AGENDA

Meeting Type:	B
Date:	05/13/1985

City of Charlotte, City Clerk's Office

Charlotte

CITY COUNCIL AGENDA
Monday, May 13, 1985

Hidden Valley Elementary School
5100 Snow White Lane

5:00 PM	-	General Land Use/Billy Graham Parkway
5:30 PM	-	Dinner Discussion on use of Seventh/McDowell Street property Coliseum status report
6:00 PM	-	Budget Advisory Committee presentation
7:00 PM	-	Citizens' hearing
7:30 PM	-	Council meeting Multi-Purpose Room

ITEM NO.

1. Invocation by the Reverend Kenneth Woodard of Newell Presbyterian Church.

2. Consider approval of minutes of the Special Meeting of March 28, 1985, the Joint Meeting with the County Commission of March 28, 1985, and the regular meeting of April 1, 1985.

3. Accept report of Budget Advisory Committee.

PUBLIC HEARINGS

4. A. Conduct a public hearing to abandon a portion of Mustang Lane.

   B. Recommend adoption of a resolution to abandon a portion of Mustang Lane.

On February 8, 1985, the Walsh Corporation and Mustang Lane Associates submitted a petition requesting the abandonment of a portion of

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

Mustang Lane located off the 8500 block of Maggie Lane. The portion of Mustang Lane in question is unopened, non-maintained right of way 40-feet wide and approximately 549-feet long. This portion ties to a section of Mustang Lane that was previously removed from dedication on September 10, 1984. The petitioners own all property abutting the portion of Mustang Lane being considered. It is their intent to incorporate this right of way into adjoining tracts for development of a residential apartment complex.

All City departments and private utility companies were notified and are in concurrence with the abandonment.

No City funds are involved.

A map of the location is attached.

Attachment No. 1

5. A. Conduct a public hearing to abandon a portion of Maggie Lane.

B. Recommend adoption of resolution to abandon a portion of Maggie Lane.

On February 8, 1985, the Walsh Corporation, Mustang Lane Associates and Mr. Jimmie Pourlos submitted a petition requesting the abandonment of a portion of Maggie Lane. The portion of Maggie Lane in question is an unopened, non-maintained right of way off the 1400 block of Mustang Lane approximately 40-feet wide and 700-feet long. The petitioners own all the property abutting this portion of Maggie Lane. It is their intent to incorporate this right of way into adjoining tracts for development of a residential apartment complex.

All City departments and private utility companies were notified and are in concurrence with the abandonment.

No City funds are involved.

A map of the location is attached.

Attachment No. 2

6. A. Conduct a public hearing to receive comments on proposed issuance of up to $3,000,000 in revenue bonds to finance rehabilitation of old Carolina Theatre property.

B. Recommend adoption of a resolution approving issuance of up to $3,000,000 of urban redevelopment revenue bonds to rehabilitate the old Carolina Theatre property and approving application for a private activity bond allocation.

Part of the funding for the proposed Marketplace Project is intended to come from $3,000,000 in Charlotte Uptown Development Corporation (CUDC) bond funds.

City Council has previously authorized a commercial loan program through the CUDC for rehabilitation of qualifying structures in uptown redevelopment areas. As the City approves each loan, it simultaneously passes any obligation for repayment of the loan to the borrower. Several other uptown rehabilitation projects have been funded through the same loan pool over the last several years. The Marketplace funding plan, as presented to HUD in the UDAG application, anticipates issuance of up to $3,000,000 through this tax exempt CUDC loan program. The issuance of these bonds is contingent upon UDAG approval and our moving forward with the Marketplace Project.

In order to allow processing of the CUDC loan and provide HUD with evidence that the loan funds will be available, it is necessary that City Council hold a public hearing to receive comments on the proposed issuance of up to $3,000,000 in revenue bonds to be loaned to Carley Capital Group to finance rehabilitation of the old Carolina Theatre. Subsequent to the public hearing, it is necessary that Council pass a resolution approving the issuance of up to $3,000,000 of urban redevelopment bonds to rehabilitate the old Carolina Theatre consistent with the Marketplace plan as proposed to Council. The first part of the resolution authorizes issuance of the bonds themselves and the second part of the resolution permits compliance with a State administrative requirement that such bonds be reported to and approved by the State Department of Commerce.

7. Recommend adoption of a resolution giving preliminary approval to agreements for operating and consulting services to be provided by Allright Auto Parks, Inc., (or related entity) in connection with three City-owned parking facilities.

Part of the proposed Marketplace Project is to be constructed on land currently owned by Allright Auto Parks, Inc.

Carley Capital Group has an option on the Allright property which contains as certain conditions affecting the City, details of which are attached.

The effect of these conditions is to require the City to enter into five year management/consulting contracts with Allright covering the following facilities:

Marketplace Garage - five percent of gross receipts with minimum of $1,500.00 per month.

Government Plaza Garage - ten percent of gross receipts with minimum of $500.00 per month.

City Hall Garage - six percent of gross receipts with minimum of $1,250.00 per month.

These terms have been negotiated by the City Finance Director and Carley Capital Group and are believed to be competitive with management and consulting fees which the City would pay on these facilities if it solicited proposals from other operators. Because the contracts are for services, no public bidding is required.

City Council was earlier advised of these option conditions and implicitly approved them in authorizing execution of the letter of intent with Carley Capital Group at its March 28, 1985 meeting. The resolution now before Council approves the Allright agreements as described in the option above and allows the Mayor and City Manager to prepare and negotiate appropriate written agreements to take effect should the UDAG application be approved and the Marketplace Project proceed.

Attachment No. 3

POLICY

8. Presentation on strategic planning by Martin Cramton, Planning Director.

9. Consider adoption of the Derita Small Area Plan as a policy guide for land use and zoning decisions.

The Derita Small Area Plan was begun with the convening of a study group in September, 1983. The study group report and the staff analysis provided a foundation for the Planning Commission's recommended plan. Highlights of the plan are listed below·

- Extend public services (water & sewer) into undeveloped residential areas to promote growth.

- Promote the Derita town center as the key retailing center and undertake an urban design study to develop guidelines for future development of the center.

- Establish business parks south of the town center and at the intersection of I-85 and I-77 to provide employment opportunities.

- Maintain Sugar Creek Road as a residential street and create a planted median in the center lane.

- Reduce the business and multi-family zonings surrounding the town center.

- Maintain the non-residential development along I-85.

- Expand Allen Hills Neighborhood Park and provide a greenway along Erwin Creek.

The Planning staff agrees with the plan except on the following two issues:

1. Nevins Road extension, Cheshire Road and Mallard Creek Road - The staff feels this should be zoned for office use to provide the opportunity for professional office use and to provide a transitional closure for the business district on the north end. It is felt that additional business on this location will not adequately provide continuity to the district and not protect existing long-term small family businesses in the town center. The Planning Commission recommended the area be rezoned to business.

2. Area east of Graham Street extension and Mineral Springs Road - The staff feels that the recommendations for this area should conform to those in the UNCC plan which call for support of a strong single family base with multi-family development as an integral part of a single family project. The Planning Commission recommended multi-family zoning for this area.

Council is being asked to adopt the recommendations of the plan as a policy guide for future land use and zoning decisions. Staff exceptions to the Charlotte-Mecklenburg Planning Commission recommendations are noted above. This plan does not construe approval of any rezonings without due process and does not construe acceptance of any capital improvements schedule outside of normal policies or funding through the area plan budget item.

The Derita Small Area Plan documents were sent to Council in the May 3 Council-Manager memorandum.

All affected departments have been involved in the final review process.

10. Consider adoption of the Billy Graham Parkway/Tyvola Road Extension Special Project Plan as a policy guide for land use and zoning decisions.

This special project was initiated in November, 1983 in response to opportunities in the Billy Graham Parkway area. A study group was not convened; however extensive input was received from property owners and other interest groups in the area. The staff agrees with the recommendations of the plan except in the following instance:

1. Staff feels that the area between Nations Ford and I-77 be reserved as zoned for residential development to support the residential usage west of Nations Ford and to provide a strong residential neighborhood/gateway to the employment areas to the west. The Planning Commission recommended mixed use development.

Council is being asked to adopt the recommendations of the plan as a policy guide for future land use and zoning decisions. Staff exceptions to the Charlotte-Mecklenburg Planning Commission recommendations are noted above. This plan does not construe approval of any rezonings without due process and does not construe acceptance of any capital improvements schedule outside of normal policies or funding through the area plan budget item.

The Billy Graham Parkway/Tyvola Road Extension Special Project Plan was sent to Council in the May 3 Council-Manager memorandum.

All affected departments have been involved in the final review process.

11. Consider adoption of an ordinance prohibiting smoking in certain areas of the Coliseum.

At the February 11, 1985 meeting, the City Council considered a resolution of the Committee on Drug and Alcohol Abuse in the Coliseum. One of the recommendations of the committee was that smoking be prohibited within the seating area of the Coliseum including the ground floor, and that such ordinance be enacted and strictly enforced. After considerable discussion, the City Council directed the Legal office to prepare such an ordinance for its consideration.

In response to the Council's directions, the proposed ordinance would amend Chapter 8 of the City Code by adding a new subsection to the present no smoking ordinance to prohibit smoking on the floor area and seating area of the Coliseum. The existing ordinance presently prohibits smoking in retail stores accommodating more than 200 persons or which employ more than 25 persons, elevators, and certain specified areas within hospitals. (Another ordinance in a separate chapter of the Code also prohibits smoking on City buses.) At the request of the Coliseum management, language has been included indicating that the no smoking prohibition in the Coliseum is not applicable to private parties, events or functions which are attended by personal invitation, or are not open to the general public upon purchase of a ticket. The ordinance also would make minor technical changes to other portions of this section of the City Code.

As presently proposed, violation of this ordinance would constitute a misdemeanor punishable by a fine not to exceed $50 or imprisonment for not more than 30 days. The ordinance proposes an effective date of August 1, 1985 in order to allow sufficient lead time to educate the general public about the new regulations.

This ordinance has been reviewed by the Coliseum management, the Police Attorney's office, and the Fire Marshall.

12. Discussion of Coliseum policy of scheduling events.

At its April 22 meeting, the City Council asked that a discussion of Authority policies, particularly as they related to booking potentially competing events, be put on the May agenda. Representatives of the Authority will be available at the meeting. Attached are the minutes of the April meeting and a letter from Martin Brackett, Jr., Authority Chairman, expressing the position of the Authority. The City Manager agrees that the key to their success is their authority to operate independently in as business-like manner as possible.

Attachment No. 4

BUSINESS

13. A. Recommend approval of a contract for services between the City of Charlotte and Gethsemane Enrichment Program, Inc. for a Special Education Program for Five Points, Third Ward, West Morehead, West Blvd. and Grier Heights for NSA youth in the amount of $371,674.

B. Recommend approval of a contract for technical and professional services between the City of Charlotte and Bethlehem Center, Inc. for a Concentrated Education and Enrichment Program primarily for Southside NSA Youth in the amount of $124,130.

During FY85, $494,927 or 10.3% of the FY85 Community Development Block Grant Entitlement was appropriated in the HUD Final Statement for three human services programs:

1. Charlotte-Mecklenburg Youth Council - Academic Career Development
2. Gethsemane Enrichment - Special Education
3. Bethlehem Center - Concentrated Education and Enrichment Program

At the April 22, 1985 Council meeting, Council approved the "Final Statement of Community Development Objectives and Projected Use of Funds" and authorized us to file an application with the Department of Housing and Urban Development for Community Development Block Grant (CDBG) funds for $4,064,000 for FY 86.

In the "Final Statement", $517,104 was approved for Human Services Contracts: Bethlehem Center and Gethsemane Enrichment Program. The contracts have now been finalized and total $495,804, a difference of $21,300. It is proposed that these savings be held as a contingency to cover urgent and unforeseen Community Development requirements.

The annual contract evaluations, which will be sent to you prior to the Council meeting, indicate that both programs are operating well.

Gethsemane Enrichment Program

This program has operated since 1976. Approval of this contract for $371,674 will allow continuation of special educational experiences for the period beginning July 1, 1985 and ending June 30, 1986 to serve a projected 400 clients. Last year's contract, serving 400 clients, was $313,320. This year's increase is needed in order to overhaul and maintain five vehicles and office equipment, purchased eight to nine years ago, and to provide an increase in salaries.

The Special Education Program has provided instruction and recreational activities which support the instructional goals. Children are required to do their homework each day before they are given individualized tutoring in reading and math. In so doing, the program reinforces basic academic skills. The children also participate in reading games, spelling contests, and creative writing classes. A total of 400 youth will be served by the proposed contract.

Bethlehem Center, Inc.

This program has also operated since 1976. Approval of this contract for $124,130 will continue education and enrichment experiences for the period beginning July 1, 1985 and ending June 30, 1986 to serve a projected 225 clients. Last year's contract, serving 225 clients was, $104,465. The budget increase is needed to overhaul and maintain four vehicles and office equipment purchased eight to nine years ago, and to provide an increase in salaries.

The Concentrated Education and Enrichment Program has provided educational, cultural enrichment and recreational experiences to significantly increase the developmental and interpersonal skills of preschool youth and increase the basic academic and interpersonal skills of school age youth.

Funding is from Community Development Block Grant funds.

14. A. Recommend adoption of a resolution amending the Pay Plan to add the classes of Development Coordinator, at the salary range of $40,312-56,437, and Economic Development Division Manager, Pay Range 27, ($30,081-38,392 annually).

B. Recommend adoption of a budget ordinance transferring the position of Central Area Development Coordinator from the Engineering Department to the Community Development Department.

Attached is a copy of an April 30 memorandum which outlines our plans to address the City's role in economic development. At present, the City's economic development functions are performed by three separate organizational units. Plans call for centralizing these functions into two elements: a policy-level position reporting directly to the City Manager, and an operational unit working out of the Community Development Department. This will put us in a position to move quickly when the Economic Development Study Commission completes its work. No new positions are required.

ITEM NO.

Development Coordinator

The proposed position of Development Coordinator will be responsible for the development and coordination of City-wide economic development programs. Work will involve identifying and obtaining funds for diversified programs, coordinating public/private joint venture projects, initiating grants, and serving as City liaison with the Chamber of Commerce and the Charlotte Uptown Development Corporation. This position will be working directly with the City Manager; consequently, the classification of Development Coordinator should be added to the Senior Management Pay Plan. Based on review of market data and on analysis of internal comparisons, it is recommended that the subject position be assigned the annual pay range of $40,312-56,437.

Economic Development Division Manager

The proposed position of Economic Development Division Manager will be assigned to the Community Development Department. This position will assist the Development Coordinator in carrying out City-wide program implementation as well as being responsible for directing the activities of the Economic Development Division in the Community Development Department. Work will involve identifying and obtaining funding and assisting small businesses within designated areas, preparing grant proposals, and administering related programs in the Community Development Department. The pay assignment at Pay Range 27 ($30,081 - 38,392) will provide an appropriate differential with subordinates and is comparable to other City positions of similar scope and complexity.

Funding is included in existing appropriations for the positions and will also be included in the FY86 budget recommendations.

Attachment No. 5

15. Appointment to Parade Permit Committee.

The following nominations were made on April 22 for the unexpired term of Jennie Bush:

1. Lewis C. Dowdy, nominated by Councilmember Dannelly.
2. Ann Maxwell, nominated by Councilmember Woollen.

Attachment No. 6

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The City Attorney advises that agenda items no. 16 through 37 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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16. Recommend adoption of a resolution amending the Summer Recreation Pay Plan by increasing existing pay ranges by five percent.

The Summer Recreation Pay Plan was established in March 1980, and subsequently amended in 1981 and 1982. No changes have been made to the Summer Recreation Pay Plan since 1982.

Salary survey data collected indicates that current salaries for summer recreation employees are no longer competitive. In order to more adequately compensate the employees for work performed and to reduce the differential which has occurred due to general salary adjustments granted to employees in the regular City Pay Plan since 1982, it recommended that a five percent increase be made to existing pay ranges. The Summer Recreation Pay Plan will continue to allow only an A or B pay rate within each assigned range; the B range is reserved for employees returning in subsequent years at the same classification. There are 165 summer employees and they will continue to be paid only for hours worked.

The FY85 cost is $5,300; the necessary funds are available in the Parks and Recreation Department budget for the current fiscal year. Additional costs for July and August 1985 will be included in the FY86 budget.

ORDINANCES

17. Recommend adoption of an ordinance to amend the 1984-85 budget ordinance, to provide for the end or the year transfer of funds.

At the close of the City's fiscal year, Council approval for appropriation adjustments within various funds is necessary so that all expenditures anticipated by fiscal year-end will be covered. As a result of events and circumstances unforeseen at the time of the original budget preparation, some departments or fund expenditures will either be greater or lesser than the original appropriation. This is a normal occurrence and results primarily because the original budget is a plan based on estimates made eighteen months before fiscal year-end.

ITEM NO.

A brief review of the recommended adjustments is provided below.

General Fund

Some expenditures in the General Fund will be less than budgeted for fiscal year 1985. However, the following departments will require a supplemental appropriation to be financed with a transfer of funds from the Police Department made available as a result of fuel savings.

- An increase of $5,000 is recommended for the City Clerk due to an unanticipated increase in the number of bond advertisements that were required.

- Additional funds of $200,000 are recommended for the General Services Department to cover higher than projected bids for replacement of radio loops with a microwave radio system.

- An additional appropriation of $6,500 is recommended for the Special Projects Department to cover the costs for an employee retirement.

- An additional appropriation for $15,000 is needed for the Purchasing Department to cover the cost of a position that was added during the year for the W/MBE program.

- The budgetary accounts and departmental charges are increased for Printing, General Services and the Transportation Unified Planning Work Program because of increased volumes of copying, increased telephone service costs for Mecklenburg County and additional State Grant income, respectively.

Other Funds

Council approved an ordinance for Tyvola Road design which contained an arithmetical error. This ordinance will correct that error.

A transfer of $2,592 in capital funds from the completed Animal Shelter expansion capital project is required to comply with the Council approved resolution to set aside one percent of capital project construction costs for art in public buildings frequented by citizens.

During mid-summer of 1984, Congress allocated additional funds for the Summer Youth Employment Program. The revenue estimate and appropriation levels in the Employment and Training Fund are increased by $139,246 to reflect the increased allocation.

The construction of new Fire Station No. 2 on South Boulevard was based on the sale of old Fire Station No. 2 and Fire Station No. 9. Fire Station No. 9 was sold to the Nalle Clinic, but Fire Station No. 2 was not sold. Instead, old Fire Station No. 2 is being used by the Arson Investigation Unit. The original ordinance for the construction of new Fire Station No. 2 advanced $135,000 from the General Revenue Sharing Fund pending the sale of old Fire Station No. 2. This advance is designated as permanent financing from the unappropriated balance of the General Fund.

As in previous years, the end-of-the-year ordinance includes transfer of interest earnings from various funds to the debt service funds to help defray costs of debt service to minimize the impact on property taxes and user rates.

18. A. Recommend adoption of: (1) an ordinance enacting the new City Code (1985 Edition) and (2) an ordinance amending Chapter 23 of the new City Code.

B. Recommend approval of price increase for new City Code.

In September, 1983, the City of Charlotte entered into a contract with the Municipal Code Corporation in Tallahassee, Florida, the current publisher of the City Code, for a recodification of Charlotte's Code. The City Code was last revised and recodified in 1961.

The work is now complete at a total cost of $27,676.14 for 300 copies. The new code contains all of the ordinances adopted by the City Council prior to February 11, 1985. Ordinances adopted subsequent to this date will appear in Supplement No. 1. In addition to adopting an ordinance enacting the newly recodified City Code (1985 Edition), Council is also requested to adopt an ordinance amending Chapter 23, Water, Sewers and Sewage Disposal, to add clarifying words and phrases and to delete incorrect references which occurred when the editor rearranged sections of the ordinance to accommodate new material.

Although the primary changes that resulted from the recodification were the removal of conflicting or obsolete provisions, some substantive changes are also proposed. Attached is a memorandum which summarizes major changes and which highlights the substantive changes made in any of the ordinances during the recodification process. No ordinances were amended which effected a change in the law other than changes necessary to bring the ordinance into compliance with prevailing State or Federal law, or to reorganize the contents in a more clear and concise manner. Chapters or Articles, or parts thereof, were deleted where local jurisdiction has passed from the City to the County, or one of its agencies, over the years. Some deletions and regrouping of subjects has resulted in a change of Chapter numbers.

It is recommended that the cost of the new Code be set at $100.00. The City has been charging subscribers to the City Code $52.50 which includes supplementation for one year. Subsequent supplements are $15.00 per year. This price was established in 1960. The proposed fee is based upon the actual cost of the Code and has been approved by both the Budget and Evaluation Department and the Finance Department. It is also proposed to increase the cost of the supplements from $15.00 per year to $20.00 per year effective January 1, 1986. We will continue to provide free copies of the Code to the courts and other governmental agencies.

Funds for this project were approved in the budgets for fiscal years 1983-84 and 1984-85.

The Legal Department has reviewed and approved the changes effected by the recodification.

Attachment No. 7

BUDGET ORDINANCES

19. Recommend adoption of a budget ordinance appropriating $170,000 to the Sewage Pump Station Elimination Program.

The Charlotte-Mecklenburg Utility Department has had an ongoing Sewage Pump Station Elimination Program for several years. The purpose of the program is to eliminate units which have a history of high operating cost, excessive maintenance cost, as well as those stations which may present a potential health hazard.

Rock Brook Pump Station needs to be eliminated. A bid is listed later in the agenda for the proposed sanitary sewer line which will be located between Myers Park High School and Alexander Graham Junior High School. Construction will be scheduled during the summer months when school activity is at its lowest point.

The Pump Station Elimination account has a present balance of $139,000 which, along with the request for an additional $170,000, will provide the total amount of $309,000 which is estimated to be the amount required for construction, engineering and a reasonable project contingency. Adequate funds for this transfer are available as surplus in the Long Creek Outfall account which is expected to run considerably under budget.

The Utility Director recommends approval of this budget ordinance.

20. Recommend adoption of two budget ordinances authorizing the payment of Water and Sewer Revenue Bond Anticipation Notes.

On August 13, 1979 City Council authorized entering into an agreement with Mecklenburg County to extend water and sewer lines into the University Research Park. As a result of this action, Water and Sewer Revenue Bond Anticipation Notes in the amount of $2,000,000 were sold to NCNB of North Carolina. The Notes mature on June 10, 1985. These Notes are to be paid from funds available from general obligation bonds sold on April 30, 1985 and unexpended balance of the Bond Anticipation Notes.

The Council is requested to approve two budget ordinances--one to retire the principal on the Water Revenue Bond Anticipation Note and the other to retire the principal on the Sewer Revenue Bond Anticipation Note. The Water Notes will be retired from $309,083.31 from Water Revenue Bond Anticipation Note Fund Balance and $190,916.69 from 1983 Water Bonds, Series 1985. The Sewer Notes will be retired from $510,972.81 from Sewer Revenue Bond Anticipation Note Fund Balance and $989,927.19 from 1983 Sewer Bonds, Series 1985.

21. Recommend adoption of a budget ordinance to appropriate $96,035 for the acquisition of parcels of land in the Five Points Neighborhood Strategy Area.

In order to complete the Johnson C. Smith University component of the Five Points Plan and to complete public improvements, we need to acquire 13 parcels of land.

Seven of the parcels in the Mill Road-Sparrow Street area are needed to satisfy the City's obligation to the agreement with Johnson C. Smith University to give to the University first option to purchase for their expansion plan. Community Development has acquired over 80 parcels of property on the northerly and easterly sides of the University. The City and JCSU currently plan to transfer the property in three separate phases. Although a firm date has not been set by the University, Phase I of the land sale should occur in the near future. The City has been notified that the JCSU Board of Directors is still considering the final use of the land. Some of the possible uses are student housing, medical facility and recreation. The sales price will be based on the appraised value and title conveyed after a public hearing

ITEM NO.

In addition, five parcels along W. Summit Avenue are needed to complete the public improvements in accordance to the redevelopment plan, i.e., (1) eliminate blight, (2) improve W. Summit Avenue from W. Fifth Street to Martin Street, and (3) reassemble and dispose of the property for new housing development. The sixth and final parcel is 127 Frazier Avenue which is a blighted, owner-occupied structure surrounded by the Five Points Public Housing Project.

The transfer of $96,035 in close-out redevelopment bonds, coupled with the current budgeted CD funds, should enable us to complete these 13 acquisitions.

The Budget and Evaluation Department and City Attorney's Office are in concurrence with the recommendations.

22. Recommend adoption of a budget ordinance transferring $15,000 from the General Fund Contingency to provide a contribution to Mecklenburg County for the establishment of a Safe Drive Program.

On September 10, 1984, the City Council adopted a resolution supporting the concept of establishing a Safe Drive Program in the community. Further, the resolution approved a one-time appropriation of $15,000 contingent on this being matched by funding from the Board of County Commissioners, the school system, the ABC Board and any other appropriate source.

Since that time, the County has designated the Seventh Street Detoxification Center as the operating agency for the program. The County and ABC Board have also agreed to provide funds to match the City's contribution.

Adoption of this ordinance will provide the transfer of funds necessary to make the contribution.

The $15,000 would be transferred from the General Fund Contingency account. Currently, the Contingency totals $136,900.

AGREEMENT

23. Recommend approval of exclusive listing agreement with Merrill Lynch Realty Associates, Inc. to market residential properties acquired by the City in Airport noise litigation settlements.

On April 21, 1983, City Council authorized the City's attorneys to make offers to settle certain pending airport noise suits. As a result of these settlement offers, the City has acquired 13 residentially improved parcels of real estate. In January, 1984, Council directed the City's attorneys to develop a plan for marketing those parcels which had been purchased in Moores Park and Steelberry Acres as part of settling the noise litigation at the airport.

Council is requested to approve an exclusive listing agreement with Merrill Lynch Realty to market the residential properties acquired by the City in airport noise litigation settlements. This is a six-month exclusive listing providing the payment of six percent commission. It also sets the price at which the City accepts offers. This price is to be no less than the amount the City paid for the properties. Merrill Lynch acknowledges the legal requirements of the General Statutes of North Carolina related to the sale and disposal of public property.

No additional funds are required to fund this agreement.

The Airport Manager and City Attorney concur in this recommendation.

24. Recommend approval of a street lighting agreement between the City of Charlotte and Duke Power Company for the installation of Fourth Ward-Phase V decorative street lighting.

This agreement with Duke Power Company will provide for the installation of 47 decorative street lights as part of Fourth Ward-Phase V improvements. These street lights will be installed and maintained by Duke Power in accordance with the overall Fourth Ward Street Lighting Plan approved by City Council in June, 1978.

This work will complete the neighborhood's highest priority project east of Graham Street as identified in the Fourth Ward Plan.

The Community Development Department will pay the initial one time, lump-sum charges of $47,527.76 from funds budgeted for Fourth Ward improvements. The monthly lighting costs of $425.60 will be paid from funds already approved in the Department of Transportation street lighting budget.

CONTRACTS

25. Recommend approval of a contract with Lazard Freres & Company to provide financial advisory services related to the development and implementation of financing for Charlotte/Douglas Municipal Airport Capital Improvements.

On February 11, 1985 City Council authorized the Finance Director to proceed with arranging financing for Airport terminal expansion and concourse expansion as well as other approved Airport projects.

ITEM NO.

It was determined at that time that current market conditions supported financing these projects with permanent long-term revenue bond financing. A feasibility study was approved by Council, which is currently in progress and will provide the financial feasibility support for the proposed expansion. This independent report will further support the necessary financial information that will be needed in offering this financing to prospective institutional investors.

Council was informed that due to the nature and size of this financing, further outside assistance from professional sources would be necessary in order for the City to place revenue bonds in the market place. The services of a financial advisor and underwriter, as well as having the issue rated by the bond rating agencies, will help insure that the City reach its stated objective of receiving the most favorable borrowing cost available.

Council is requested to approve a contract with the firm of Lazard Freres & Company to provide professional financial advisor services that will include advice and recommendations with respect to the financial aspects of the Airport financing program and its relationships to other functional areas of the City. This firm has formerly provided financial advisory services to the City in connection with a solid waste disposal project conducted several years ago. Lazard Freres was selected at that time after a thorough evaluation and review of firms offering financial advisory services including a formal request for proposal process. Lazard Freres & Company is again recommended from those the City has interviewed based on their outstanding qualifications in assisting with airport financings and their performance as financial advisor on a broad spectrum of projects.

Their fee for this service, which will be funded from project funds, will be $150,000 plus out-of-pocket expenses. The cost of this service will be included in the amount of the bonds issued and financed by users of the Airport.

CITY-COUNTY GOVERNMENT CENTER PARKING STRUCTURE

26. Attached is a copy of the May 13 Council-Manager memorandum on the Government Center parking structure. Today's agenda includes three actions in connection with that facility. (1) Approval of a contract between the City of Charlotte and Mecklenburg County having to do with how the facility will be financed, constructed and operated. This contract was approved on May 6, 1985 by the Board of County Commissioners. (2) Adoption of a budget ordinance appropriating funds for the construction of the project. (3) Award of low bids, which are listed later in the agenda, for construction of the parking structure.

A. Recommend approval of City-County Parking Structure Contract between the City of Charlotte and Mecklenburg County.

The first stage in the construction of the City-County Government Center involves the necessary parking facilities. These facilities will provide 1,029 parking spaces for the City-County offices and meeting facility in the City-County Government Center and for the proposed expansion of Court facilities.

This contract specifies the terms and conditions under which the parking facility will be financed, constructed and operated. It was approved by the Mecklenburg County Commissioners at its meeting of May 6, 1985. Some of the more important provisions of this contract are as follows:

- Term of 35 years with possible three year renewal periods.

- Designed and operated by City architects and contractors.

- Contains 1,029 parking spaces with the City to control 624 spaces and the County to control 156 spaces for County use and 250 spaces for Court-related uses. Between 100-300 spaces, as determined by the City, will be devoted to public parking.

- Operated and managed by the City subject only to the express limitations of this contract. Such limitations are generally to the effect that all governmental users of the parking deck must be similarly treated.

- Financed initially by the City, except the cost of the Court spaces which the County will finance. The County will lease-purchase from the City an interest in this project over 20 years. After all lease-purchase payments are made, the County will own a 39.4 percent undivided interest in this project and the City will own a 60.6 percent undivided interest.

- Expenses paid from parking revenues with any deficit shared by the City and County according to their final ownership interest.

- A portion of the block on which the parking deck will be located will contain only surface parking. This portion is available for the City for any use the City chooses provided that access to Davidson Street is maintained and the City reimburses the County a portion of the cost to construct the County and Court spaces which would be eliminated.

ITEM NO.

The contract may be terminated after 35 years by either the City or County giving three years' advance notice. Absent termination notice, the contract will be renewed automatically for successive terms of three years each until termination notice is given. Upon termination, the City and County must negotiate a new contract on the future use or disposition of the parking facilities and related land. If no new contract is negotiated, the City and/or County must seek a judicial resolution to any differences between them concerning the use and/or disposition of the parking facilities and related land.

A more complete summary of the most important provisions of this contract is attached.

This contract has been reviewed with approval by the following departments: Engineering, Legal, Finance, and General Services.

B. Recommend adoption of a budget ordinance in the amount of $5,406,325 for construction of City/County Government Center Parking Structure.

In May, 1984, a bond referendum was approved for $32,700,000 for the construction of the City/County Government Center and parking structure. Bids totalling $5,406,325 have been received for the construction of the parking structure and approval of this budget ordinance will appropriate that portion of the total bond package which is necessary for the award of the construction bids.

The Budget Office and the Engineering Department concur with this request.

Attachment No. 8

CONTRACT AMENDMENT

27. Recommend approval of a contract amendment in the amount of $18,000.00 with Diaz-Seckinger Engineers for the design of Parkwood Avenue Extension.

On August 13, 1984, City Council approved a contract with Diaz-Seckinger Engineers, Inc. for the design of Parkwood Avenue Extension. The approved alignment of the project involves the taking of several buildings which presently front the section of Brevard Street along the proposed roadway alignment. Original plans did not consider acquiring a strip of railroad right of way due to the usual difficulty in acquiring such property.

On February 22, 1985, Southern Railway Company contacted the Engineering Department about plans to put a piggyback truck terminal facility on Brevard Street. Parkwood Avenue Extension as initially proposed did not provide for the large volume of tractor-trailer traffic turning off Brevard Street which the piggyback facility would create.

Southern Railway Company has agreed by Letter of Intent to dedicate to the City a strip of land on which an abandoned spurline is now located in exchange for the City providing a connector sufficient to handle the anticipated tractor-trailer traffic from the proposed piggyback facility. By acquiring the strip of land and moving the roadway, the City would be able to save six buildings along the Parkwood Avenue Extension project alignment. In addition, traffic from the piggyback facility can take a more direct route in accessing the Brookshire Freeway than through the surrounding neighborhoods.

Approval is requested for a contract amendment for $18,000.00 in the Diaz-Seckinger design contract to provide additional services necessary for the change in alignment and design of the connector to Brevard Street. Due to substantial reduction in land costs, the net savings to the City is estimated to be approximately $100,000.

The May 3 Council-Manager memorandum on this subject is attached, as well as a map. Planning and Transportation concur with this change.

Funding is available from 1983 Transportation Bonds.

Attachment No. 9

BID LIST

28. 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. 65 - Fire Hydrants Utility Dept.

Recommendation By Utility Director and Purchasing Director that the low bid, Davis Meter & Supply, Charlotte, N. C., in the amount of $26,950.00, be accepted for award of contract on a unit price basis.

Project Description: This purchase of 65 fire hydrants is the estimated number to be installed by the Utility Department and used by the Fire Department.

Source of Funding: Water and Sewer Operating Fund - (Water Shop Invertories).

ITEM NO.

B. Cast Iron Soil Pipe & Fittings — Utility Dept.

Recommendation: By Utility Director and Purchasing Director that the low bid, Ferguson Enterprises, Inc., Charlotte, N. C., in the amount of $30,478.80, be accepted for award of contract on a unit price basis.

Project Description: To establish annual contract for cast iron soil pipe and fittings, which will be used for sanitary sewer connections for residences and businesses.

Source of Funding: Water and Sewer Operating Fund - (Sewer Maintenance, Construction Materials/Supplies) - Annual Contract.

C. Flow Monitoring System — Utility Dept.

Recommendation: By Utility Director and Purchasing Director that the low bid, Marsh-McBirney, Inc., Gaithersburg, Maryland, in the amount of $28,145.00, be accepted for award of contract.

Project Description: The flow monitoring system will be used for engineering studies and analysis to identify and locate sources of stormwater inflow into the sanitary sewer system. Elimination of inflow can reduce pumping and treatment costs.

Source of Funding: Water and Sewer Operating Fund - (Sewer Maintenance) - Lease/Purchase.

D. 5,300 Linear Feet Reinforced Concrete Pipe — Operations Dept., Street Division

Recommendation: By Operations Director and Purchasing Director that the only bid received, Carolina Concrete Pipe Company, Charlotte, N. C., in the amount of $75,249.30, be accepted for award of contract on a unit price basis.

Project Description: Reinforced concrete pipe is used in the construction and maintenance of storm sewer systems. This proposed purchase includes 5,300 linear feet of various sizes ranging from 12" diameter to 72" diameter.

The price for reinforced concrete pipe has increased approximately 10 percent over last year. Carolina Concrete Pipe Company, the previous supplier, has indicated the increase is due to increases in labor and price of materials. Bids have been received in past years from out of town sources, but because of transportation costs, they could not be competitive with the local company being recommended.

Source of Funding: Powell Bill Fund - (Resurfacing of Streets by City Forces).

E. Water Distribution Project 20-Inch Water Main Along University City Boulevard From Suther Road To Mallard Creek Church Road — Utility Dept.

Recommendation: Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Sanders Brothers, Incorporated of Charlotte, North Carolina in the amount of $82,505.50, be accepted for award of contract on a unit price basis.

Project Description: Construction of this project would extend water service to the northeastern quadrant of Mecklenburg County. On November 5, 1984, City Council approved a water contract, which will be refunded over a 5 year period, to serve N.C. 49 from Suther Road to Mallard Creek Church Road. An original deposit of $9,000.00 was received for plan design and engineering on October 26, 1984. The applicant has deposited $82,505.50 to cover the cost of construction of this contract.

Source of Funding: Water and Sewer Construction Fund - (Browning Properties) - Water and Sewer Extension Policy.

F. Sanitary Sewer Construction Sanitary Sewer To Eliminate Rockbrook Pump Station — Utility Dept.

Recommendation: Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Sanders Brothers, Incorporated of Charlotte, North Carolina in the amount of $276,294.50, be accepted for award of contract on a unit price basis.

ITEM NO.

Project Description: The Charlotte-Mecklenburg Utility Department has an on-going program to eliminate as many existing sewage pump stations as possible due to the high operating and maintenance costs and the potential for health hazards involved with pump stations. This project is part of this on-going program.

Since the proposed sanitary sewer is located between Alexander Graham Junior High School and Myers Park High School, it is necessary to schedule construction for the summer months.

Source of Funding: Water and Sewer Capital Improvement Fund - (Pump Station Elimination Program).

G. Hartford Avenue Drainage Improvements — Engineering

Recommendation: By the City Engineer that the negotiated low bid of $45,930.00, as submitted by Nathaniel Jones Fence & Grading Contractor, be accepted for award on a unit price basis.

Project Description: Property owners in the drainage area petitioned for improvements under the Drainage Repair Policy approved by City Council in 1978.

This project includes storm drainage improvements along the rear of several properties from 536 Webster Place to 1126 Hartford Avenue. The existing open channel will be reshaped and riprapped.

Source of Funding: General Capital Improvement Fund - (Special Drainage Construction).

H. Dewatering Centrifuge Installation — Utility Dept.
McAlpine Creek Wastewater Treatment Plant
Electrical Contract - Schedule B

Recommendation: Director, Charlotte-Mecklenburg Utility Department recommends that the bid by Bryant Electric & Repair Company of Gastonia, North Carolina in the amount of $67,900, be accepted for award of contract on a lump sum basis.

Project Description: Several bids related to McAlpine Creek Wastewater Treatment Plant were on the April 22 agenda, and all had to do with the implementation of an interim sludge handling plan to provide adequate capacity to handle current plant sludge production. Only one bid, however, was received for this portion of the project.

In accordance with State law, this bid was returned to the bidder, Bryant Electric & Repair, unopened. The project was then re-advertised for receipt of bids on Monday, April 29, 1985. At that time one bid was received from Bryant Electric & Repair Company. As outlined in the State law for compliance with bid openings, one bid may be received for a re-advertised project.

Bryant Electric & Repair Company's bid was considerably lower than the estimate by our consulting engineer, CH2M Hill. Therefore, it is the CMUD recommendation to award Schedule B - Electrical - Dewatering Centrifuge - McAlpine Creek to Bryant Electric & Repair Company.

Source of Funding: Water and Sewer Capital Improvement Fund - (McAlpine Creek Wastewater Treatment Plant Improvement).

I. Government Center Parking Structure Engineering

This project is a five level parking structure, accommodating 1029 vehicles, predominately precast concrete, located in the block bounded by E. Third Street, Davidson Street, E. Fourth Street and S. Caldwell Street. Landscaping, parking equipment, security equipment, elevators, paving, and relocation of utilities will be included in this project.

In November, 1984, voters approved a $32,700,000 bond for the construction of a City/County Government Center development, which included this parking structure. The following bids total $5,406,325.00 and are within budget.

General Contract

Recommendation: By the City Engineer that the low base bid of $4,949,000.00, plus alternates G-4 and G-5 for a total of $5,004,200.00, as submitted by Laxton Construction Co., Inc. be accepted for award on a lump sum basis.

Mechanical Contract

Recommendation: By the City Engineer that the low bid of $13,464.00, as submitted by Air Masters Heating and Air Conditioning Co., be accepted for award on a lump sum basis.

Electrical Contract

Recommendation: By the City Engineer that the low bid of $349,289.00, as submitted by Watson Electric Co., Inc., be accepted for award on a lump sum basis.

Plumbing Contract

Recommendation: By the City Engineer that the low bid of $39,372.00, as submitted by Tri-Mech Mechanical, Inc., be accepted for award on a lump sum basis.

Source of Funding: General Capital Improvement Fund - (Construction of New Office Building - 1984 Public Building Bonds).

J. Sanitary Sewer Construction — Utility Dept.
Sewer To Serve Senior Citizens
Housing On North Sharon Amity Road

Recommendation: Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Sanders Brothers, Incorporated of Charlotte, North Carolina in the amount of $106,037.50, be accepted for award of contract on a unit price basis.

Project Description: On June 28, 1984 Greater Greensboro Housing Foundation, Incorporated requested a 50/50 sewer extension to serve the 4700 Block of North Sharon Amity Road. Fifty percent of the project cost has been deposited by the applicant with the remaining 50 percent to be paid by the City under the current 50/50 sewer extension policy.

Source of Funding: Water and Sewer Operating Fund - Sewer Tapping Privilege Expense.

CHANGE ORDERS

29. Recommend approval of Change Orders to construct Airport Terminal Expansion for Piedmont Airlines increasing total contract amounts by $97,665.50.

Piedmont Airlines requested that the Airport terminal be expanded to provide for additional boarding gates and additional operations areas.

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.

The following change orders are requested in connection with Piedmont Airlines' expansion. The City's architect, Odell Associates, and Piedmont Airlines concur in these changes.

1. Contract - East Concourse Extension - General Construction
   John B. Pike & Son, Inc./Robert H. Pinnix Division
   Award Date: June 25, 1984
   Contract Amount to Date: $4,050,512.38
   Change Order No. 4: $30, 906.17
   New Contract Amount: $4,081,418.55

2. Contract - East Concourse Extension - Mechanical Construction
   Alpha Mechanical, Inc.
   Award Date: June 25, 1984
   Contract to Date: $819,124.55
   Change Order No. 3: $46,394.28
   New Contract Amount: $865,518.83

3. Contract - East Concourse Extension - Plumbing Construction
   Beta Construction, Inc.
   Award Date: June 25, 1984
   Contract to Date: $340,002.30
   Change Order No. 3: $1,454.86
   New Contract Amount: $341,457.16

4. Contract - East Concourse Renovations - Plumbing Construction
   Plumbing Piping Mechanical Contractors, Inc.
   Award Date December 10, 1984
   Contract Amount to Date· $66,516.00
   Change Order No. 1: $11,296.00
   New Contract Amount: $77,812.00

5. Contract - Concourse Renovations - Mechanical Construction
   Plumbing Piping Mechanical Contractors, Inc.
   Contract Amount to Date $108,831
   Change Order No. 1 $7,614.19
   New Contract Amount $116,445.19

ITEM NO.

HOUSING LOANS

30. The following loan applications under A. and B. 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.

A. Recommend approval of loans for permanent financing to purchase property in the Third Ward Area under the Third Ward Loan Program.

Borrower	Property Address	Loan Amount	Appraised Value
Charles E. Elyea	306-2 S. Cedar St.	$52,700	$55,525
Robert David Lowe	306-6 S. Cedar St.	$39,100	$41,200
Michael C. Sheppard	#32 Clarkson Green	$99,150	$104,405
Lon D. Johnson	306-1 S. Cedar St.	$70,600	$74,325
Cynthia L. Grassell	#14 Clarkson Green	$92,150	$97,040
Sammie Potts & Melvin Walton	300-9 S. Cedar St.	$73,100	$76,960

B. Recommend approval of loans for permanent financing to purchase property in the Plaza-Midwood Redevelopment Area under the Plaza-Midwood Loan Program.

Borrower	Property Address	Loan Amount	Appraised Value
D. Michael Pinson & Darryl D. Logsdon	2025 Thomas Avenue	$31,800	$34,800
Sandra D. Jackson	1604 Mimosa Avenue	$23,000	$33,000

ECONOMIC DEVELOPMENT LOANS

31. A. Recommend approval of a loan agreement for $94,200 between the City and Wallace Paysour for the purpose of expanding the operation of a commercial shopping center.

The applicant owns and operates a commercial shopping center located at 1401 Oaklawn Avenue. He wants to expand the center by 3,740 square feet to include a laundromat and an expanded commercial operation. The project will be located next door to Paso's Supermarket which is oriented to convenience goods and frozen meats with an objective towards serving the needs of the low income neighborhood in which it is located. Current annual sales of the supermarket exceed $1.4 million. One full-time job and one part-time job would be created by the project.

Mr. Paysour has requested a five-year loan in the amount of $63,200 from the City to be used in the development of the Center. The total capital investment in this project will be $158,000.00, of which up to $95,000.00 will be loaned from NCNB for a term of 15 years at 12½ percent, with a 1st Deed of Trust on the real estate as collateral. The City loan of $63,200.00 is proposed for five years at 6% with a 2nd Deed of Trust on the real estate as collateral.

Mr. Paysour has an outstanding loan with the City which is a loan on the original shopping center. The $31,000 balance on this loan is being paid as required. In recommending approval of the new loan, the Economic Development Revolving Loan Fund Committee proposed that the new loan amount of $63,200 be combined with the $31,000 balance of the existing loan to establish a single loan in the amount of $94,200 at 6 percent for a term of five years.

The Economic Development Loan Committee recommended approval on May 1, 1985. The loan funds will be drawn from the Community Development Revolving Loan Trust Fund.

B. Recommend approval of a loan agreement for $9,500.00 between the City and Bettye F. Harris for the purpose of establishing a trucking business.

Ms. Harris is currently employed as Community Services Director of the Charlotte Housing Authority. She proposes to start a contract trucking business under agreement with the Transus Trucking Company. Transus will pay Ms. Harris 68.5 percent of gross income earned from the use of her truck. One new job as a truck driver will be created by the loan.

Ms. Harris has requested a $9,500.00 loan from the City to be used toward the purchase of a 1979 Freightliner tractor. The total purchase price is $21,800.00 of which $13,800.00 will be financed by Mack Trucks, Inc., $5,500.00 by the City loan and $2,500 by Ms. Harris. The remaining $4,000 of the City loan will be used by Ms. Harris for working capital.

The City loan is requested for a term of five years with payments of $183.67 each and an interest rate of 6 percent per annum. The loan from Mack Trucks, Inc. is for a term of two and one-half years with payments of $615.25 each and an interest rate of 11¼ percent annually. The requested collateral on the City loan is a 2nd mortgage on the personal residence of Ms. Harris.

The Economic Development Loan Committee recommended approval of the $9,500.00 loan on May 1, 1985, contingent upon the requested second mortgage collateral being granted.

The loan funds will be drawn from the Community Development Revolving Loan Trust Fund.

C. Recommend approval of a loan agreement for $12,000 between the City and Matthew Smith, Jr. for the purpose of purchasing restaurant equipment.

The applicant is an employee of United Parcel Service in Charlotte. He wishes to start a restaurant business as a tenant in the First Ward Shopping Center at Seventh and McDowell Streets. The restaurant will not sell beer and wine but will specialize in short order dinners and sandwiches. Other tenants in the First Ward Shopping Center will be a beauty shop, barber shop and a convenience store.

The applicant has requested a five-year, 6 percent loan from the City in the amount of $12,000.00 to participate with a loan from Finance America for fifteen years at 13.5 percent variable in the amount of $15,000.00. The applicant will invest $3,000.00 in personal funds. Total annual debt service on the two loans will be $6,718.00 per year. The requested collateral for the City loan is a 2nd Deed of Trust on the applicant's personal residence and the purchased restaurant equipment. The loan will create two jobs. The City loan funds will be used to purchase inventory supplies, restaurant equipment and working capital.

The Economic Development Loan Committee approved the loan on May 1, 1985 contingent upon the applicant granting a 2nd Deed of Trust on his personal residence and the purchased restaurant equipment as collateral for the City loan.

The loan funds will be drawn from the Community Development Revolving Loan Trust Fund.

SET PUBLIC HEARINGS

32. A. Recommend adoption of resolution calling for a public hearing on June 10, 1985 at 7:30 PM at McClintock Junior High School to receive citizens' comments on the proposed Housing Assistance Plan (HAP) for the 3-year period October 1, 1985 through September 30, 1988.

B. Recommend adoption of resolution calling for a public hearing on Amendment No. 2 to the Fourth Ward Redevelopment Plan for June 10, 1985 at 7:30 PM at McClintock Junior High School.

C. Recommend adoption of a resolution of Intent to abandon Mills Street and Guthrie Street and set a public hearing for June 10, 1985 at 7:30 PM at McClintock Junior High School.

D. Recommend adoption of a resolution of intent to abandon Condon Street, Reservoir Street and an alleyway, and set a public hearing for June 10, 1985 at 7·30 PM at McClintock Junior High School.

E. Recommend adoption of a resolution of intent to abandon a portion of Seaboard Street and set a public hearing for June 10, 1985 at 7:30 PM at McClintock Junior High School.

STORM DRAINAGE IMPROVEMENTS

33. Recommend approval for construction of storm drainage improvements on private property from 2221 Thornridge Road to 4811 Drakestone Court in accordance with the Storm Drainage Repair Policy; and that one-fifth of the cost be assessed to the five property owners involved.

In April, 1984, the Engineering Department investigated a drainage problem affecting five properties on Thornridge Road and Drakestone Court. The problem involved ditch erosion and qualified for assistance through the City's Storm Drainage Repair Policy.

On March 20, 1985, a petition was received requesting the City make storm drainage improvements and assess one-fifth of the private property cost to the five affected property owners. Work required to correct the problem involves installing 375 feet of 36" pipe and three yard inlets across private property.

The total estimated cost for the project is $32,500. In accordance with the Storm Drainage Repair Policy, the City pays four-fifths of the cost on private property ($26,000); the involved property owners share the remaining one-fifth ($6,500). The owners of the five properties involved have signed a limited petition in lieu of circulating a petition throughout the drainage basin.

Funding is available from the $1.5 million storm sewer bond approved in 1978.

TAX REFUND

34. Recommend adoption of a resolution authorizing the refund of certain taxes in the total amount of $20.00 which were assessed through clerical error or illegal levy against 1 tax account.

SPEED LIMITS

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

In accordance with Council's approved policy, six streets in five neighborhoods have had petitions validated and are determined by the engineering study to be appropriate for a 25 mile per hour speed limit. The streets are:

Arborway, (Foxcroft and Foxcroft East)
Forest Park Drive (Forest Park)
Willow Oak Road (Forest Park)
Painted Tree Road (Innisfree)
Tifton Road (Innisfree)
State Street (Five Points)

UTILITY CONTRACTS

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

The 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. The Utility and Planning Directors recommend approval.

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

1. Benton Woods, Inc., to construct 5,257 linear feet of 8-inch sanitary sewer main to serve Benton Woods Subdivision, located north of N.C. Highway 51, east of Sardis Road and south of Stratfordshire Drive, outside the Charlotte City Limits. Sanitary Sewer Job No. 621-85-027. Estimated Cost - $157,710.00

2. First Colony Corporation, to construct 1,512 linear feet of 8-inch water main, 460 linear feet of 6-inch water main and 1,430 linear feet of 2-inch water main to serve Sugar Springs Subdivision, Phase I, located north of I-85 and east of Sugar Creek Road, outside the Charlotte City Limits. Water Contract No. 85-011. Estimated Cost - $46,500.00. This contract replaces contract no. 84-039, approved by City Council on October 28, 1984, known as Wood Glen Subdivision, Phase I.

3. Carmel Investment Corporation, to construct 2,990 linear feet of 8-inch water main to serve Matthews Township Parkway, located north of Highway 51 and west of Independence Boulevard, outside the Charlotte City Limits. Water Contract No. 85-004 Estimated Cost - $56,000.00.

4. College Properties, Inc., to construct 5,260 linear feet of 8-inch sanitary sewer main to serve Silverwood Subdivision, located north of Robinson Church Road, east of Plott Road and south of Melody Lane, outside the Charlotte City Limits. Sanitary Sewer Job No. 621-85-024. Estimated Cost - $182,700.00.

5. College Properties, to construct 1,428 linear feet of 6-inch water main, and 2,660 linear feet of 2-inch water main to serve Silverwood Subdivision, located east of Plott Road and south of Melody Lane, outside the Charlotte City Limits. Water Contract No. 85-006. Estimated Cost - $43,000.00. This contract voids previous contract no. 84-072 approved by City Council on December 10, 1984.

6. Parkway Plaza Land Company, to construct 3,350 linear feet of 12-inch water main to serve Parkway Plaza Boulevard, located south of Yorkmont Road and west of South Tryon Street, outside the Charlotte City Limits. Water Contract No. 85-010. Estimated Cost - 90,000.00.

PROPERTY TRANSACTIONS

37. Recommend approval of the following right of acquisitions.

A. Acquisition of 374.27 linear feet, at 2701 Plantation Road, from Providence Acres, Incorporated, for $380.00, for Annexation Sewer - Phase I. (Easement)

B. Acquisition of 169 square feet of right of way plus temporary construction easement, at 3741 Sharon Amity Road, from Carl L. Sigmon, for $650.00, for the Sharon Amity Road/Central Avenue Intersection Improvements. (Right of Way Agreement)

C. Acquisition of 83 square feet of permanent drainage easement, at 301 Boyce Road, from Robert J. Noyes and wife, Wanda S. Noyes, for $1.00, for Boyce Road Drainage Improvements. (Permanent Drainage Easement)

D. Acquisition of 174.00 linear feet, at 7035 Albemarle Road, from Circle K. General, Inc., a Texas Corporation, for $1.00, for Sanitary Sewer to serve 7225 Albemarle Road. (Easement)

E. Acquisition of 2.55 linear feet, at the 900 block of Courtney Lane, from Raymond D. Collins and wife, Judith P. Collins, for $1.00, for Sanitary Sewer to serve Courtney Lane. (Easement)

F. Acquisition of 21.67 linear feet, at 4.8 acres off Courtney Lane, from Raymond D. Collins and wife, Judith P. Collins, for $1.00, for Sanitary Sewer to serve Courtney Lane. (Easement)

G. Acquisition of 108.78 linear feet, at the 900 block of Courtney Lane, from Raymond D. Collins and wife, Judith P. Collins, for $1.00, for Sanitary Sewer to serve Courtney Lane. (Easement)

H. Acquisition of 231.20 linear feet, at 1 acre off Courtney Lane, from Raymond D. Collins and wife, Judith P. Collins, for $1.00, for Sanitary Sewer to serve Courtney Lane. (Assignment of Easement)

I. Acquisition of 225 square feet, at 1999 Bonnie Lane, from The Mathisen Company, for $1.00, for Sanitary Sewer to serve Shannon Green II-B. (Easement)

J. Acquisition of 189.96 linear feet, at 96.9 acres off Old Monroe Road, from Westminster Company, for $1.00, for Transfer of Sanitary Sewer Right of Way on Trunk to serve Stonehaven Section 30-D. (Assignment of Easement)

K. Acquisition of 686.26 linear feet, at 10.32 acres off Sunflower Road, from the John Crosland Company, for $1.00, for Transfer of Sanitary Sewer Right of Way on Trunk to serve Old Oak Section 7. (Assignment of Easement)

L. Acquisition of 88.49 linear feet plus severance: manhole, construction and damage to landscaping, at 2400 Maynard Road, Matthews, North Carolina 28105, from Terry D. Oelschlaeger and wife, Linda B., for $1,000.00, for Annexation Sewer - Phase I. (Easement)

M. Acquisition of 351.86 linear feet plus severance: manhole, trees and construction easement, at 9301 Mallard Creek Road, from Margaret R. Wylie, for $847.00, for Mallard Creek Outfall - Phase II. (Easement)

N. Acquisition of 93.95 linear feet, at 40.9 acres off Tara Drive, from the Westminster Company, for $1.00, for Transfer of Sanitary Sewer to serve Right of Way on trunk to serve Stonehaven Duplexes. (Assignment of Easement)

O. Acquisition of 270.00 linear feet, at 4.9 acres off Brandon Forest Drive, from Crosland Enterprises, Incorporated, for $1.00, for Sanitary Sewer to serve The Crestwick. (Easement)

P. Acquisition of 1,422.81 linear feet, at 8401 Monroe Road, from Monroe-Oxford Associates Limited Partnership and Monroe II-Oxford Associates Limited Partnership; as their interest may appear, for $1.00, for Transfer of Sanitary Sewer trunk to serve Clearwater Apartments. (Easement)

Q. Acquisition of 30.60 square feet, at 2298 Village Lake Road, from Monroe II-Oxford Associates Limited Partnership and Monroe-Oxford Associates Limited Partnership; as their interest may appear, for $1.00, for Transfer of Sanitary Sewer trunk to serve Clearwater Apartments. (Assignment of Easement)

R. Acquisition of 231.34 linear feet plus severance: manhole, construction easement and damage to landscaping, at 2414 Maynard Road, from Harry Grimmer & Company, Incorporated, for $1,200.00, for Annexation Sewer - Phase I. (Easement)

S. Acquisition of 438.54 linear feet plus severance: large hardwood trees for screening, approximately (98), and temporary construction easement, from Lucius G. Hill, III and wife, Diana H. Hill, for $2,500.00, for Annexation Sewer - Phase I. (Easement) *

T. Acquisition of 673.52 linear feet, at 2.578 acres on Plantation Road, from Providence Acres, Incorporated, for $675.00, for Annexation Sewer - Phase I. (Easement)

- SCHEDULE OF MEETINGS -
May 13 - 17, 1985

Monday, May 13	PRESENTATION - Planning Director	5 00 p. m.
	DINNER/DISCUSSION	5 30 p. m.
	PRESENTATION - Budget Advisory Committee	6·00 p. m.
	CITIZENS HEARING	7 00 p. m.
	COUNCIL MEETING	7·30 p. m.
	Hidden Valley Elementary School	

Charlotte

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

Meetings in May '85

MAY 1 - MAY 4

1	Wednesday, 7 00 p.m.	YOUTH INVOLVEMENT COUNCIL - City Hall, Council Chamber
2	Thursday, 8 00 a.m	PLANNING COMMISSION/Planning Committee - Cameron-Brown Bldg., 1st Floor Conference Room
	Thursday, 3 00 p.m	CITY COUNCIL/COUNTY COMMISSION/PLANNING COMMISSION - Tour of Dertia Area (Bus leaves from Planning Commission Office, Cameron-Brown Bldg)
	Thursday, 3 00 p.m.	SPECIAL USE PERMIT HEARING (Minor) - Cameron-Brown Bldg., 1st Floor Conference Room
	Thursday, 7 30 p.m.	PLANNING COMMISSION - Cameron-Brown Bldg., 1st Floor Conference Room

THE WEEK OF MAY 5 - MAY 11

6	Monday, 11 00 a m.	AUDITORIUM-COLISEUM-CONVENTION CENTER AUTHORITY - Convention Center, Conference Room
7	Tuesday, 6 00 p m.	CHARLOTTE PARKS ADVISORY COMMITTEE - Tuckaseegee Recreation Center, 4820 Tuckaseegee Road
	Tuesday, 7 30 p.m.	PLANNING COMMISSION - Cameron-Brown Bldg., 1st Floor Conference Room
8	Wednesday, 7 30 a.m.	PLANNING COMMISSION/Coordination Committee - Cameron-Brown Bldg., 1st Floor Conference Room
	Wednesday, 7 00 p.m.	YOUTH INVOLVEMENT COUNCIL - City Hall, Council Chamber
	Wednesday, 7 30 a m.	HISTORIC PROPERTIES COMMISSION - City Hall, 2nd Floor Conference Room
9	Thursday, 8 00 a.m.	BUSINESS OPPORTUNITY NETWORK ADVISORY TASK FORCE - Chamber of Commerce, Briefing Center
	Thursday, 4 00 p m	CITY COUNCIL OPERATIONS COMMITTEE - City Hall, 2nd Floor Conference Room

THE WEEK OF MAY 12 - MAY 18

13	Monday, 12 Noon	PLANNING COMMISSION (Work Session) - Cameron-Brown Bldg , 1st Floor Conference Room
	Monday, 5 00 p m.	COUNCIL/MANAGER DINNER - Hidden Valley Elementary School, 5100 Snow White Lane
	Monday, 7 00 p m	CITIZENS HEARING - Hidden Valley Elementary School, 5100 Snow White Lane
	Monday, 7 30 p m	CITY COUNCIL MEETING - Hidden Valley Elementary School, 5100 Snow White Lane
14	Tuesday, 8 00 a m	AIRPORT ADVISORY COMMITTEE - Charlotte/Douglas International Airport, Conference Room A
	Tuesday, 9 00 a m	HISTORIC DISTRICT COMMISSION - Edwin Towers, Conference Room
	Tuesday, 7 30 p m	AIRPORT MASTER PLAN ADVISORY COMMITTEE/Public Meeting - Charlotte-Douglas International Airport, Conference Room

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15	Wednesday, 8·30 a.m.	CIVIL SERVICE BOARD - City Hall, 3rd Floor Conference Room
	Wednesday, 9 00 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, 4.00 p.m.	CAPITAL NEEDS COMMITTEE - Education Center, 4th Floor, Board Room
	Wednesday, 7 00 p.m.	METROPOLITAN PLANNING ORGANIZATION - City Hall Annex, Dept of Transportation Conference Room
16	Thursday, 7 30 a.m.	COUNCIL/MANAGER BREAKFAST (Informal Meeting with Fire Department) - Fire Station 4, 525 N. Church Street
	Thursday, 8 00 a.m.	CLEAN CITY COMMITTEE - Cameron-Brown Bldg., 5th Floor Conference Room
	Thursday, 8 00 a.m.	PLANNING COMMISSION/Planning Committee - Cameron-Brown Bldg , 1st Floor Conference Room
	Thursday, 7 30 p.m.	CHARLOTTE TREE COMMISSION - Park Operations, 701 Tuckaseegee Road

THE WEEK OF MAY 19 - MAY 25

20	Monday, 12 Noon	COUNCIL/MANAGER LUNCHEON (Budget Presentation to City Council) - City Hall Annex, Training Center
	Monday, 5 00 p.m.	COUNCIL/MANAGER DINNER - Education Center, Rooms 237-239
	Monday, 6 00 p.m.	CITY COUNCIL MEETING (Zoning Hearing) - Education Center
21	Tuesday, 2 00 p.m.	HOUSING AUTHORITY - Administative Offices, 1301 South Boulevard
22	Wednesday, 8 00 a.m.	PRIVATE INDUSTRY COUNCIL - Chamber of Commerce, Action Room A
	Wednesday, 4 30 p.m.	COMMUNITY RELATIONS COMMITTEE - Covenant Presbyterian Church, 1000 E. Morehead Street
	Wednesday, 7 00 p.m	YOUTH INVOLVEMENT COUNCIL - City Hall, Council Chamber
23	Thursday, 8 00 a.m.	PLANNING COMMISSION/Planning Committee - Cameron-Brown Bldg , 1st Floor Conference Room
	Thursday, 4 00 p.m	PLANNING COMMISSION (Deferred Rezoning) - Cameron-Brown Bldg., 1st Floor Conference Room

THE WEEK OF MAY 26 - MAY 31

27	Monday	MEMORIAL DAY. City Holiday City Government Offices Closed. No City Council Meeting.
28	Tuesday, 3 00 p m.	COMMUNITY FACILITIES COMMITTEE - Charlotte-Mecklenburg Utility Dept , 5100 Brookshire Blvd., Conference Room
	Tuesday, 4 00 p.m.	BUDGET WORKSHOP - City Hall Annex, Training Center
	Tuesday, 4 00 p.m	PLANNING COMMISSION/Executive Committee - Cameron-Brown Bldg., 1st Floor Conference Room
	Tuesday, 4 30 p.m.	MUNICIPAL INFORMATION ADVISORY BOARD - Cameron-Brown Bldg , 3rd Floor Conference Room
29	Wednesday, 4 00 p m	BUDGET WORKSHOP - City Hall Annex, Training Center
30	Thursday, 4 00 p m	BUDGET WORKSHOP - City Hall Annex, Training Center