center	5 30 p m
	CITIZENS HEARING	7 00 p. m
	CITY COUNCIL MEETING Auditorium	7 30 p m
Tuesday, January 15	MARTIN LUTHER KING HOLIDAY (City Government Offices Closed)	