AGENDA

Meeting Type:	BUSINESS
Date:	09/14/1987

City of Charlotte, City Clerk's Office

CHARLOTTE

Mayor Harvey B. Gantt *Mayor Pro Tem Al Rousso*

Charles S. Dannelly *Cyndee Patterson*
Gloria Fenning *Pamella G. Patterson*
Ann Hammond *Minette Conrad Trosch*
Ron Leeper *Richard Vinroot*
Roy Matthews *Velva W. Woollen*

Council Agenda

Monday, September 14, 1987
District 7 Council Meeting
Carmel Junior High School
5001 Camilla Drive

5:00 PM. . . . . Council-Manager dinner
Agenda and Council discussion
7:00 PM. . . . . Citizens Hearing
7:30 PM. . . . . Council Meeting

ITEM NO.

1. Invocation by the Rev. Wade D. Tucker, Sr. of Candlewyck Baptist Church.

2. Consider approval of the minutes of the June 27 Regular Meeting, August 3 Workshop, August 11 Special Meeting and August 17 Zoning Meeting.

POLICY

3. Receive Art Commission recommendation for artwork at the new Charlotte Coliseum.

As stipulated in the joint City/County resolution establishing the Charlotte-Mecklenburg Art Commission, one percent of the construction cost of the new Coliseum must be set aside for public art. The Art Commission has recommended that $400,000 of this be used for public art at the new Coliseum. The Art Commission chose to use a panel selection process in conjunction with an ad hoc advisory group to determine the art media and the artist for the project. Mr. Ray Killian, Jr. was appointed the Coliseum Project Chairman charged with coordinating the selection process.

On May 28, 1987, the Art Commission endorsed the ad hoc advisors, the professional panelists, schedule and budget as recommended by the Coliseum Project Committee. The ad hoc advisors selected were:

Ray Killian, Jr.	Project Chair, Art Commission
William Williamson	Chair, Art Commission
John Maxheim	Coliseum Authority
Marley Carroll	Odell Associates, Inc.
Jane Kessler	Curator, Mint Museum
Carol Barker	City Engineering

The artist selection panelists chosen were·

Jack Cowart	Curator, National Gallery; Washington, D. C.
John Beardsley	Adjunct Curator, Corcoran Gallery of Art; Washington, D. C.
Ann Shengold	Curator, Knight Gallery; Charlotte, N. C.

Mrs. Patricia Fuller, consultant to the Art Commission, also contributed to the panelist selection.

In the interim prior to the first panel meeting, the ad hoc advisors and panelists were contacted, commitments were obtained and a schedule was mailed to each. Staff prepared a prospectus announcing the commission and mailed it to over 500 North Carolina artists, museums, universities, and galleries throughout the state. Fifty-nine artists responded to the prospectus.

On June 25, 1987, the panelists met for the first time. The schedule for that day included reviewing approximately 900 slides submitted by 59 North Carolina artists, meeting with the ad hoc advisors and architect and visiting the Coliseum site.

On June 26, 1987, the panel deliberations continued throughout the day. In addition to North Carolina artists' slides, the panel also reviewed slides of artists recommended by the panel members. From all the slides submitted, the panel's final recommendation was Mr. Joel Shapiro, sculptor.

On July 23, 1987, Mr. Joel Shapiro arrived in Charlotte to meet with the ad hoc advisors, the architect, Mr. William Williamson and Mr. Ray Killian, Jr. The group visited the Coliseum and spent the afternoon with the architects, Odell Associates, Inc. Mr. Williamson instructed Mr. Shapiro to prepare a model for presentation to the Art Commission board based upon a previous board motion.

On July 30, 1987, Ray Killian, Jr. advised the full Art Commission board of directors of the name of the Coliseum artist. Pictures of Mr. Shapiro's past work were passed around for the board to see.

On August 26, 1987, Mr. Shapiro was introduced to the Art Commission and presented his model. During a later executive session that day, the Art Commission discussed the work.

On August 27, 1987, the Art Commission board approved of Mr. Shapiro and his model by a vote of six to two. One board member was absent. Mr. Williamson instructed staff to put the Coliseum art question on the City Council agenda for September 14, 1987.

The Charlotte-Mecklenburg Art Commission requests that Council consider the sculptor, Joel Shapiro, and his model for the Charlotte Coliseum.

Attached is a list of Art Commission members and a copy of the Art Commission's policies and guidelines.

Attachment No. 1

4. Recommend adoption of Resolutions of Consideration for each of the nine annexation study areas. A series of official maps of each study area will be adopted as formal boundaries and will be on file with the City Clerk.

Under state law, areas being considered for annexation must be identified at least one year before the beginning of formal annexation proceedings. This is accomplished through adoption of a Resolution of Consideration which delineates the geographical area under consideration. City Council must then wait one full year (but no more than two years) before initiating formal annexation proceedings.

Accordingly, the Planning staff has identified nine areas which appear likely to qualify for annexation during the two-year life span of the resolution. All or part of these areas will eventually be proposed for annexation, depending on the results of eligibility studies.

An individual Resolution of Consideration is to be adopted for each of nine study areas which are: I-77 north, Old Concord Road/I-85; Plott Road; Providence Road/Providence Road West; Rea Road/Elm Lane West; South of Airport/Shopton Road; Wilkinson Boulevard/I-85; N. C. 27 northwest; Belhaven Boulevard/Valley Dale Road. Detailed studies will be conducted in the coming year to determine what part (or all) of each study area is eligible, and those areas will then be submitted for annexation. Areas identified would likely become part of the City on June 30, 1989.

Estimated revenue, service costs, and capital improvement expenditures are customarily presented in the Preliminary Annexation Report to be submitted in August, 1988 at the conclusion of detailed studies.

The study areas have been reviewed by representatives of the City Manager's Office, the City Attorney, and Budget and Evaluation.

Maps are attached.

Attachment No. 2

5. Recommend adoption of a Comprehensive Homeless Assistance Plan (CHAP) and authorize the Mayor to execute the Plan and certifications required for Homeless Assistance Programs under Title IV of the McKinney Act.

On July 22, 1987, the President approved the Stewart B. McKinney Homeless Assistance Act. The Act provides a variety of assistance programs for the homeless which are described in detail in the attachment. One of the programs is the Emergency Shelter Grant Program under which the City could receive $59,000. Although the City must apply for the funds, it may choose to make the County or local non-profit agencies the recipients of the funds.

As part of the Federal funding process, however, the City must submit a Comprehensive Homeless Assistance Plan (CHAP) by September 28 and the CHAP must be approved by the Department of Housing and Urban Development if the City is to be eligible for any of the programs under the Homeless Assistance Act. Staff has drafted the CHAP using the United Way study findings to characterize the scope of the homeless responsibilities. The plan is general in nature and does not define specific responsibilities.

It is requested that Council adopt the proposed CHAP. The actual application for the $59,000 grant will be brought forward in a separate Council action on October 12 to meet the October 15 deadline.

In submitting the CHAP, the City does not assume responsibility for the homeless. Rather, the City's role is a supporting role serving as a conduit to receive the Federal funds.

The recommended CHAP is attached.

Attachment No. 3

6. Actions relating to the financing package of the new Coliseum.

7. Recommend adoption of a resolution to amend the Capital Improvement Program to include a 16-inch water main along U.S. Highway 29 from Mallard Creek Church Road to the Cabarrus County line.

The Charlotte-Mecklenburg Utility Department has been requested by Summerday Development and Realty Corporation to consider adding to the current Capital Improvement Program a 16-inch water main along U.S. Highway 29 from Mallard Creek Church Road to serve the new Withrow residential development.

The extension of the basic water system will support and complement the City's sanitary sewer system which is presently being extended to serve the Withrow development.

This project is currently listed in the five-ten year water assessment needs of the Northeast District Plan.

It is recommended that this extension be added to the fifth year of the unfunded projects of the CIP which would make the project eligible for full reimbursement to the developer over a five year period.

This request has been reviewed and approved by the Planning staff and the Budget and Evaluation Department.

The estimated cost of this project is $900,000.

8. Recommend adoption of a revised Storm Drainage Repair Policy.

The City engaged Dr. Rooney Malcom of North Carolina State University in cooperation with the North Carolina Water Resources Research Institute to evaluate Charlotte's drainage policies and regulations. City Council workshops in the fall of 1986 dealt with the findings and recommendations of Dr. Malcom. From those discussions, Council gave staff direction in three primary areas: (1) the Storm Drainage Repair Policy; (2) maintenance of drainage facilities on private property; and (3) land development regulations. In January 1987, Council imposed a moratorium on engineering and construction of private property drainage projects pending changes to the policy. The purpose of this request is to take action on revisions to the Storm Drainage Repair Policy. Recommendations are being developed for the other two issues to be presented to Council at a later time.

During the workshops, Council identified two primary objectives in changing the Storm Drainage Repair Program. The first was to give priority to the more severe problems. To accomplish this, it is proposed that problems be classified into one of three groups; funding and engineering priorities, and the level of assistance would then be determined by these three categories:

- High priority problems would be eligible for 80 percent City funding of improvements on private property.

- Moderate priority problems would be eligible for 50 percent City funding.

- Low priority problems would not receive any financial assistance, but the property owner would be given information and advice on how to handle the problem.

A problem would be evaluated relative to five criteria: (1) Significant erosion and/or flooding; (2) structural property damage; (3) public safety hazard; (4) public health hazard; and (5) more than one property involved. Four or five of these criteria would qualify a problem for the high category; one to three would indicate the moderate category. Low priority problems would be primarily aesthetic and ones which property owners should deal with on their own. Engineering resources would be committed to the high priority problems first. Lower priority requests would only be studied after all studies in the high category have been completed.

The second objective was to better enable low income property owners to participate in the program. It is proposed that assessments to low income property owners who occupy their home be limited to $1,000. The assessment would be payable in ten annual payments at eight percent interest. We would utilize an existing service of the Mecklenburg County Department of Social Services to determine indigency.

A revised Storm Drainage Repair Policy and an explanation of key points is attached. In Arthur Young's User Fee Study, the consultant recommends a user fee for the preparation of a storm drain repair estimate. The Engineering Department and Budget and Evaluation are currently reviewing this study. Council received the study at its workshop on September 8; the City Manager will present his recommendation on user fees to Council in October. If adopted, these fees would be effective July 1, 1988.

The Storm Drainage Repair Program is currently programmed for $500,000 per year through the $2.5 million bond funds approved in November, 1986.

These recommendations are the consensus of a task force representing the Engineering, Operations, Legal and Finance Departments. Budget and Evaluation concurs with the recommendations.

Attachment No. 4

9. Lease of land to Mecklenburg Aquatic Club to construct a swimming pool at James Boyce Park.

A recommendation will be sent to Council in the September 11 Council-Manager memorandum following the public meeting on this subject Thursday evening, September 10.

10. Recommend amendment of the schedule of fees for providing Animal Control Services on a contractual basis to other Mecklenburg County towns.

In 1984, the City of Charlotte and the towns of Davidson and Matthews entered into an Interlocal Agreement for the City to provide leash law enforcement to those towns. The policy adopted by City Council at that time was that all City costs incurred in the provision of Animal Control Services to other municipalities would be fully recovered.

Council is requested to adopt the following procedures to guide the delivery of animal control services to small towns:

1) That each town be allowed to specify the desired level of service (weekly hours of patrol time).

2) That an hourly charge ($16.48 for FY88) sufficient to recover the cost to the City for wages and benefits, plus a 25% administrative charge, be the method of cost recovery for small town animal control services.

3) That if the hours of patrol and administrative time necessary for small town leash law enforcement constitute at least 50% of an officer's time, then the small towns will pay their proportionate share and the City will pay the remaining increment of cost for patrol time to be provided exclusively with the City limits of the City of Charlotte.

   If the hours of patrol and administrative time necessary for enforcement do not constitute at least 50% of an officer's time, then the Operations' Director will negotiate with the towns to reduce the number of hours to a level that can be absorbed within the existing Animal Control Officer allocation.

This recommendation would be consistent with the policy of not subsidizing this service. Periodically absorbing up to one-half an animal control officer for use in the City would be offset by not having to include increases due to growth and annexation.

Budget and Evaluation concurs in this recommendation.

BUSINESS

11. A. Recommend approval of an agreement with the Parks and Recreation Department to perform the maturation of the York Road Renaissance Golf Course at a cost not to exceed $198,529.

B. Recommend adoption of an ordinance advancing funds from the Municipal Debt Service Fund.

In June 1986, City Council approved the bids for the construction of the 18-hole golf course at York Road Renaissance Park. The construction of the golf course is near completion. The maturation of the golf course then requires an eight to twelve month period of maintaining and nurturing the growth of the golf course greenspace

Financing the maturation was intended to be part of the negotiated contract with the firm responsible for operating York Road Renaissance golf course. During FY87, City staff negotiated and on July 27, 1987 City Council approved the golf course management contract with American Golf Corporation. During negotiations, American Golf Corporation was requested to address the impact on City revenues if they performed the maturation of the golf course and the construction of the golf cart paths. After American Golf responded to the City's request, City staff recommended that, in the City's best interest, the maturation of the golf course and the construction of golf cart paths should be eliminated from the management contract and bid separately. It was also recommended that once a bid was secured, the cost of the maturation contract and golf cart paths could be advanced and reimbursed through golf course revenues. The construction of the golf cart paths will be bid this fall.

In June 1987, the Parks and Recreation and Purchasing Departments solicited bids for the maturation of the golf course from four firms. Only two firms responded - American Golf Corporation (at $406,950 for 12 months, $298,042 for 10 months) and Landmasters, Inc. (at $249,950 for 12 months, $217,850 for 10 months).

Since Parks and Recreation had prepared an earlier estimate of $200,000 for a maturation contract, Parks and Recreation thought they could perform the service at a lower cost. Parks and Recreation prepared a proposal to the Budget and Evaluation office to perform the maturation of the golf course at a total 10-month cost of $198,529.

The City can perform a quality service at a lower cost due to the following factors:

- City can utilize available equipment in the Park Operations Division. During the time when the maturation will be progressing, Parks and Recreation will have available grass mowing equipment because the grass mowing season is

less intensive from October through April. In addition, current equipment required to maintain the turf at Memorial Stadium is consistent with equipment needs for the golf course.

- City does not project a profit margin in the proposal. Further, an additional benefit is that any cost savings will be returned to the City.

The City Manager will reject the two bids received and Council is requested: (1) to approve the maturation of the golf course to be performed by the Parks and Recreation Department at a cost not to exceed $198,529, and (2) to advance funds from Municipal Debt Service to be repaid by golf course revenues guaranteed under the management contract with American Golf Corporation.

As an innovation in response to City forces competing for the performance of work, Parks and Recreation will enter into a management agreement which specifies their performance standards and the contracted cost of the services to be performed.

The Budget and Evaluation, Finance, and Parks and Recreation Departments concur in this recommendation.

12. Recommend adoption of a budget ordinance of $20,000 for costs associated with developer selection for the Performing Arts Center.

In June 1987, City Council authorized publication of a Request for Proposal (RFP) to solicit developers to participate in a public/private venture for construction of a new Performing Arts Center. Proposals were received from two developers on August 17, 1987. Funds are needed prior to the November bond referendum to pay for the cost of a professional advisor to participate in developer selection and to cover expenses associated with administration of the developer selection process. The need for a professional advisor was specified in the Council-approved RFP. The advisor will review developer proposals, attend meetings, and advise staff and the Performing Arts Center Task Force on technical and process related questions.

Council approval of the budget ordinance will provide $20,000 for a contract with a professional advisor. These funds only cover costs associated with the developer section process anticipated to conclude in October 1987.

If the bond referendum is approved, funds will be reimbursed from the bond sale.

The Budget and Evaluation Department, Engineering Department and Planning staff concur with this request.

13. A. Recommend approval of an amendment to the development agreement between the City and Carley Capital Group for the Cityfair project.

B. Recommend adoption of an ordinance of $409,440 to provide funds for additional costs related to the parking deck.

On November 18, 1985, City Council approved the development agreement and supporting documentation for the Cityfair project. The project includes the construction of a festive retail facility, crosswalk, parking deck and the rehabilitation of the Carolina Theater.

The City owns the project site having purchased it from Carley Capital Group for $3.6 million. Carley is constructing the project and will own and operate the festive retail facility via the mechanism of an air rights lease. The City, using revenue bond financing, will purchase the parking facility "turnkey" from Carley. The project is under construction and is anticipated to open in March, 1988.

City staff has been meeting with Carley representatives on amendments to the development agreement. The recommended amendments, which relate to construction issues, will enhance the project and not harm the City's position. A description of the amendments are listed below:

(1) Number of Parking Spaces

The original development agreement requires the City to purchase 635 spaces at a cost of $4,775,220. Design refinements now make possible the construction of additional parking spaces so that Carley is affording the City the option to purchase a total of 682 spaces. Construction of the 47 additional spaces would be advantageous to the City and to Carley. The cost of the extra spaces ($353,440) would be funded by a loan from the Municipal Debt Service Fund. This loan would be repaid from parking revenues that are in excess of: (1) the debt service requirement of the parking revenue bonds and (2) the operating and maintenance expenses of the parking deck.

(2) Security and Revenue Control Equipment

According to the development agreement, Carley must provide the City with a functioning parking deck at a set price. The development agreement does not specify the level of sophistication of the security, parking control, or revenue collection systems. Carley has proposed a budget of approximately $60,000 for the revenue collection and parking control equipment and security system. While the parking deck could function with the basic systems proposed, more sophisticated equipment would be desirable for better overall control. The

bid price for the upgraded equipment is $56,000 higher than the budgeted amount. This increased cost would be funded by a loan from the Municipal Debt Service Fund which would be repaid from excess parking deck revenues.

(3) Use of Sidewalk and Street Rights-of-Way
The partnership between Carley and the City was finalized and the price of the parking deck decided on before the City instituted its policy of charging for use of the sidewalk and street rights-of-way for construction purposes. The price of the parking deck did not include an allowance for that fee. Since the City will potentially participate in the profits of Cityfair and the City will own the parking facility outright, Carley has requested that the City waive 50% of the fees charged for the use of the sidewalk and street rights-of-way. The City is purchasing the parking deck from Carley at a set price or actual cost, whichever is less. It is, therefore, in the City's best interest to waive 50% of the fees since Carley would otherwise be inclined to reduce the quality of the deck to get the costs back to a break-even point. The City Engineering Department has estimated the fee at $30,000; waiving half the fee would amount to $15,000.

(4) Extension of Construction Deadline
Due to delays in construction, the project may not be completed as early as originally scheduled. Carley has requested that we agree to extend the construction deadline for the project to April 1, 1988. Staff has no objections to the extension.

It is requested that City Council approve the amendment to the development agreement and adopt an ordinance in the amount of $409,440 to provide funds for the purchase of additional parking spaces and the upgraded security and revenue control equipment in the parking deck.

The source of funding would be a loan from the Municipal Debt Service Fund to be repaid from excess parking deck revenues.

The City Attorney has reviewed this amendment which is recommended by the Finance, Budget and Evaluation and Community Development Departments.

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

In accordance with Council's approved policy, three streets in three 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:

ITEM NO.

Grass Drive (Oakdale)
Sardis Oaks Road (Sardis Forest)
Tilden Road (Cherokee Forest)

B. Recommend adoption of an ordinance lowering the speed limit on one neighborhood street from 35 miles per hour to 25 miles per hour.

The Charlotte Department of Transportation completed an engineering study and determined that Ferncliff Road is appropriate for a 25 mile per hour speed limit. Ferncliff Road is a narrow, winding road. This request was initiated in response to a resident's concern about speeding and a run-off-road problem.

This speed limit change is not part of the Neighborhood 25 mph Speed Limit Program. All property owners on the street have been advised that a speed limit reduction is being considered. No residents expressed opposition to the proposal.

15. Nominations for Appointment to Boards and Commissions

1) Airport Advisory Committee - One position for a one-year term, two positions for two-year terms, and two positions for three-year terms. The second full terms of John Belk, Charles Baker, Ned Pollock and Joan Zimmerman expired in July 1986, but were extended by Council action until the Airport Master Plan was adopted. None are eligible for reappointment.

With the adoption of the plan on July 27, 1987, the membership was increased to nine with six of those being Council appointments. William Stewart presently serves on the Committee for a term expiring in 1988. The expiration dates of the new appointments are being staggered to ensure continuity of the membership.

The resolution adopted by Council states that of the total membership, two must be familiar with west side community interests, and two must be familiar with aviation matters by reason of vocation or avocation.

2) Special Transportation Advisory Committee - Two positions for two-year terms. Rick Dancy is completing his first full term and is eligible for reappointment. He has complied with the attendance policy. Charles Lamm is completing two full terms and is not eligible for reappointment. The new appointee must be a person who is physically handicapped.

Attachment No. 5

* * * * * * * * *

The City Attorney advises that agenda items no. 16 through 34 may be considered in one motion. However, any member of Council may request that an item be divided and voted on separately.

* * * * * * * * *

PERSONNEL

16. Recommend adoption of a resolution amending the Flexible Benefits Plan to add Phase II called a Flexible Spending Account.

In 1986, City Council approved the implementation of Phase I of a Flexible Benefits Plan. Phase I, called the Premium Only Account, allows employees the opportunity to pay their dependent medical and dental insurance premiums before taxes. This results in increased take home pay for employees and also savings to the City in FICA tax.

It is recommended that City Council approve amending the Flexible Benefits Plan to add a second phase effective January 1, 1988. Phase II, called a Flexible Spending Account, will allow employees the opportunity to pay for certain uninsured health care expenses and dependent care expenses on a pre-tax basis. With the Flexible Spending Account, prior to each plan year which is January 1 to December 31, employees can declare money to be set aside to cover expenses they anticipate for uninsured health care (i.e. coinsurance and deductibles, uninsured dental, medical, and vision care) and dependent care. The money is automatically deducted from the employee's paycheck each week before taxes are taken out. As an employee incurs a qualifying expense, he can submit a claim to be reimbursed for the expense with after tax dollars. Expenses may be for the employee or any individual who is a dependent for income tax purposes.

By participating in the Flexible Spending Account, employees will be able to increase their spendable income and lower the amount of Federal and State income taxes and Social Security contributions they have to pay. The City will also realize savings by not having to pay FICA tax on the amount of money which employees place in their Flexible Spending Account.

We are asking Council to approve the plan now because several things need to occur if the plan is to be implemented January 1, the most important of which is a major communications effort with employees including small group meetings and follow-up discussions. We want employees to be fully aware of not only the benefits of the plan, but also the drawbacks, one of which is that according to IRS

guidelines, any excess money remaining in the employee's Flexible Spending Account at the end of the plan year must be forfeited.

The City's Flexible Benefit Plan is established in accordance with Section 125 of the IRS Code. The plan is voluntary and will be administered by the Personnel Department. A copy of the plan is available in the Council Library. Information in a question and answer format is attached.

Attachment No. 6

17. Recommend adoption of a resolution amending the Pay Plan to change the classification title of Development Coordinator ($45,339 - $65,742 Annually) to Economic Development Director at the same annual salary.

This action is for a title change only. The position of Development Coordinator was established in 1985; it is recommended that the title be changed to Economic Development Director to better reflect the scope of responsibilities and identify the position as a department head.

Funding for this position is included in the existing appropriations. No additional funds will be required during FY88.

BID LIST

18. 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. New Charlotte Coliseum — Engineering
Signage and Graphics Contract

Recommendation: By the City Engineer that the low base bid plus Alternates 15 and 16 totalling $102,400.00, as submitted by Andco Industries Corporation, be accepted for award on a lump sum basis.

Project Description: This contract includes furnishing and installing interior and exterior signs and graphics for the Coliseum. Alternate #15 will provide three exterior sign kiosks; alternate #16 will add an additional sign inside lobby.

Source of Funding: General Capital Improvement Fund (New Charlotte Coliseum Construction - 1984 Coliseum Bonds).

B. Sidewalk Bond Program - Phase 10 — Engineering

Recommendation: By the City Engineer that the low bid of $207,873.60, as submitted by Ferebee Corporation, be accepted for award on a unit price basis.

Project Description: This project is high on the Engineering Department priority list and consists of constructing concrete curb and sidewalk along the north side of Arborway from Sharon Lane to McMullen Creek.

Source of Funding: General Capital Improvement Fund - (Sidewalk Construction - 1983 Street Improvement Bonds).

C. Park Road/Scott Avenue Intersection/Culvert Improvements — Engineering

Recommendation: By the City Engineer that the low bid of $195,625.35, as submitted by Ferebee Corporation, be accepted for award on a unit price basis.

Project Description: In FY84, funds were appropriated to reconstruct the intersection of Park Road and Scott Avenue to allow left turns from Park Road to Scott Avenue. This project was recommended in the Dilworth Neighborhood Plan and the Park Road - Marsh Road Neighborhood Plan, both of which have been approved by City Council.

Source of Funding: General Capital Improvement Fund (Small Area Plan Capital Improvements - General Revenue Sharing and Pay-As-You-Go Funding).

D. Water Distribution Project 16-Inch Water Main Along Wilson Grove Road — Charlotte-Mecklenburg Utility Department

Recommendation: Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Propst Construction Company of Concord, North Carolina in the amount of $335,376.00 be accepted for award of contract on a unit price basis.

Project Description: Construction of this project would provide water service to the Lawyers Road - Wilgrove Mint Hill Area.

Source of Funding: Water and Sewer Capital Improvement Fund - (Water Main along Wilson Grove Road).

E. Sanitary Sewer Construction Mallard Creek Outfall To Derita — Charlotte-Mecklenburg Utility Department

Recommendation: Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Dellinger, Incorporated of Monroe, North Carolina in the amount of $698,870.85 be accepted for award of contract on a unit price basis.

Project Description: Construction of this project would extend sewer service to the rapidly developing Mallard Creek area.

Source of Funding: Water and Sewer Capital Improvement Fund - (Mallard Creek Outfall to Derita). Water and Sewer Capital Improvement Fund - (Annexation - Mineral Springs).

F. Vitrified Clay Pipe — Charlotte-Mecklenburg Utility Department

Recommendation: By Utility Director and Purchasing Director that the low bid, Pomona Supply Company, Greensboro, N. C., in the amount of $64,558.65, be accepted for award of contract on a unit price basis.

Project Description: This establishes the annual contract for vitrified clay pipe which is used for the minor construction and repair of sewer lines.

Source of Funding: Water and Sewer Fund - (Wastewater Collection)

G. Tire Recapping & Repairs — General Services

Recommendation: By General Services Director and Purchasing Director that the low bid, Bray's Recapping Service, Mt. Airy, N. C., in the amount of $93,232.94, be accepted for award of contract on a unit price basis.

Project Description: This establishes a contract for recapping tires which are used on the rear of a variety of City vehicles such as dump trucks, refuse collection trucks, bucket trucks, etc.

Source of Funding: General Fund - (General Services/Non-Departmental - Motor Transport Inventory Purchases).

The following bids H through P are for chemicals used for the treatment of water and wastewater by the Utility Department. These contracts are for the City's estimated annual requirement for these chemicals.

H. 40 - Tons Aluminum Sulfate, (Ground Alum) — Charlotte-Mecklenburg Utility Department

Recommendation: By Utility Director and Purchasing Director that the low bid, Delta Chemical Corportion, Baltimore, Md., in the amount of $9,040.00, be accepted for award of contract on a unit price basis.

Source of Funding: Water and Sewer Fund - (Davidson Water Treatment Plant). Water and Sewer Fund - (Vest Water Treatment Plant). Water and Sewer Fund - (Franklin Water Treatment Plant).

I. 600 - Tons Hydrated Lime, Chemical, Bags — Charlotte-Mecklenburg Utility Department

Recommendation: By Utility Director and Purchasing Director that the low bid, Tenn-Luttrell Lime Company, Luttrell, Tenn., in the amount of $42,210.00, be accepted for award of contract on a unit price basis.

Source of Funding: Water and Sewer Fund - (Vest Water Treatment Plant), (Franklin Water Treatment Plant), (Davidson Water Treatment Plant), (Irwin Creek Wastewater Treatment Plant), (Sugar Creek Wastewater Treatment Plant), (McAlpine Creek Wastewater Treatment Plant), (McDowell Creek Wastewater Treatment Plant), (Mallard Creek Wastewater Treatment Plant) and (Odor Monitoring and Control).

J. 90 - Tons Activated Carbon — Charlotte-Mecklenburg Utility Department

Recommendation: By Utility Director and Purchasing Director that the low bid, Acticarb, Inc., Dunnellon, Florida, in the amount of $52,528.50, be accepted for award of contract on a unit price basis.

Source of Funding: Water and Sewer Fund - (Davidson Water Treatment Plant). Water and Sewer Fund - (Vest Water Treatment Plant). Water and Sewer Fund - (Franklin Water Treatment Plant).

K. 680 - Tons Liquid Chlorine — Charlotte-Mecklenburg Utility Department

Recommendation: By Utility Director and Purchasing Director that the low bid, Jones Chemicals, Inc., Charlotte, N. C., in the amount of $338,300.00, be accepted for award of contract on a unit price basis.

Source of Funding: Water and Sewer Fund - (Vest Water Treatment Plant), (Franklin Water Treatment Plant), (Davidson Water Treatment Plant), (Irwin Creek Wastewater Treatment Plant), (Sugar Creek Wastewater Treatment Plant), (McAlpine Creek Wastewater Treatment Plant), (McDowell Creek Wastewater Treatment Plant), (Mallard Creek Wastewater Treatment Plant) and (Odor Monitoring and Control).

L. 140 - Tons Sodium Silicofluoride — Charlotte-Mecklenburg Utility Department

Recommendation. By Utility Director and Purchasing Director that the low bid, Lucier Chemical, Ltd., Clayton, Mo.,in the amount of $54,404.00, be accepted for award of contract on a unit price basis.

Source of Funding: Water and Sewer Fund - (Davidson Water Treatment Plant). Water and Sewer Fund - (Vest Water Treatment Plant). Water and Sewer Fund - (Franklin Water Treatment Plant).

M. 600 - Tons Liquid Hydrogen Peroxide, 70% — Charlotte-Mecklenburg Utility Department

Recommendation: By Utility Director and Purchasing Director that the low bid, FMC Corporation, Charlotte, N. C., in the amount of $449,280.00, be accepted for award of contract on a unit price basis.

Source of Funding: Water and Sewer Fund - (Irwin Creek Wastewater Treatment Plant), (Sugar Creek Wastewater Treatment Plant), (McAlpine Creek Wastewater Treatment Plant), (McDowell Creek Wastewater Treatment Plant), (Mallard Creek Wastewater Treatment Plant) and (Odor Monitoring and Control).

N. 800 - Tons Aluminum Sulfate, (Liquid Alum)

Charlotte-Mecklenburg Utility Department

Recommendation: By Utility Director and Purchasing Director that the low bid, Tennessee Chemical Corporation, Atlanta, Georgia, in the amount of $92,360.00, be accepted for award of contract on a unit price basis.

Source of Funding: Water and Sewer Fund - (Davidson Water Treatment Plant). Water and Sewer Fund - (Vest Water Treatment Plant). Water and Sewer Fund - (Franklin Water Treatment Plant).

O. 700 - Tons Hydrated Lime, (Chemical, Bulk)

Charlotte-Mecklenburg Utility Department

Recommendation: By Utility Director and Purchasing Director that the low bid, USG Industries, Inc., Chicago, Illinois, in the amount of $40,733.00, be accepted for award of contract on a unit price basis.

Source of Funding: Water and Sewer Fund - (Vest Water Treatment Plant), (Franklin Water Treatment Plant), (Davidson Water Treatment Plant), (Irwin Creek Wastewater Treatment Plant), (Sugar Creek Wastewater Treatment Plant), (McAlpine Creek Wastewater Treatment Plant), (McDowell Creek Wastewater Treatment Plant), (Mallard Creek Wastewater Treatment Plant) and (Odor Monitoring and Control).

P. 180 - Tons Sodium Bicarbonate

Charlotte-Mecklenburg Utility Department

Recommendation: By Utility Director and Purchasing Director that the low bid, Suffolk Gowen Chemical Company, Fayetteville, N. C., in the amount of $46,620.00, be accepted for award of contract on a unit price basis.

Source of Funding: Water and Sewer Fund - (Irwin Creek Wastewater Treatment Plant), (Sugar Creek Wastewater Treatment Plant), (McAlpine Creek Wastewater Treatment Plant), (McDowell Creek Wastewater Treatment Plant), (Mallard Creek Wastewater Treatment Plant) and (Odor Monitoring and Control).

Q. Structural Steel Contract for Piedmont Maintenance Facility, Aircraft Hangar — Airport

Recommendation: The Airport Manager recommends that the low bid from Owen Steel Co. of North Carolina, Inc. in the amount of $6,640,000 be accepted for award of contract on a lump sum basis. Initial bid opening was scheduled for August 4, 1987 and due to the submittal of only two bids, the project was readvertised as required by North Carolina bidding laws.

Project Description: Under the terms of the Special Facility lease agreement with Piedmont, City has agreed to the construction of a maintenance facility. This contract is for structural steel for the aircraft maintenance hangar which is a part of the Piedmont maintenance facility.

M/WBE Status: An MBE goal of 15% and WBE goal of zero percent were established for this contract. At the time of bid opening, both proposals were found non-responsive to meet the minimum MBE requirements. However, since this was a rebid process and only the initial two bidders submitted proposals at rebidding time, it appears that another bidding cycle will not produce satisfactory results; also, any further delay in the award of this contract will delay Piedmont Airlines occupancy of this critical structure. A 15% goal has been established for the overall Piedmont project. While we have not reached the goal for the structural steel contract, Airport staff feels that minority participation in other contracts will offset this. It is requested that the bid from the low bidder be accepted by the City. In the interim, efforts will be made to encourage the bidder to improve on MBE participation on this contract.

Source of Funding: Airline Maintenance Facility Capital Project Fund (Piedmont Maintenance Facility - 1987 Airport Special Facility Revenue Bonds).

R. Electrical Contract for Fuel Farm Expansion — Airport

Recommendation: The Airport Manager recommends that the low bid from Howell Electric, Inc. in the amount of $73,427.00 be accepted for award of contract on a lump sum basis. Initial bid opening was scheduled for August 4, 1987 and due to the submittal of only two bids, the project was readvertised as required by North Carolina bidding laws.

Project Description: This contract provides for all labor, material and equipment for electrical construction work for the proposed fuel farm expansion.

Source of Funding: 1985 Airport Revenue Bond Fund - (Fuel Farm Expansion - 1985 Airport Revenue Bonds).

ACCEPT GRANT/BUDGET ORDINANCE

19. Recommend adoption of a budget ordinance to appropriate a grant of $35,000 from the N. C. Department of Crime Control and Public Safety for use in planning and implementing emergency response activities in regard to nuclear power facilities.

In accordance with the North Carolina Emergency Management Act, utilities which operate nuclear power plants must allocate funds, on a yearly agreement basis, to the N. C. Department of Crime Control and Public Safety to cover the costs of emergency response activities for such plants. In this area, Duke Power provides the funding which is disbursed to the local jurisdictions by the Department of Crime Control and Public Safety.

The Emergency Management Office is responsible for developing and implementing emergency response plans for nuclear power plants that may affect Charlotte-Mecklenburg. This grant is over and above funding in the current budget.

This budget ordinance appropriates the $35,000 grant.

Budget and Evaluation concurs in this action and the grant has been reviewed by the Grants Review Committee.

20. A. Recommend approval to accept an EPA grant increase of $347,155 for alterations and additions to the McAlpine Creek Wastewater Treatment Plant.

B. Recommend adoption of a budget ordinance to appropriate the funds.

On July 27, 1987, Council adopted a resolution accepting an Environmental Protection Agency (EPA) grant of $5,336,072 to aid in the construction of the McAlpine Creek Plant project. EPA subsequently made an additional grant offer of $347,155 which increases the grant to a total of $5,683,227.

This action will accept the grant and appropriate the $347,155 grant increase to the Utilities Capital Improvement Fund Account 2071-636.25.

CONTRACTS

21. Recommend award of contract for professional services for quality control testing for fuel farm expansion to Eastern Engineering, not to exceed $60,000.

On August 24, 1987, Council approved construction contracts for the installation of additional aviation fuel storage at the Airport. This project is necessary to meet fuel storage requirements of the airlines serving Charlotte and is in conjunction with overall expansion of Airport facilities.

Proposals were requested for quality control testing services for the proposed fuel farm expansion in a public advertisement on August 10, 1987. Proposal forms were mailed to six firms with previous experience in the required testing and quality control procedures. Eastern Engineering, Froehling and Robertson, and Soil and Materials Engineers submitted proposals for this work. The project management firm, Day & Zimmermann, and the project engineers, Talbert, Cox and Associates, reviewed the proposals and determined that Eastern Engineering's proposal best meets the City's requirements.

Council is requested to award this contract to Eastern Engineering on a unit price basis not to exceed $60,000. Eastern Engineering is a certified MBE firm listed in the Airport data bank.

Council has previously appropriated the proceeds of 1985 and 1987 Airport revenue bonds to cover the expansion of the fuel farm.

22. Recommend award of contract for professional services for quality control testing for the parking structure and commercial vehicle lane at the Airport to Froehling & Robertson, Inc., not to exceed $125,000.

On July 27, 1987, Council awarded contracts totaling over $18 million for construction of a 2700 space automobile parking structure and a commercial vehicle roadway at the Airport. Funding for this project was approved by City Council as part of 1985 and 1987 Airport revenue bonds.

Proposals were requested for quality assurance testing services for the parking structure from six firms with previous experience in the required procedures. Froehling & Robertson, Inc., Eastern Engineering,

ITEM NO.

Professional Service Industries, Law Engineering, Soil and Materials Engineers, and Sub-surface Investigations, Inc. submitted proposals for this work. The Airport's project management firm, Day & Zimmermann, and the project architect, Odell Associates, reviewed the proposals and determined that Froehling and Robertson, Inc.'s proposal best meets the City's requirements.

Council is requested to award a contract to Froehling & Robertson, Inc. for quality control testing on the parking structure on a unit price basis not to exceed $125,000. This contract provides quality control of building materials and foundations, which are required to assure contractor's compliance with technical specifications.

Council has previously appropriated the proceeds of 1985 and 1987 Airport revenue bonds to cover this work.

AGREEMENT

23. Recommend approval of an agreement for architectural services with Arch Architects and Planners, P.A. of Charlotte for the design of the Taragate Farms/Arrowood Area Annexation Fire Station (#26) for $44,000.

In August, 1986, the Engineering Department solicited proposals from 57 local architects on the list of approved architects and engineers to design the following annexation fire stations: Coulwood fire station (#25); Taragate Farms/Arrowood Area fire station (#26); and Mineral Springs/University Research Park fire station (#27).

Twenty-nine firms responded with proposals which were reviewed by an architectural selection committee. The committee was made up of six City staff representatives from various departments.

Based on the information provided, and in accordance with the Council-approved selection process, the selection committee recommends Arch Architects and Planners, P.A. to design the Taragate Farms/Arrowood Area fire station. An agreement for the design of the Coulwood fire station was awarded to Wilkerson Associates of Charlotte in January, 1987; a recommendation on the Mineral Springs fire station will be on a later agenda.

Funds are available in the FY88 CIP.

The contract has been reviewed by the City Attorney and approved by appropriate City staff.

24. Recommend continuation of the agreement dated December 21, 1961 between the City of Charlotte and the U.S. Geological Survey for the period from July 1, 1987 through June 30, 1988.

The City of Charlotte and Mecklenburg County have had an agreement with the U.S. Geological Survey since 1961. Under this agreement, local cooperative funds and direct expenditure items are matched essentially dollar for dollar by funds of the U.S. Geological Survey. Services include: 1) stream flow measuring analyses to observe the effects of development on flood heights; 2) detailed investigations to determine the effects of land use on the quality of both surface and ground-waters (example-landfills); 3) updating of floodway maps in the Charlotte-Mecklenburg area.

The City's contribution is $76,500; the County's contribution is $73,500; and the USGS matching funds total $150,000 for a total program value of $300,000.

Funds were included in the FY88 operating budget.

The Budget and Evaluation, the Operations, and the Engineering Departments concur with this request.

25. A. Recommend approval of an electric service agreement with Duke Power Company as a contract requirement to increase the existing contract demand to 2,700 kilowatts for the Catawba River Pumping Station.

B. Recommend approval of an electric service agreement with Duke Power Company as a contract requirement to increase the existing contract demand to 1,800 kilowatts for the Walter M. Franklin Water Treatment Plant.

We have contracts with Duke Power to provide electric service for the Catawba River Pumping Station and the Walter M. Franklin Water Treatment Plant. There has been record water production at both plants during 1987, both contracts have been exceeded, and Duke Power requires a new electric service agreement for both plants. The increased contract demands will serve both plants into the future.

The Utility Director recommends approval of these contracts.

CONTRACT AMENDMENT

26. Recommend approval of an amendment of a land sales contract with Kern Distributing Company, Incorporated to allow the substitution of an irrevocable letter of credit in lieu of a performance bond.

On April 14, 1986, City Council approved the sale of Block 47, Parcel 2 in the West Morehead Neighborhood Strategy Area to Kern Distributing Company, Incorporated. In order for the developer to regain his good faith deposit prior to beginning construction, the contract stipulates certain requirements the developer must meet, including presentation of a performance bond. The developer has requested that the contract be amended to permit him to submit an irrevocable letter of credit in lieu of the required performance bond.

Engineering/Real Estate, Legal and Community Development concur in this request.

CHANGE ORDER

27. Recommend approval of change orders one, two and three totaling $95,480 to the contract with Bryant Electric Company for the aeration system modifications at McAlpine Wastewater Treatment Plant.

During the recent aeration system modifications at the McAlpine Creek Wastewater Treatment Plant, it was determined by the consulting engineer, CH2M Hill, and Charlotte-Mecklenburg Utility Department staff, that several alterations of the plans and specifications on the electrical contract should be made to provide a more workable finished product as well as eliminate costly parallel work on a future contract. In short, conduits should be added now that are needed for the next construction phase. Installation of the conduits at this time would eliminate excavation in the same trench in approximately twelve months.

The three change orders total $95,480 and will increase the contract price from $298,800 to $394,280. Adequate funds for the price increase are available in the contract contingency - Account No. 636.25.

This is recommended by the Utility Director.

ASSESSMENT FOR LIQUIDATED DAMAGES

28. Recommend approval of lump sum assessment of $19,596.00 for liquidated damages in lieu of $200.00 per day specified in the contract for the 54-inch raw water bypass and transmission main at W. M. Franklin Water Plant.

In May, 1984 Council awarded a contract to M & M Engineering Company for construction of the 54-inch raw water bypass and transmission main at W. M. Franklin Water Plant. The project had a November, 1985 completion date.

There were unnecessary delays and apparent abandonment of the project by M & M, and in November, 1985 Council authorized the City Manager to terminate the contract. The surety company, American Insurance Company, assumed responsibility for completing the project. Sanders Brothers, a local contractor, completed the project in June, 1987.

The contract authorized $200 per day in liquidated damages. The City did not suffer because the bypass was not completed on time and we are recommending to Council that the surety company be assessed $19,596 which is the actual cost, including overhead, which was expended by CMUD in engineering and inspection services after the extended completion date.

The Utility Director recommends approval.

SET PUBLIC HEARING

29. Recommend adoption of a resolution of intent to abandon a portion of Valley Stream Road and set a public hearing for October 26, 1987, 3:00 p.m. at City Hall.

SURPLUS PROPERTY

30. Recommend the City-owned property at the northeast corner of Archdale Drive and the abandoned right of way of Wensley Drive be declared surplus and advertise it for sale.

Disposal of residual City-owned property is in accordance with an on-going policy of the City. By returning this parcel to private ownership, additional tax revenues are anticipated and the maintenance of the vacant parcel released from the City's responsibility. The Engineering/Real Estate Division proposes that City Council declare this parcel surplus and advertise it for sale. This parcel, Tax Code 171-224-16, was part of a purchase in 1969 by the City for the development of Park Road Park. The property is adjacent to Archdale Drive and is separated from the park by Sugar Creek. A resolution to close a portion of Wensley Drive adjacent to this parcel was adopted on July 27, 1987.

There is a sanitary sewer line on the property that makes an aerial crossing in the area designated as flood plain. The 108 acre tract is hilly, rocky, heavily wooded, and is zoned R-9. The Archdale Church of Christ has indicated an interest in purchasing this parcel for additional parking, which will permit the Church to construct a second entrance/exit along Archdale Drive improving the traffic flow around the Church.

All City departments have been canvassed, with none expressing an interest in retaining this parcel for City use. The Engineering Department and Charlotte Department of Transportation have recommended that right of way be retained 50 feet from the center line of Archdale Drive. A 15 foot right of way will be retained for the existing sanitary sewer line.

Copies of the mandatory referral and a map of the parcel are attached.

Attachment No. 7

SPECIAL OFFICER PERMIT

31. Application for Special Officer Permit

Recommend approval of applications for Special Officer Permits to Randall Edward Kehrer, Anthony Glenn Brown, Francisco Lopez, Marvin Antonio Goodwin, Dennis Jerome Brown and Ronald Wilkinson Bozardt for use on the premises of the Parks and Recreation Department.

TAX REFUND

32. Recommend adoption of a resolution authorizing the refund of certain taxes in the total amount of $2,325.00 which were assessed through clerical error or illegal levy against two tax accounts.

UTILITY CONTRACTS

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

These are extension contracts for new development in accordance with the Water/Sewer Extension Policy. 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.

1. First Colony Group, Ltd., to construct 2,950 linear feet of 12-inch water main and 30 linear feet of 8-inch water main to serve Gum Branch Road, located south of Pleasant Grove Road, west of Belhaven Boulevard and north of Mt. Holly Road, outside the Charlotte City Limits. Estimated Cost - $95,000.00. Water Contract No. 100-87-098.

2. First Colony Group, Ltd., to construct 950 linear feet of 8-inch water main, 1,218 linear feet of 6-inch water main and 2,215 linear feet of 2-inch water main to serve Sunstone Subdivision, located east of Milhaven Lane, west of Statesville Avenue and north of Burmith Avenue, outside the Charlotte City Limits. Estimated Cost - $66,000.00. Water Contract No. 100-87-047.

3. Standard Properties, Inc., to construction 2,260 linear feet of 8-inch water main, 940 linear feet of 6-inch water main and 2,405 linear feet of 2-inch water main to serve Hembstead Phase IV Subdivision, located east of Providence Road, west of Hugh Forest Road and south of N.C. Highway 51, outside the Charlotte City Limits. Estimated Cost - $90,000.00. Water Contract No. 100-87-062.

4. UDC Homes, to construct 732 linear feet of 8-inch water main, 2,634 linear feet of 6-inch water main and 4,669 linear feet of 2-inch water main to serve Cameron Wood Phase IV Subdivision, located east of Park Road, south of Sharon Road West and west of McMullen Creek, inside the Charlotte City Limits. Estimated Cost - $113,000.00. Water Contract No. 86-100.

5. Vision Development Corporation, to construct 1,114 linear feet of 8-inch sanitary sewer main to serve Oak Grove Subdivision, located north of Robinson Church Road, west of Plott Road and east of Linda Lake Drive, inside the Charlotte City Limits. Estimated Cost - $38,990.00. Sanitary Sewer Job No. 621-86-220.

6. Harry Grimmer & Company, Inc., to construct 1,956 linear feet of 8-inch sanitary sewer main to serve Creekside Subdivision, located east of Dorn Circle, west of Campbell Creek and north of Wallace Lane, inside the Charlotte City Limits. Estimated Cost - $68,460.00. Sanitary Sewer Job No. 100-87-604.

7. Butterfly Seven Ltd., Inc., to construct 2,039 linear feet of 8-inch sanitary sewer main to serve Cherokee Subdivision, located north of N.C. Highway 51, west of Rea Road and south of Five Knolls Drive, outside the Charlotte City Limits. Estimated Cost - $71,365.00. Sanitary Sewer Job No. 100-87-566.

8. John Crosland Company, A North Carolina Limited Partnership, By: Crosland Homes, Inc., to construct 3,116 linear feet of 8-inch sanitary sewer main to serve Kent Village II at Wellington Subdivision, located south of Dearmon Road, west of Prosperity Church Road and east of Mallard Creek, outside the Charlotte City Limits. Estimated Cost - $109,060.00. Sanitary Sewer Job No. 100-87-600.

PROPERTY TRANSACTIONS

34. Recommend approval of the following condemnations.

A. Recommend adoption of a resolution of condemnation of 1,678± square feet (.039 ac.), plus utility easement of 71.345 square feet (.0002 ac.) and temporary construction easement, at 6233 Albemarle Road, from Texaco Refining & Marketing, Inc. for $11,500.00, for Minor Intersection Improvements - Albemarle Road at Farm Pond Lane.

The property is zoned B-2 and the appraisal reflects comparable property in the area between $5.50 per square foot to $9.50. The appraiser is of the opinion that this property is worth $6.85 per square foot and balance of the property after the project will also be worth that amount. Texaco made a counter-offer of $13.00 per square foot or $22,000.00.

B. Recommend adoption of a resolution of condemnation of 1.76 acres, at 4401 New Dixie Road, from Kenneth F. Fairleigh, for $244,000, for Airport Land Acquisition.

This property acquisition is required to accommodate the instrument landing system clear zone for runway 36R according to Federal Aviation Administration Regulation Part 77. Improvement on the site is a 6,660 sq. ft. retail building.

- PENDING MATTERS -

In meeting on Monday, September 28, 1987, City Council will make nominations for appointment to the following boards and commissions:

Charlotte Clean City Committee - One position for a term expiring June 30, 1988. Appointee may reside anywhere in Mecklenburg County.

Charlotte Sister Cities Committee - Two positions for terms expiring April 5, 1988.

SCHEDULE OF MEETINGS
September 14 - 18, 1987

Monday, September 14	COUNCIL/MANAGER DINNER	5:00 p. m.
	CITIZENS HEARING	7:00 p. m.
	COUNCIL MEETING Carmel Junior High School	7:30 p. m.
Wednesday, September 16	PUBLIC HEARING (Joint with County) ON SIGN ORDINANCE TEXT AMENDMENT Education Center - Board Room	7:00 p. m.