AGENDA

Meeting Type:	B
Date	07-25-1989
SUBJECT	

City of Charlotte, City Clerk's Office

CHARLOTTE

Council Agenda July 25, 1989

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CHARLOTTE

Meetings in July '89

THE WEEK OF JULY 1 - JULY 8

3	Monday, 12 Noon	PLANNING COMMISSION/Work Session - CMGC, 8th Floor Conference Room
4	Tuesday	INDEPENDENCE DAY - All City offices closed
5	Wednesday, 3 00 p m	CULTURAL STUDY COMMITTEE - CMGC, Conference Center, Room 271
	Wednesday, 6 00 p m	CHARLOTTE ADVISORY PARKS COMMITTEE - CMGC, Conference Center, Room 271
6	Thursday, 10 00 a m	PARADE PERMIT COMMITTEE - CMGC, 6th Floor Conference Room

THE WEEK OF JULY 9 - JULY 15

10	Monday, 8 30 a m	CHARLOTTE-MECKLENBURG ART COMMISSION - CMGC, Meeting Chamber
	Monday, 12 Noon	PLANNING COMMISSION/Zoning Committee - CMGC, 8th Floor Conference Room
	Monday, 7 30 p m	HISTORIC PROPERTIES COMMISSION - 1221 S Caldwell Street
11	Tuesday, 2 30 p m	HOUSING APPEALS BOARD - CMGC, 5th Floor Conference Room
	Tuesday, 4 00 p m	PLANNING COMMISSION/Planning Committee - CMGC, 8th Floor Conference Room
12	Wednesday, 8 30 a m	CIVIL SERVICE BOARD - CMGC, 7th Floor Conference Room
	Wednesday, 9·30 a m	CIVIL SERVICE BOARD - CMGC, Meeting Chamber Conference Room
	Wednesday, 4 00 p m	HISTORIC DISTRICT COMMISSION - CMGC, 8th Floor Conference Room
	Wednesday, 4 30 p m	CITIZENS CABLE OVERSIGHT COMMITTEE - CMGC, Room 119
13	Thursday, 5 00 p m	CHARLOTTE-MECKLENBURG ART COMMISSION/Executive Committee - CMGC, 8th Floor Conference Room

THE WEEK OF JULY 16 - JULY 22

17	Monday, 4 00 p m	CHARLOTTE-MECKLENBURG ART COMMISSION/Sharon Regional Public Library Ad Hoc Committee - CMGC, 8th Floor Conference Room
	Monday, 5 00 p m	COUNCIL/MANAGER DINNER - CMGC, Meeting Chamber Conference Room
	Monday, 6 00 p m	CITY COUNCIL MEETING (Zoning Hearings) - CMGC, Meeting Chamber
18	Tuesday, 2 00 p m	HOUSING AUTHORITY - 1301 South Boulevard
	Tuesday, 2 00 p m	CHARLOTTE-MECKLENBURG ART COMMISSION/CMUD Ad Hoc Committee - CMGC, 8th Floor Conference Room
	Tuesday, 3 00 p m	CULTURAL STUDY COMMITTEE - CMGC, Conference Center, Room 271
	Tuesday, 4 00 p m	PLANNING COMMISSION/Planning Committee (Tour) - CMGC, 8th Floor Conference Room
19	Wednesday, 7 30 a m	METROPOLITAN PLANNING ORGANIZATION - CMGC, 8th Floor Conference Room
20	Thursday, 8 00 a m	CLEAN CITY COMMITTEE - CMGC, Conference Center, Room 267
	Thursday, 7 00 p m	CHARLOTTE TREE ADVISORY COMMISSION 4910 Carmel Park Drive
21	Friday, 7 30 a m	PLANNING LIAISON COMMITTEE - CMGC, 8th Floor Conference Room

(CONTINUED ON BACK)

Public Service And Information Department

600 East Fourth Street

Charlotte NC 28202 2861

704/336-2395

THE WEEK OF JULY 23 - JULY 29

24	Monday, 12 Noon	**COUNCIL/MANAGER LUNCHEON** - CMGC, Meeting Chamber Conference Room
	Monday, 2 00 p m	**CITIZENS HEARING** - CMGC, Meeting Chamber
	Monday, 2 30 p m	**CITY COUNCIL MEETING** - CMGC, Meeting Chamber
	Monday, 4 30 p m	**PLANNING COMMISSION/Zoning Committee** - CMGC, 8th Floor Conference Room
25	Tuesday, 2 00 p m	**CITY ZONING BOARD OF ADJUSTMENT** - Agricultural Extension Service, Large Conference Room, 700 North Tryon Street
	Tuesday, 3 00 p m	**COMMUNITY FACILITIES COMMITTEE** - CMUD, 5100 Brookshire Boulevard
	Tuesday, 4 00 p m	**PLANNING COMMISSION/Planning Committee** - CMGC, 8th Floor Conference Room
27	Thursday, 3 00 p m	**CHARLOTTE-MECKLENBURG ADVISORY BOARD FOR CITIZENS WITH DISABILITIES** - CMGC, Room 118
	Thursday, 4 00 p m	**CHARLOTTE-MECKLENBURG ART COMMISSION/Executive Committee** - 619 South Cedar Street
	Thursday, 5 00 p m.	**CHARLOTTE-MECKLENBURG ART COMMISSION/Board Meeting** - 619 South Cedar Street

THE WEEK OF JULY 30 - JULY 31

31	Monday, 4 00 p m	**PLANNING COMMISSION/Executive Committee** - CMGC, 8th Floor Conference Room

These organizations will <u>not</u> meet in July·

Municipal Information Advisory Board
Specialized Transportation Advisory Committee

July 25, 1989 City Council Agenda

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CHARLOTTE

Mayor Sue Myrick | Mayor Pro Tem Al Rousso

John A (Gus) Campbell | Roy Matthews
Stanley M Campbell | Cynthia Patterson
Dan Clodfelter | Ella Butler Scarborough
Charlie S Dannelly | Richard Vinroot
Gloria Fenning | Velva W Woollen

Council Agenda

Tuesday, July 25, 1989

1 00 PM	Council-Manager luncheon
2 00 PM	Citizens Hearing
2 30 PM	Council Meeting

ITEM NO

1 Invocation

2 Consider approval of minutes of June 19 Zoning Meeting, June 26 Special Meeting and June 26 Regular Meeting

PUBLIC HEARINGS

3 A Conduct a public hearing to abandon a portion of an alleyway between East Independence Boulevard and North Torrence Street

B Recommend adoption of a resolution to close a portion of an alleyway

Petitioner Joe Barkley, Inc

Right-of-Way to be Abandoned. A portion of an alleyway

Location Between East Independence Boulevard and North Torrence Street

Reason To incorporate right-of-way into adjoining parcels for sale and future development The property is zoned B-2

Clearances City departments and private utility companies No objection Cherry Community No response

Funding. No City funds are involved

Map Attached

Attachment No 1

POLICY

4 Decision on Petition No 89-37 by the Charlotte-Mecklenburg Planning Commission for a change in zoning from B-2 and O-6 to R-9 and O-6 for that portion of the petition along Lyon Court which contains the remaining lots of this petition requiring Council action

A protest petition has been filed and found sufficient to invoke the 3/4 rule requiring affirmative votes of 3/4 of the Mayor and Council, not excused from voting, in order to rezone the property

The Zoning Committee recommends that the petition be approved

Council requested this item be placed on this agenda at the July 17 zoning meeting Additional information will be sent to Council prior to the Council meeting

Attachment No 2

5. Recommend approval of a policy framework for expending Innovative Housing funds not allocated to the Housing Partnership

Innovative Housing History

On April 6, 1987, City Council adopted a Housing Policy Plan which advocated development of housing units using public/private partnerships Since 1986, $8,100,000 00 has been appropriated for innovative housing projects and $5,084,034 00 has been expended to date This leaves $3,015,966 in the Innovative Housing Fund for carryover into the FY90 budget These carryover funds will be reviewed with City Council separately from the recommended policy framework (see attached status report)

$4 5 million has been approved for the FY90 year and $2 0 million will be available to the Charlotte-Mecklenburg Housing Partnership

$2 Million to Housing Partner-ship

On June 26, 1989, City Council approved a contract between the City and the Charlotte-Mecklenburg Housing Partnership, Inc and allocated $2 million to the Partnership to provide for the development of 100 additional housing units through public/private ventures targeted to families earning 60% or less of median income Prior to the approval of the Partnership contract, Council

approved several revisions to the Housing Policy Plan on May 22, 1989 These revisions affected the specific roles of the City, the Charlotte Housing Authority, and the Housing Partnership The City's mission was defined as "reducing the number of households living in substandard, overcrowded, or unaffordable housing conditions " The City's priority is to provide housing assistance to those households earning 40% and less of median income and to provide opportunities for economic self-sufficiency to assisted families

$2.5 Million Innovative Housing Funds

Council is requested to approve a policy framework for spending $2 5 million from a total budget of $4 5 million per year to be allocated as follows

1) $1,500,000 to be funded on the basis of competitive Request for Proposals being recommended by the Innovative Housing Committee and approved by City Council, these proposals will create 50 - 75 new housing units with preference being given to proposals complying with the RFP criteria established as part of the policy framework

2) $500,000 to be used to fund a local voucher program, City Housing Assistance Payment Program (CHAPP), for 25 families The Housing Voucher Program is a rental assistance program whereby a family relocated chooses a rental unit in the private market which·

Meets City Housing Code

The gross rent is not subject to the HUD Fair Market Rent (a rental maximum established by HUD for different size families) as in the Section 8 Certificate Program (a maximum of 30% of the renter's income) The Housing Authority determines a payment standard to calculate the subsidy. The payment standard may be equal or less than the Fair Market Rent Families may choose housing that rents above the payment standard If so, the family will have to pay more than 30% of its adjusted monthly income toward their housing cost

3) $500,000 to be a source of funding small housing proposals on a case by case basis for property owners, small businesses, or non-profit corporations on an optional basis

Innovative Housing Committee

Request for Proposals (RFP's) will be sent to all known developers and ads will be run in local and regional newspapers All RFP's and optional housing proposals will be reviewed by the Innovative Housing Committee The composition of that Committee will include

Assistant City Manager for Policy and Evaluation
Assistant City Manager for Development Services
Director, Community Development Department
Director, Planning Department
Director, Finance Department
Two Board members of the Charlotte Housing Authority
Two Board members of the Housing Partnership

This committee will provide a technical review of all proposals and RFP's and make recommendations to Council

Evaluation of RFP's

Competitive RFP's will be developed during the first quarter of each fiscal year and as needed thereafter with the responding proposals being evaluated on the following basis

1) Priority assistance is to be provided to families earning less than 40% of median income and living in substandard, overcrowded, or unaffordable housing, or are residing in public housing, or are listed on the Charlotte Housing Authority's master list needing housing,

2) Compliance with the Housing Assistance Plan and the Housing Policy Plan - the geographic disbursement of proposed projects and proximity to other assisted housing will be a major consideration,

3) The project's effect on the School Board's pupil assignment plan and other impacts created on the school system in terms of total new students and current plans for the construction of new schools,

4) Land use and urban impact of projects on neighborhoods and commercial areas,

5) Neighborhood renewal and number of housing units,

6) Cost comparison to the City with other funded projects, this will require a financial analysis of the City's cost per unit, private funds leveraged in a ratio with total replacement cost and the term of the City loan in regard to payback of City funds for reuse within the Innovative Housing Fund,

7) Private funds committed with financial sources or tax credit allocation by the State Housing Finance Agency should be committed by letter;

8) Design compatibility with the neighborhood, and the provision of necessary amenities for children, available public transportation, and assurance of a good maintenance program

Funds City Innovative Housing Fund

Clearances City Council approved Housing Policy Plan on May 22, 1989 with consensus of the CD and Housing Committee

Attachment No 3

6 The following are items proposed for the August 7, 1989 Council workshop

Sister Cities - report on China trip and policy direction - (5 00 - 5 45)
Belmont Task Force implementation strategies - (6 00 - 7 00)
Convention Center - (7·00 - 7·30)
Water and sewer extension policy discussion - (7 30 - 8 00)
Development Fees Request for Proposal Reviews - (8 00 - 8 10)

BUSINESS

7 A Adopt a budget ordinance for $312,102 for retroactive separation benefits for 22 retired police officers

B Adopt a budget ordinance for $50,484 09 for retroactive separation allowance benefits for an additional nine officers

22 Officers On April 24, 1989 Council approved retroactive separation benefits for certain police officers (those who retired prior to the State legislature mandating a separation allowance for police officers who retired on or after January 1, 1987 with 30 years of service or had five years of service and had reached the age of 55) The April 24 minutes are attached The action in A funds the retirement benefits for those 22 officers There is a one time cost of $312,102 for back pay and an estimated annual cost of $129,145 This annual cost will decrease as these officers reach the age of 62

This was an item on the June 26, 1989 agenda and received a 5-5 vote That agenda item and the minutes of the discussion are attached.

9 Officers The action in B is for Council's consideration in funding benefits for an additional nine officers These officers were not considered in the April 24 discussion, but were brought to Council's attention in the June 26 agenda item These officers are now 62 but had not reached that age when the law became effective The one time cost for back pay is $50,484 09

Funds General Fund Fund Balance

Clearances The Police Department, Budget and Evaluation, and the City Manager's Office have reviewed this request

Attachment No 4

8 Recommend approval of a contract for loan of $400,000 to renovate and equip the West Trade-Beatties Ford Area Business Incubator contingent upon bids being within budget or additional private funds being raised

History of Business Incubator Project

The City Council, at its May 11, 1987 meeting, unanimously approved negotiations with the West Trade-Beatties Ford Area Merchants Association (Merchants Association) to develop a business incubator (see Exhibits 1 and 2) The Council selected this option rather than a Request for Proposals At that time, the Merchants Association was proposing a $955,000 project to acquire City-owned land and construct a new facility The project then consisted of

Private Donation	$150,000
City (Building)	400,000
City (Land)	170,000
State Grant	235,000
	$955,000

The project no longer involves City land or a State grant It is now budgeted at $550,000 ($150,000 private donations and $400,000 City loan), for the renovation of a 10,000 square feet building owned by Johnson C Smith University and located at 617 North Summit Avenue Up to twenty service oriented businesses could be housed in the 7100 net leasable square feet The Merchants Association has raised $150,000 in cash ($79,000) and pledges ($71,000) and has requested the City to commit $400,000

$400,000 Loan

The West Trade-Beatties Ford Merchants Association is requesting a loan of $400,000 to be used for the renovation and equipping of a building owned by Johnson C Smith University (JCSU) JCSU and the Merchants Association have signed a lease for the building at $1 per year for a term of 20 years There is an option to extend the lease for additional four consecutive periods of 20 yearseach at the same lease terms.

Use of City Loan

The City's loan will be used for the renovation of the building and, if funds remain after renovation, up to $40,000 may be used to purchase furniture

Repayment

The term of the loan will be 20 years with no interest during the first 5 years During the remaining 15 years, repayment will be at 3% interest To help the incubator, repayment of the loan will be amortized over a 30 year period, with a balloon at the end of the term As part of the loan, there will be a goal to create forty jobs by the end of the fifth year

Protection of Funds

In order to protect the City's funds, the lease between the Merchants Association and JCSU allows an assignment of the lease to the City should the Merchants Association be in default In addition, the City will obtain a security interest in all furniture and equipment purchased by the Merchants Association

The sources and uses of funds for the Business Incubator are

Sources		Uses	
City Loan	$400,000	Building	$400,000
Private Donations	150,000	Working Capital	100,000
		Furn/Fixt/ Equip	50,000
	$550,000		$550,000

In addition to these funds, $55,000 of in-kind services will be contributed by Arthur Andersen ($25,000) and JCSU ($30,000)

Business Plan Analysis

The leadership of the Merchants Association has done a good job in moving this project forward They have scaled the project down, obtained a $1 a year lease on the building, and have enlisted the support of the community, both financially and with pledges of technical assistance

The renovation package has been completed and the project is out to bid Final costs will be known in August

Should the project not succeed, the City will have the right to sublease the building for the remaining term of the lease and use the equipment and furnishings purchased by the Merchants Association

This is, however, a start-up business Success depends upon hiring a capable Executive Director To support the incubator, fundraisers are required both prior to start-up and during five years of operation This is equivalent to providing new equity in a business at each of these periods Occupancy rates are forecast to start at 40% during the first year and rise to 95% in the fifth year

Recommended Action: Approve the loan for $400,000 to renovate and equip the building, contingent on bids being within budget or additional private funds being raised

Funds: Development and Revitalization Fund (DARF)

Clearances: Economic Development, Community Development, Budget & Evaluation, City Attorney.

Attachment No 5

9 Recommend (1) entering into two loan agreements with Neighborhood Housing Services of Charlotte, Inc for (a) $234,000 to provide housing rehabilitation loans, purchase/rehabilitation/resale and down payment assistance and (b) $181,660 for in-fill housing in the Wilmore neighborhood and (2) authorize the use of $415,660 from the Innovative Housing Fund

Funding Requested-NHS Wilmore: At City Council's citizens' hearing on February 27, 1989, Stuart Pope, Executive Director of Neighborhood Housing Services, Inc , requested funding from the City for an additional three years for projects in the Wilmore neighborhood Budget and Evaluation was requested to advise Mr Pope of the avenues available for requesting funding Mr. Pope was advised by Budget and Evaluation that the Innovative Housing Fund would be the most appropriate program

Two Loans Recommended: Mr Pope presented his proposal to the Innovative Housing Committee on May 3, 1989 Since that time, the Budget & Evaluation, Finance and Community Development Departments have been working with NHS on program evaluation and project proposal refinement The Innovative Housing Committee met again on July 5, 1989 and agreed that NHS should have two separate loan agreements with the City

$234,000 Loan

The first proposed loan agreement of $234,000 calls for NHS to provide

1. rehabilitation loan assistance for 14 residential properties at a planned expenditure of $168,000,
2. purchase, rehabilitation and resale of one residential structure at a planned expenditure of $50,000,
3. down payment assistance for four qualified tenants who desire to become homeowners in the Wilmore area at a planned expenditure of $16,000,

$181,000 Loan

The second loan agreement of $181,660 calls for NHS to provide for the construction of four affordable new in fill houses on land they currently own with architectural styling to blend in with surrounding homes

Repayment

NHS further proposes that the $181,660 for the four new in fill houses will be repaid to the City upon closing the sales, hence the need for two separate loan agreements The additional $234,000 will be repaid with monthly installments of $900 to $1,000 ($10,800 to $12,000 per year) based on loan proceeds from their mortgage portfolio NHS, through its own fundraising efforts, will raise at least $125,000 during the proposed contract period for operational costs

NHS Wilmore History

A short history of NHS's involvement in Wilmore is attached.

Funds

Innovative Housing Funds

Clearances

The loan was approved by the Innovative Housing Review Committee on July 5, 1989 All criteria for qualifying for financial assistance has been met by the applicant in accordance with the requirements outlined in the Housing Policy Plan

Attachment No 6

10 Recommend approval of a loan agreement for $250,000 between the City of Charlotte and Delta Medical Properties, Inc to provide loan funds for the construction of a medical office building The loan is proposed at 6% interest for five years

Project Description

Delta Medical Properties, Inc is the proposed owner of a new medical office building which will house Mecklenburg Dialysis Center, Inc and Carolina Nephrology P A .

Mecklenburg Dialysis Center is an out-patient dialysis center for patients suffering from kidney failure The owners of Mecklenburg Dialysis also operate units in Monroe and Matthews These units have been the first to offer a new technology that reduces a patient's treatment time from 4 to 2 5 hours. The units also incorporate the most complete indigent care policies available including free van service to and from the clinics

Carolina Nephrology, P A is a subspecialty practice with physicians primarily trained in the treatment of hypertension and various kidney diseases Delta Medical Properties will own the building and lease specially upfitted space to Mecklenburg Dialysis and Carolina Nephrology The second floor space is designed for expansion of the first floor businesses in subsequent years, however, it may be upfitted for short term leases to help offset costs The principals of Mecklenburg Dialysis Center, Inc and Carolina Nephrology, P.A created Delta Medical Properties, Inc solely for the acquisition and development of this project The principals are Kenneth L Holt, Michael J Bruce, Dr Stan Vermillion and Dr Edward Friedland

$250,000 DARF Loan

The developer is requesting a $250,000 loan from the Development and Revitalization Fund to complete the financing needed to develop a 17,331 square foot medical office building at West Morehead and Wilkinson Boulevard First Union National Bank has provided a firm loan commitment of $1,100,000 and the bank's loan is contingent upon the City's loan The location of the project on West Morehead Street does not provide the bank with sufficient collateral in terms of lease comparables with other similar medical office buildings

"But For" — The "but for" justification is based upon the fact that a financing gap exists between the bank, the owner's investment, and the total funds of $1 6 million needed to complete the project

Funds — The sources and uses of funds based on the bank's commitment are as follows

Source of Funds

First Union National Bank	$1,100,000	(68%)
City DARF Loan	250,000	(16%)
Owner Investment	250,000	(16%)
Total	$1,600,000	(100%)

Uses of Funds

Building and Land	$1,600,000

Mecklenburg Dialysis Center, Inc is to enter into a 10 year master lease agreement with Delta Medical Properties for the entire space available at an amount sufficient to amortize the First Union term loan The N C Department of Human Services, has issued a Certificate of Need for the facility

Public Purpose — Attached is additional information on the loan including public purpose and the creation of 60 new jobs

Funds — Development and Revitalization Fund

Clearances — The Economic Development Review Committee approved the loan on June 6, 1989, and the Economic Development Revolving Loan Fund Committee approved the loan on July 12, 1989

Attachment No 7

11 Recommend approval of a contract for $113,491 with the Charlotte Housing Authority to fund the Authority's Crime Prevention Program

Crime Prevention Program — The City had a contract for several years with the Charlotte Housing Authority to provide crime prevention strategies and programs in the City's public housing communities For FY90, Council recommended funding for the Crime

Prevention Program with certain contract revisions aimed at increasing the program's effectiveness Monies dedicated for this program are in Council's approved FY90 budget.

FY90 Contract

It is requested that Council approve the FY90 contract with the Charlotte Housing Authority for $113,491 The contract funds 85% of the program, the Authority funds 15% The program funding will be disbursed quarterly based on contract performance by the Housing Authority All changes discussed during the budget workshop have been incorporated in the FY90 contract including

- Status reports submitted by the Housing Authority to Budget and Evaluation and to the Police Department will be submitted on a quarterly basis and will coincide with the Housing Authority's quarterly requests for reimbursement Reimbursement will be made upon receipt of status reports indicating satisfactory performance

- Exhibit A of the contract, attached, contains the scope of services and objectives

Attached is the Housing Authority's response to the recent Budget and Evaluation report

Program Objectives

Below are the objectives for the Crime Prevention Program

- Maintain and enhance the building captain (neighborhood watch) program in each program site and have 75% of the buildings in each development represented

- Conduct monthly meetings with resident organizations and incorporate programs, activities and information that will make residents more knowledgeable of methods to protect lives and property

- Provide assistance to 90% of residents who have been victimized in program sites to insure they follow up with the prosecution (i e warrants, court appearances and hearings)

- Design and conduct quarterly crime prevention workshops for other neighborhoods in conjunction with the Crime Prevention Unit of the Police Department

- Provide technical assistance and support whenever activities or crime patterns emerge requiring development of concentrated crime prevention strategies in other sites

- Develop educational/referral programs which focus on issues such as drug trafficking and abuse, alcohol trafficking and abuse, child abuse, vandalism and defensive living

- Coordinate with the Police Department the implementation of traditional crime prevention programs such as Operations I D , Female Security, Home Security, Security Surveys, Child Safety and Crime Stoppers

- Document the results/outcome of follow-up assistance provided to the victims and witnesses of crimes in at least 80% of the cases, and transmit this information to the Police Department

- Cooperate with the Community Relations Committee in providing services in each of the three sites and successfully mediate 50% of the disputes targeted for referral to this program, as an alternative to court action or police intervention

- Develop educational/referral programs on domestic violence

Funds General Fund Non-Departmental Account

Clearances Budget and Evaluation and Police Departments

Attachment No 8

12 Recommend adoption of a resolution continuing in FY90 the Charlotte Department of Transportation's Disadvantaged Business Enterprise (DBE) goals for projects funded by the Urban Mass Transportation Administration

13% Goal Recommended

A complete report on CDOT's DBE utilization will be presented in early fall as part of the annual report from the Minority Business Enterprise Program Based upon CDOT's DBE utilization to date, no change is anticipated for FY90 The CDOT and the MBE Liaison Officer recommend that Council set the same 13% goal for FY90

Goals

Urban Mass Transportation Administration (UMTA) regulations require the annual submittal of Disadvantaged Business Enterprise goals for the coming Federal fiscal year. This goal applies only to purchases that will use some UMTA funds, and does not affect the city-wide goals for Minority Business Enterprise activities Fuel, tires, bus parts, and the repair of buses make up most of these operating costs Other possibilities lie within the areas of office supplies, janitorial services, printing, uniforms, etc Transit-related capital purchases are predominantly for transit vehicles and ancillary equipment, but vehicles are exempted from the goal calculations

For 1984, UMTA determined that a goal of 10% was the minimum acceptable goal for DBEs No minimum was set for women. In 1985, UMTA established a 3% minimum for Women's Business Enterprises (WBEs) Then, in late 1987, UMTA consolidated DBEs and WBEs into one goal.

Since these regulations were enacted, the City has consistently met its goal

		1985	1986	1987	1988	1989
UMTA goal	DBE/WBE	10/2	10/3	10/3	13	13
Achieved	DBE/WBE	11/15	19/29	10/2 9	16.7 (projected)	15

Other cities in N C receiving UMTA funds have set similar goals

Clearances

The City Attorney has approved the resolution as to form

13 Recommend approval of a request from United Way of Central Carolinas, Inc to transfer the obligation to repay a $500,000 00 City grant used to purchase the homeless shelter site at 1210 North Tryon Street to the Men's Emergency and Transitional Center

Agreement with United Way

On May 23, 1988, City Council approved an agreement with United Way of Central Carolinas, Inc in which the City granted $500,000 00 to United Way to apply toward the purchase price of the homeless shelter property at 1210 North Tryon Street A portion of the grant agreement provided that United Way would use the property continuously as a shelter for the homeless, and in the event the property was used for any other purpose than a Homeless Shelter, United Way was required to repay to the City the entire sum of $500,000 00 within 30 days, plus a prorata share of any equity obtained in any subsequent sale of the property

Recently, United Way informed us of its desire to deed the property to the Men's Emergency and Transitional Center As part of the transaction, United Way also wished to transfer its obligation to repay the $500,000 00 City grant if at anytime in the future the property was not used as a homeless shelter

City staff has reviewed United Way's request and has no objection to the transfer of the obligation to the Men's Emergency and Transitional Center

Recommendation

It is recommended that the City Council approve the request of United Way of Central Carolinas, Inc to transfer its obligation to repay the $500,000 00 City grant if at anytime in the future the property located at 1210 North Tryon Street is not used as a homeless shelter The obligation in question would be assumed by the Men's Emergency and Transitional Center who would also receive title to the real property If this request is approved by the City Council, the City's Legal Department will insure that the appropriate legal documents are prepared to protect the City's interest in the repayment

Funding None

Clearances City Manager's Office, City Attorney's Office

14 Recommend approval of amendments to the City-County interlocal agreement which will transfer funding of the Historic Properties Commission to the County and funding of the Community Relations Committee to the City, and, to deed the Dowd House to the County.

Council Action This action transfers funding responsibility for the Historic Properties Commission to the County effective July 1, 1989, transfers funding responsibility for the Community Relations Committee to the City effective July 1, 1989, and transfers the deed to the Dowd House to the County

The out of pocket financial impact of this arrangement would be an average cost over the next two years of $15,000 to the City. This would be partially offset by in-kind labor contributions we have made to the Dowd House in the past that we would no longer be making We did similar arrangements several years ago and reaction of the organizations to the improved reporting relationship was very positive Appointments to both boards remain the same

The County Commission approved these amendments on July 10

Funds None

Clearances City Attorney, Budget and Evaluation

* * * * * * * * *

The City Attorney advises that agenda items no 15 through 33 may be considered in one motion However, any member of Council may request that an item be divided and voted on separately

* * * * * * * * *

BUDGET ORDINANCE

15 Recommend adoption of a budget ordinance appropriating $13,292,500 for construction of the Independence Boulevard HOV facility

Grant Amendment: The Urban Mass Transportation Administration (UMTA) has amended a grant for the High Occupancy Vehicle (HOV) facility within the median of the State's US74 (Independence Boulevard) Freeway/ Expressway The grant amendment provides UMTA funding for construction of the project The original UMTA grant provided funds of $930,000 for planning and design

Funds: Adoption of this budget ordinance will appropriate an additional $12,270,000 from UMTA as well as $1,022,500 in 1988 Street Improvement bonds as half of the City's matching funds requirement

Clearances: The Budget and Evaluation Department and the City Attorney have approved this ordinance

BUDGET ORDINANCE/CONTRACT AMENDMENT

16 Recommend (a) adoption of a budget ordinance appropriating $100,000 to the Spirit Square Capital Account (b) approve amendment to Spirit Square contract dated April 1, 1988

$100,000: Mecklenburg County Board of Commissioners approved $100,000 in the County's 1989-90 fiscal year budget for Spirit Square to be used for the installation of an expanded energy management system

Recommendation: Council is requested to

Adopt an ordinance appropriating the $100,000 to be obtained by Spirit Square from Mecklenburg County, and

Approve an amendment to the contract dated April 1, 1988 to increase the project amount from $5,940,265 to $6,040,265 to accommodate $100,000

Clearances: Finance, Legal, Budget and Evaluation, and Engineering Departments and Spirit Square

ORDINANCE AMENDMENT/BUDGET ORDINANCE

17 Recommend adoption of amendments to the local Soil Erosion and Sedimentation Control Ordinance, and adopt a budget ordinance for $5,000 to authorize the use of civil penalties for local training

Erosion Control Amendments

The State dictates that local erosion control ordinances be at least as restrictive as State requirements and it is therefore recommended that Council adopt amendments to our ordinance that will be in accord with changes made to the State ordinance in early 1989 Existing wording and proposed changes to the ordinance are attached. The Engineering Department feels all changes will benefit the local program

Key Changes

The key changes are·

1) Right of Jurisdiction - The local program is to have jurisdiction over contribution by any agency licensed by the State or the United States For example, if a project is being constructed locally through the private sector that is in some way associated with the State or Federal government (for example, a post office), the project is still under jurisdiction of the local erosion control program This does not relate to projects funded and constructed by the State or United States such as road projects

2) North Carolina agent required - Anyone submitting a plan for approval who is not a resident of North Carolina must have an agent in North Carolina for the purpose of receiving notices of compliance and non-compliance

3) Penalties - Any person failing to secure a grading permit prior to grading may be assessed a one time penalty of not more than $1,000 We continue to have the ability to fine violators of program requirements $100 per day for certain other offenses

Task Force Recommendation — During the past year a task force representing various government agencies and the building industry reviewed local administration of erosion control requirements and recommended the basic process remain the same as it is with some coordination and communication improvements A copy of the task force report is attached.

Training Program — The task force representatives of the building industry recommended the City provide training for local designers, contractors and developers on erosion control requirements to be funded with penalties collected from violations supplemented with workshop fees The State sponsors such workshops funded in this way and encourages a like program for local jurisdictions

Budget Ordinance — Adoption of the budget ordinance will authorize the use of civil penalties, estimated to be from $5,000 to $10,000 per year, to fund a local training program

Clearances — Legal, Budget and Engineering

Attachment No 9

BID LIST

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

A 800 Megahertz Radio System (Various Radio Equipment) — Police Dept

Recommendation. By The Purchasing Director and the Police Chief that this radio system be purchased from the existing County Contract #9355 with Motorola, Inc., Charlotte, N C , in the amount of $2,974,788.00. Contract #9355 was awarded to Motorola, Inc. by the Board of County Commissioners on September 6, 1988

Project Description. This radio equipment comprises an 800 MgHz trunking system that will relieve the present overcrowded, congested, and noisy radio system

Source of Funding Capital Equipment Fund - (Police Department)

B Extension of Parking Lot for Dobbs House In-Flight Catering Kitchen Facility — Aviation

Recommendation. The Aviation Director recommends that the low bid from Crowder Construction Company in the amount of $189,105.40 be accepted for award of contract on a unit price basis

Project Description. The City has agreed to finance and construct the proposed 24,000 square foot addition to the existing in-flight catering facility under the terms of the lease with Dobbs Dobbs agreed to lease the completed facilities at a rental rate sufficient to amortize all project costs plus land rental and airport services fee This contract provides additional employee parking and fencing in order to accommodate the additional facilities and to meet City building requirements.

Source of Funding: Airport Capital Improvement Fund - (In Flight Catering Facilities - Airport Operating)

C Custodial Service Contract for City and public space at Charlotte/Douglas International Airport — Aviation

Recommendation. The Aviation Director recommends that the low bid by Associated Cleaning Consultants and Service, Inc. in the amount of $475,004 00 per year be accepted for award of the contract for a one year period

Project Description. This is a required service for the upkeep and overall janitorial needs of the terminal facility

Source of Funding. Airport Operating Fund - (Operating Expenses)

D Westerly Hills Park Rehabilitation — Engineering

Recommendation By the City Engineer that the low bid of $94,979.50, as submitted by United Construction, be accepted for award on a unit price basis

Project Description. This project involves improvements to Westerly Hills Park playground area and existing picnic areas Also included in this project are proposed playground equipment, relocation and removal of existing

equipment, channel improvements, excavation and grading, and other related items

Source of Funding General Capital Improvement Fund - (Improvements to Existing Parks)

E Purser Drive Sidewalk Improvement — Engineering

Recommendation By the City Engineer that the low bid of $279,004.08, as submitted by Dakota Contracting Co., be accepted for award on a unit price basis

Project Description. The project is part of the sidewalk bond program that funds the construction of sidewalk in residential neighborhoods There is a great deal of pedestrian traffic on Purser Drive due to its location in the vicinity of Garinger High School and Methodist Home Park

This project consists of providing storm drainage and curb and sidewalk along Purser Drive beginning at the Sugar Creek and Eastway intersection to Finchley Road

Source of Funding. General Capital Improvement Fund - (Sidewalk Program 1987 Street Improvement Bonds)

F Water Distribution Project 12-Inch And 16-Inch Water Mains Along Mallard Creek Church Road And U S Highway 29 — Charlotte-Mecklenburg Utility Department

Recommendation. Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Wright & Lopez, Incorporated of Charlotte, North Carolina, in the amount of $742,997.34 be accepted for award of contract on a unit price basis

Project Description. Construction of this project would extend water service to the Mallard Creek Church Road/U S Highway 29 area

Source of Funding: Water and Sewer Capital Improvement Fund - (Water Main Along U S 29 North to Mallard Creek Church Road) Water and Sewer Construction Fund - (Withrow Developers)

G Water Distribution Project 16-Inch Water Mains Along Providence Road, McKee Road, Providence Road West, and 12-Inch Water Main Along Elm Lane West — Charlotte-Mecklenburg Utility Department

Recommendation. Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Sanders Brothers, Incorporated of Charlotte, North Carolina, in the amount of $736,128 92 be accepted for award of contract on a unit price basis

Project Description. Construction of this project would extend water service to the Providence Road, McKee Road, Providence Road West and Elm Lane West areas.

Source of Funding: Water and Sewer Capital Improvement Fund - (Water Mains along Providence Road West and Elm Lane). Water and Sewer Capital Improvement Fund - (Water Main along N C 16 to Providence Road West) Water and Sewer Construction Fund - (First Mark Development Corporation).

H Sanitary Sewer Construction Long Creek Outfall Phase V-B — Charlotte-Mecklenburg Utility Department

Recommendation Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Bryant Electric Company, Incorporated of High Point, North Carolina in the amount of $424,109.37 be accepted for award of contract on a unit price basis.

Project Description. Construction of this project would extend sewer service in the I-77/N C 115 area

Source of Funding. Water and Sewer Capital Improvement Fund - (Long Creek Outfall Phase V)

The following bids are for renovation of City Hall The roof has been replaced and the windows will be replaced under contracts previously approved by City Council

The general construction portion of the contract involves the restoration of the ceilings, new floor finishes and new restroom facilities Entire new mechanical equipment, electrical distribution and lighting and plumbing systems are incorporated into the design

I General Construction Contract for City Hall renovation — General Services

Recommendation. By the General Services' Director that the project be awarded to Moretti Construction, Inc., Charlotte, NC, the low bidder, in the amount of $938,500 00

Source of Funding: General Capital Improvement Fund - (City Hall Renovations - Capital Facilities Lease Purchase)

J Electrical Construction Contract for City Hall Renovation — General Services

Recommendation. By the General Services Director that the project be awarded to Watson Electric Construction Co., Wilson, NC, the second low bidder, in the amount of $318 965.00. The low bidder, Robinson Electric Company, Charlotte, NC did not submit a bid bond State bidding laws do not allow acceptance of this bid
Source of Funding: General Capital Improvement Fund - (Building Improvements - Pay As-You-Go Funding)

K Plumbing Construction Contract for City Hall Renovation — General Services

Recommendation. By the General Services Director that the project be awarded to Piping Plumbing Mechanical Contractors, Inc., Harrisburg, NC, in the amount of $94,143.00.

Source of Funding General Capital Improvement Fund - (City Hall Renovations - Capital Facilities Lease Purchase)

L Mechanical Construction Contract for City Hall Renovation — General Services

Recommendation. By the General Services Director that the project be awarded to Piping Plumbing Mechanical Contractors, Inc., Harrisburg, NC, in the amount of $545,626 00. Source of Funding: General Capital Improvement Fund - (Building Improvements - Pay-As-You-Go Funding).

BOND COUNSEL

19. Recommend extension of Smith, Helms, Mullis & Moore and Ferguson, Stein, Watt, Wallas & Adkins as City's bond counsel for an additional two years.

Bond Counsel	Using the Council approved selection process, on July 27, 1987 Council selected the Smith, Helms, Mullis & Moore and Ferguson, Stein, Watt, Wallas, & Adkins law firms as our bond counsel for a two year period Based on the actual start date of the two firms, the two year period will expire in September, 1989. It is recommended the agreement be extended two years
Reason for Extension	The Smith Helms and Ferguson Stein law firms have performed capably over the initial term of their engagement It takes a new firm some time to complete the transition process because of the continuing nature of much of the work of bond counsel there is a learning curve cost which is difficult to spread over a two year engagement We also have found that City staff time expenditures are greater during the learning phase For these reasons, we are recommending that we extend the current bond counsel engagement for two years

DEPUTY CITY CLERK

20 Recommend confirmation of Brenda R Freeze as Deputy City Clerk

Brenda R Freeze will assume the position of Deputy City Clerk on July 26, 1989 following the retirement of Mrs Menta Allen This action will authorize Mrs Freeze to act as Clerk to the City Council in the absence of the City Clerk

LEASE

21 Recommend approval of a lease and operating agreement with Discovery Place for a ten-year period to begin upon the execution of the agreement

Amendment This action amends the current Discovery Place lease by adding appropriate bond provisions as advised by bond counsel to protect the tax exempt status of bonds which were issued for the expansion and remodeling of Discovery Place The lease will expire ten years from the date of its execution

Funds Not applicable

Clearances This contract has been cleared by the Legal Department, bond counsel, Division of Insurance and Risk Management, Budget Department, Engineering Department, Manager's office, Finance Department, General Services Department and Discovery Place

CONTRACT

22 Recommend approval of contract not-to-exceed $75,000 with J C Morgan to provide review appraisals for the Airport's FAR Part 150 Noise Compatibility Program and technical assistance as expert witness in pending noise litigation

Contract Council is requested to approve a contract with J C Morgan to provide both the review appraisals for the FAR Part 150 Program and the needed technical assistance as an expert witness for pending litigation

Clearances The City's attorney and Aviation Director concur in this request

CONTRACT AMENDMENT

23 Recommend approval of Amendment No 2 to the contract with Kimley-Horn and Associates for $276,200 00 for additional engineering services for the Park Road/Johnston Road Widening/ Sharon Road West intersection project

Contract Amendment: Kimley-Horn and Associates has provided planning, public involvement and design services for the Park Road/Johnston Road project. This contract amendment is recommended because of their knowledge of this project. This amendment will provide· (1) planning, design, and bidding phase services for the South Boulevard/Sharon Road West intersection, (2) a preliminary engineering and geotechnical assessment of Sharon Road West between Little Sugar Creek and Sharonbrook to determine whether any design improvements are necessary to improve the ride on this segment of Sharon Road West; (3) testing of two bridges (one on Johnston Road and one on Sharon Road West) which was inadvertently omitted from the scope of services in the original contract

Funds: Park Road Widening Capital Account

Clearances: The amendment has been reviewed by appropriate City Engineering Department staff

CHANGE ORDER

24. A Recommend approval of Change Order No 1 for $61,079 to the contract with Hall Contracting Corporation for Sardis Road Water Storage/Re-Pump Facility

Contract. Sardis Road Water Storage/Repump Facility
Contractor. Hall Contracting Corporation
Date of Award. June 12, 1989
Original Contract Amount: $1,778,880
Change Order: $61,079
Project: To provide additional water service to southeast Charlotte

Change Order: On June 12, 1989 Council awarded a bid for construction of the Sardis Road water storage/ repump facility Alternate #1 for an additional pump was inadvertently omitted from the request submitted for Council action This change order will correct this omission and will allow

installation of the additional pump which will provide standby emergency pumping capacity as well as future pumping capacity

Funds — Funds for this work are available in Account 636 64, Fund 2071.

Clearances — The Utility Director approved this change order request

B Recommend approval of Change Order No 3 for the Electrical Construction Contract with Watson Electric Company for USAir Aircraft Maintenance Hangar in the amount of $757,914.

Contract	USAir/Piedmont Maintenance Facility Aircraft Hangar
Contractor	Watson Electric Company
Original Contract Amount	$2,037,032 00
Previous Change Orders	$ 13,040 00
Change Order Number 3	$ 757,914 00
New Contract Amount·	$2,807,986 00

Change Order — This change order is necessary to provide the fire alarm and detection system for the aircraft maintenance hangar and stock distribution building in accordance with USAir's requirements USAir's insurance and technical representatives have approved this change order

Funds — All costs associated with this project are borne by USAir through the Airport Special Facility Lease Agreement Funds have been budgeted for this work in the overall project

Clearances — Odell Associates, Inc , architect, and Day and Zimmermann, Inc , project manager, and USAir concur in this change order

GRANT APPLICATION

25 Recommend approval of a resolution authorizing City Manager to file applications with the Urban Mass Transportation Administration and the North Carolina Department of Transportation for a planning assistance grant for FY90 and adoption of a budget ordinance of $48,600.

Grant: This grant will fund a research project that will analyze transit demand in targeted areas in north, northeast and south Charlotte, as well as the central business district The data will be used to design transit service and will be incorporated into service expansions, reductions or reroutings.

Funds

UMTA	$43,200
NCDOT	5,400
City (in kind)	5,400

Clearances: City attorney has approved resolution as to form and Grant Review Committee concurs in this request

ENCROACHMENT AGREEMENTS

26 A Recommend adoption of a resolution authorizing an encroachment agreement with Southern Railway Company for construction and maintenance of grade crossing and the installation of flashing light signals at Orr Road near Old Concord Road

Road Widening: The City is widening the road and improving the drainage system along Southern Railway Company's tracks at Orr Road Southern Railway System has requested an encroachment agreement for the construction and maintenance of the widening located along Orr Road

The portion of the grade crossing between the rails in the track to the outside ends of the crossties will be constructed by the railroad at a cost of $8,800 00 for which the City will reimburse the railroad. The installation of automatic flashing signals with bells will be installed by the railroad at a cost to the City of $102,060 00 These will be maintained by the railroad State law requires the City pay these expenses

Funds Safer Roads Demonstration Capital Account

Clearances Insurance and Risk Management Agency, Legal Department, and Engineering/Real Estate Division concur in this request State law requires the City pay these expenses

B Recommend adoption of a resolution authorizing an encroachment agreement with Norfolk Southern Railway Company for construction of an 8 inch water main extension on John Price Road.

Water Main The Mecklenburg County Health Department has requested that the Charlotte-Mecklenburg Utility Department install an 8 inch water main along John Price Road because of a serious contaminated well problem in the area

Norfolk Southern Railway Company's requires a one time administrative fee of $50 00 for this encroachment

Funds Water and Sewer Operating Budget

Clearances Charlotte-Mecklenburg Utility Department, Insurance and Risk Management Agency, Engineering/Real Estate Division, and Legal Department concur with this request

SETTLEMENT

27 Recommend settlement of City v Leighton for the condemnation of a park and ride lot for a total amount of $288,000 00, plus interest, requiring adoption of a budget ordinance appropriating $65,000 to pay the settlement and real estate costs

Proposed Settlement The City Attorney's Office recommends settlement of this condemnation for a total of $288,000 00 plus interest. A settlement in this amount requires the City to appropriate an additional $65,000 The Federal grant which was first proposed to finance this project has been exhausted, funds are available to pay the proposed settlement from transit bonds

Funds 1981 Transit Facility Bonds

Clearances This proposed settlement has been reviewed and approved by the Department of Transportation, the Real Estate Division, and the Budget and Evaluation Department

AMENDED CONDEMNATION RESOLUTION

28. Recommend adoption of an amended resolution authorizing further condemnation proceedings for the acquisition of certain real property owned by Dewitt Currie, et al for the construction of Westinghouse Boulevard - Phase II

Condemnation On May 22, 1989, City Council adopted a resolution authorizing condemnation proceedings against the property owned by Dewitt Currie and Frances T Currie for the appraised amount of $36,400 00 The resolution omitted authorization for the City to acquire the necessary permanent drainage easement and the permanent planting, utility, and guardrail easement

Amendment The condemnation amount of $36,400 included all areas needed and remains unchanged Adoption of the amended resolution is a technicality to correct the omission from the May 22, 1989 resolution in order for construction to proceed

Funds CIP Accounts - Westinghouse Boulevard Extension Public/private donations

Clearances The Legal Department, Engineering Department

TAX REFUND

29 Recommend the adoption of a resolution authorizing the refund of certain taxes in the total amount of $1,481 55 which were assessed through clerical error or illegal levy against 10 tax accounts.

SET PUBLIC HEARINGS

30 A Recommend adoption of a resolution of intent to abandon a portion of Palmer Street and Pitcher Street and set a public hearing for August 28, 1989

B Recommend adoption of a resolution calling for public hearings on Monday, September 18, 1989, at 6 00 p m in the Meeting Chamber, 600 East Fourth Street, on Petitions 89-67 through 89-76 for zoning changes

EXECUTIVE SESSION

31 Recommend adoption of a motion to hold an executive session upon the conclusion of the meeting for the purpose of receiving legal advice from the City Attorney and to consider the engagement of an independent contractor pursuant to G S 143-318 11

UTILITY CONTRACTS

32 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 They are 5-year reimbursable contracts (construction by public bids) The applicants deposited 10% of the estimated construction cost The remaining 90% will be deposited prior to construction There is no cost to the City and no funds are needed

1 Bristol Development Corporation, to construct 3,400 linear feet of 16-inch water main to serve Plantation Market Shopping Center on Weddington Road, outside the Charlotte City Limits Estimated Cost - $140,000.00
Water Contract No. 300-89-032

2 East-West Partners Of N.C., Inc., to construct 3,550 linear feet of sanitary sewer trunk to serve East-West Property (David Cox Road), located east of N C. Highway 115, and west of Browne Road, outside the Charlotte City Limits
Estimated Cost - $266,000.00
Sanitary Sewer Job No. 300-88-602

PROPERTY TRANSACTIONS

33 Recommend approval of the following property transactions and adoption of the condemnation resolutions

1 Project. Back Creek Sanitary Sewer Outfall
Owner(s). J Thomas Johnson
Property Address. 11815 University City Boulevard
Property to be acquired. 126,630 sq ft (2 91 ac)
Price. $27,000 00
Remarks. Presently used as a farm, price includes damage to pasture and fencing, loss of hardwood trees

2 Project. Beatties Ford Road Widening
Owner(s). Odell Beasley and wife, Mary L Beasley
Property Address. 2706 Newland Road
Property to be acquired 3,052 sq ft (0 070 ac) plus temporary construction easement
Price $15,000 00
Remarks· Included is compensation for loss of parking spaces which reduced the desirability of the remainder The property is zoned B-1 and is presently used as a funeral home

3 Project. Beatties Ford Road Widening
Owner(s). Charles W McClure and Johnetta McClure
Property Address. 2924 Beatties Ford Road
Property to be acquired. 4,075 sq ft (0 093 ac) plus temporary construction easement
Price $12,600 00
Remarks Property is zoned O-6 and vacant The acquisition will adversely impact future commercial use

4 Project Beatties Ford Road Widening
Owner(s) The Bounty Corporation
Property Address. 3101 Beatties Ford Road
Property to be acquired 2,477 sq ft (0 057 ac) plus temporary construction easement
Price. $15,000 00
Remarks Property is zoned B-1 and presently used as a strip shopping center; price includes payment for one sign and air pump, one brick flag support and two concrete piers

5 Project. Beatties Ford Road Widening
Owner(s) Metrolina Funeral Service, Inc
Property Address 3715 Beatties Ford Road
Property to be acquired 8,926 sq ft (0 204 ac)
Price $13,800 00
Remarks Property is zoned B-1 and currently being used as funeral home

6 Project. Beatties Ford Road Widening
Owner(s) H J Properties
Property Address Corner of Beatties Ford Road and Griers Grove Road
Property to be acquired. 12,195 sq ft (280 ac) plus temporary construction easement
Price $19,200 00
Remarks Zoning is B-1

7 Project Intersection Improvements - Randolph Road/Sharon Amity
Owner(s) NCNB National Bank of North Carolina, Trustee for First National Bank of Boston
Property Address 112 South Sharon Amity
Property to be acquired 1,715 sq ft (039 ac) plus 4,635 sq ft (106 ac) temporary construction easement
Price $16,300 00
Remarks. The property is zoned B-1 and is the site of Cotswold Mall Parking is impacted

8 Project Intersection Improvements - Randolph Road/Sharon Amity Road
Owner(s): Angelo Politis and wife, Sophia Politis
Property Address 120 North Sharon Amity Road
Property to be acquired. 903 sq ft (021 ac) plus temporary construction easement
Price. $15,700 00
Remarks The property is zoned O-6 and is the site of a Pizza Hut restaurant Price includes payment for a trade sign and landscaping

9 Project Intersection Improvements - Central Avenue/Hawthorne Lane
Owner(s) The Salvation Army, a Georgia Corporation
Property Address 1015 Central Avenue
Property to be acquired. 4,549 sq ft (104 ac) plus 4,055 sq ft temporary construction easement
Price: $26,200 00
Remarks. Property is zoned B-2 and used as religious organization

10 Project. Intersection Improvements - Central Avenue/Eastway Drive
Owner(s) Morrison Investment Company
Property Address 3800 Central Avenue
Property to be acquired 2,183 sq ft (05 ac) plus temporary construction easement
Price $41,266 00
Remarks Property is zoned B-1 and being used as a Shell service station Price includes payment for landscaping, lights, asphalt, display sign

11 Project Intersection Improvements - Randolph Road/Sharon Amity
Owner(s). John Hancock Mutual Life Insurance Company
Property Address 4516 Randolph Road
Property to be acquired 83 sq ft (002 ac) plus temporary construction easement
Price. $10,300 00
Remarks. The compensation includes damages to the six foot brick wall at the entrance which must be replaced to match existing wall The property is zoned R12MF and is the site of an apartment complex.

12 Project Fire Station Site #28
Owner(s): John F M Beard and wife, Marie Withers Beard
Property Address. 8015 Old Statesville Road
Property to be acquired: 20,037 sq ft (459 ac)
Price. $25,000 00
Remarks To acquire additional space needed for fire station #28 Included in purchase price is the cost for relocating a mobile home

CONDEMNATIONS

13 Project: Stewart Creek Outfall
Owner(s): John White, Jr , Sinclair Howze, Eva Howze, Grafton Prophet, Eugene Prophet, and any other parties of interest
Address of Property 301 Salewood Drive
Property to be condemned: 506 55 sq ft (011 ac)
Price $300 00
Reason for condemnation Unable to locate all the heirs Legal recommends that condemnation to get clear title to easement

14 Project: Beatties Ford Road Widening
Owner(s): Joe F Fisher and any other parties of interest
Property address 2828 Beatties Ford Road
Property to be condemned 1460 sq ft (033 ac) plus temporary construction easement
Price. $5,100 00
Reason for condemnation. Property owner wants to get own appraisal Would not give counteroffer Zoned B-2 Used for business (cast iron parts repair) Condemnation is requested in order to avoid delay in construction

15 Project. Beatties Ford Road Widening
Owner(s) Joe F Fisher and any other parties of interest
Property Address. 2828 Beatties Ford Road
Property to be condemned 3,966 sq ft (0 091 ac) plus temporary construction easement
Price. $6,000 00
Reason for condemnation. Property owner wants to get own appraisal Would not give counteroffer Zoned office Land is vacant Condemnation is requested in order to avoid delay in construction

16 Project. Monroe Road Widening
Owner(s). Richard L Barnes and wife, Mamie B Barnes and any other parties of interest
Property address 1448 Painter Place
Property to be condemned. 252 45 sq ft (0 006 ac) of permanent utility easement plus temporary construction easement
Improvements. Fence and shrubs
Price. $2,400 00
Reason for condemnation. Owners are not satisified with the City's offer Condemnation is requested in order to meet the construction schedule

17 Project. Monroe Road Widening
Owner(s) Kenneth M Rhyne and wife, Jane P Rhyne and any other parties of interest
Property Address. 1453 Fox Run Drive
Property to be condemned 347 70 sq ft (0 008 ac) of permanent utility and down guy easement plus temporary construction easement
Price $2,000 00
Reason for condemnation. Owner has agreed with the City's offer but has not returned the agreement as promised Numerous attempts have been made to obtain the documents Condemnation has been requested in order to avoid a delay in construction Price includes payment for fence and shrubs

18 Project Intersection Improvements - Randolph Road/Sharon Amity
Owner(s). Coastas N Melissaris and wife, Nicolette Melissaris and any other parties of interest
Property address 200 North Sharon Amity
Property to be condemned 773 sq ft (0 018 ac) of R/W and 1,604 sq ft (0 0368 ac) of temporary construction easement
Price $17,300 00

Reason for condemnation. Request for condemnation made to clear title (unsatisfied judgment against owner) and owner wants at least one year's rental (amount unspecified) alledging the tenant is moving due to the construction The property is zoned O-6 and is the site of WeCare Distributors Condemnation is requested in order to avoid a delay in construction. Price includes payment for landscaping

19. Project: Beatties Ford Road Widening
Owner(s): Alexander Rusak and any other parties of interest
Property Address 2925 Beatties Ford Road
Property to be condemned. 1,808 sq ft. (0 042 ac) plus temporary construction easement
Price $49,500 00
Reason for condemnation. Property owner feels that the City should pay him at least $100,000 for loss of business Current use is newspaper distribution center; no parking spaces will remain as a result of this acquisition. Zoning is B-1. Condemnation is recommended to avoid delay in construction

20 Project. Intersection Improvements - Randolph Road/Sharon Amity
Owner(s). B P Oil, Inc., and any other parties of interest
Property address: 4474 Randolph Road
Property to be condemned. 2,842 sq ft (0 065 ac) of right-of-way and 2,275 sq ft (0 0522 ac) of temporary construction easement
Price. $127,400 00
Reason for condemnation. The property is zoned B-1 and is the site of a service station Condemnation is requested in order to prevent a delay in construction Price includes compensation for landscaping, service island, parking spaces and brick wall

21 Project Intersection Improvements - Randolph Road/Sharon Amity
Owner(s): The American Oil Company #1 and any other parties of interest
Property Address. 4475 Randolph Road
Property to be condemned. 2,034 sq ft (048 ac) plus temporary construction easement
Price. $34,900 00
Reason for condemnation. The City's offer seemed to be acceptable, but various out-of-state corporate officials must approve settlement Numerous attempts have been made to obtain the executed documents but they have not yet been returned Price includes compensation for planter, light standards, trade sign Condemnation is necessary to avoid a delay in construction

22 Project. Intersection Improvements - Randolph Road/ Sharon Amity
Owner(s). Kaiser Foundation Health Plan of NC and any other parties of interest
Property address 2 88 ± acres in the 200 block of South Sharon Amity
Property to be condemned. 4,928 sq ft (113 ac) of right-of-way plus temporary construction easement
Price: $53,600 00
Reason for condemnation: Owner would not provide counteroffer to the appraisal amount and has not returned five telephone calls regarding negotiations The property is zoned O-15 and is vacant

23 Project· Intersection Improvements - Randolph Road/Sharon Amity
Owner(s). John T Belk, Jr , and wife, Martha G Belk and any other parties of interest
Property Address. 200 block of South Sharon Amity Road
Property to be condemned. 2,578 sq ft (0 059 ac) of right-of-way plus temporary construction easement
Price. $54,000 00
Reason for condemnation. Owners' counteroffer was $84,699 based on appraisal they obtained We haven't been able to reach a mutually acceptable amount The property is zoned O-15 and is vacant Condemnation is requested in order to prevent a delay in construction

24 Project Intersection Improvements - Randolph Road/Sharon Amity
Owner(s) Kaiser Foundation Health Plan of NC and any other parties of interest
Property address. 4500 block of Randolph Road
Property to be condemned. 202 sq ft (0 004 ac) of right-of-way plus temporary construction easement
Price: $3,200 00
Reason for condemnation. Property owner would not provide counteroffer and has not returned five telephone calls regarding negotiations The property is zoned B-1 and is vacant Condemnation is requested in order to prevent a delay in construction

25 Project Intersection Improvements - Randolph Road/Sharon Amity
Owner(s): Exxon Corporation
Property Address 4501 Ra..dolph Road
Property to be condemned. 2,954 sq ft (067 ac) of right-of-way plus temporary construction easement
Price $34,000 00

Reason for condemnation. Executed documents have been promised and have not been received in time to avoid delaying the project schedule The property is zoned B-1 and is the site of an Exxon service station Price includes compensation for trade sign, retaining wall, landscaping and planter

26 Project. Intersection Improvements - Randolph Road/Sharon Amity
Owner(s). Bayrock Investment Company and any other parties of interest
Property address. 119 North Sharon Amity Road
Property to be condemned. 4008 sq. ft (092 ac) plus temporary construction easement
Price. $71,500 00
Reason for condemnation: Property owner won't give counteroffer amount, only says appraisal amount of $71,500 00 is not enough for the damages they will incur Price includes compensation for trade sign, directional signs, 3 - 5 parking spaces and landscaping

Property is zoned B-1 and is the site of a Wendy's restaurant Condemnation is requested in order to prevent a delay in construction

27. Project. Monroe Road Widening
Owner(s). Charlotte Eastchase Associates, Ltd., and any other parties of interest
Property Address. 1624 Chasewood Drive
Property to be condemned. 2797 sq ft (064 ac) plus temporary construction easement
Price. $8,000 00
Reason for condemnation: Owner is receptive to the City's offer Numerous approvals are needed from other corporation officials However, the executed agreements cannot be obtained in a timely manner so as to maintain the construction schedule Price includes compensation for shrubbery and landscaping

28 Project. Intersection Improvements - Randolph Road/Sharon Amity
Owner(s). D H & S Associates and any other parties of interest
Property address: 4500 Randolph Road
Property to be condemned· 4,955 sq ft (0 113 ac) right-of-way plus temporary construction easement
Price $100,500 00

Reason for condemnation. There are substantial liens on this property requiring releases from mortgage holders Condemnation is requested to obtain clear title and avoid a delay in construction. This site is the location of Petro Express service station Price includes three light standards, 2 landscape planters, retaining wall, relocation of trade sign

29 Project. Beatties Ford Road Widening
Owner(s). Village Townhouses, Ltd , and any other parties of interest
Property Address. 1801 Griers Grove Road
Property to be condemned 469 sq ft (0 011 ac) plus temporary construction easement
Price. $900.00
Reason for condemnation. Property owner failed to respond to many phone calls, four letters, and another letter sent by certified mail and return receipt signed as received June 8, 1989 Property is zoned R-12 MF and is improved with apartments

30 Project. Beatties Ford Road Widening
Owner(s): Mary Malcolm Ward and any other parties of interest
Property address. 3608 Beatties Ford Road
Property to be condemned. 3,228 sq ft (0 0741 ac) plus temporary construction easement
Price. $12,900 00
Reason for condemnation. The owner has refused all offers and made a counteroffer of $23,000 based on moving the house back on the property The property is zoned B-1 and requires a minimum setback of 20 feet The residential structure will be 20 feet back from the new road right-of-way

31 Project. Beatties Ford Road Widening
Owner(s). Ed L Perry and any other parties of interest
Property Address. 2136 "A" Avenue
Property to be condemned. 698 sq ft (0 016 ac) of permanent drainage easement plus temporary construction easement
Price. $800 00
Reason for condemnation. Property owner is residing out of town - no phone number, will not respond to three letters and one certified letter mailed 6/2/89 Property is zoned R-9 and vacant Condemnation is recommended for City to get a clear title to property

32 Project Beatties Ford Road Widening
Owner(s): McDaniel Jackson and wife, Miriam S Jackson and any other parties of interest
Property address Beatties Ford Road
Property to be condemned. 10,359 sq ft (237 ac) of right-of-way plus temporary construction easement
Price: $14,000 00
Reason for condemnation Property owner has been contacted three times, sent certified letter, and left several messages for him to return calls He has not counteroffered or made any indication for settlement Property is zoned B-1 and is vacant and wooded Condemnation is recommended so project will not be delayed

33 Project. Monroe Road Widening
Owner(s). Joanne M Vohden and any other parties of interest
Property Address 7010 Monroe Road
Property to be condemned: 1,874 82 sq ft (043 ac) plus temporary construction easement
Price. $6,500 00
Reason for condemnation: Property owner refused to sign before leaving town for several weeks. Would delay project. Refused appraisal amount Zoned R-12 Use as residential Price includes compensation for shrubs and trees

34 Project. Monroe Road Widening
Owner(s) East Baptist Church
Property Address 6850 Monroe Road
Property to be condemned. 4,722 77 sq ft (108 ac) of right-of-way plus temporary construction easement
Price. $3,100 00
Reason for condemnation. Trustees counteroffered with $7,000 00, however, could not get before congregation before project deadline Condemnation is requested in order not to delay construction of project. Zoned R-12, used as a church

35 Project: Monroe Road Widening
Owner(s). Leo E Gaudreau and wife, Olivia Gaudreau and any other parties of interest
Property address: 7727 Monroe Road
Property to be condemned. 827.54 sq. ft. (.018 ac) plus temporary construction easement.
Price. $2,600 00
Reason for condemnation Property owners have not accepted the City's offer since they feels the loss of trees that buffer the house will cause substantial loss of privacy and diminish the property values

36 Project. NC Hwy 51 Widening - Phase III
Owner(s) Butterfly Seven, Ltd, Inc , and any other parties of interest
Address of Property. Northwest corner, Pineville-Matthews Road at Rea Road
Property to be condemned. 430 square feet (0 010 ac) plus 92 square feet (0 002 ac) of permanent drainage easement and 4,683 square feet (0 108 ac) of temporary construction easement.
Price $3,100 00
Reason for condemnation Property owner signed option but refused to sign releases at closing that would transfer a clear title Legal has recommended condemnation to avoid delaying construction on project Property is zoned R-15 and used as residential

***** ****** ******

APPOINTMENTS TO BOARDS AND COMMISSION

34 Adoption of a motion to recess the meeting for the purpose of going into executive session to consider the qualifications of the following nominees and to cast ballots making the appointments in accordance with G S 143-318 11

The City Clerk will announce the results of the balloting when the meeting is reconvened

A Charlotte-Mecklenburg Art Commission- The following nominations have been made for one three-year term

a) Daphne Dwyer, nominated by Councilmember Patterson
b) Esther Page Hill, nominated by Councilmember Dannelly
c) Brenda Noel, nominated by Councilmember Scarborough
d) James Brucki, nominated by Councilmember S Campbell

Attachment No 10

B Certified Development Corporation - The following nominations have been made for one position in the Business Organizations category, for an unexpired term ending April 30, 1991

a) Warren Linde, Jr , nominated by Councilmember S Campbell
b) Todd Johnson, nominated by Councilmember Vinroot

Attachment No 11

C. Historic District Commission - The following nominations have been made for the appointment of a Dilworth Resident/Owner for a three-year term.

a) Kirk D Williams, nominated by Councilmember Scarborough.
b) Roger Dahnert, nominated by Councilmember Woollen.

Attachment No. 12

D Advisory Board to the Youth Involvement Council - The following nominations have been made for two two-year terms

a) Randy Harris, nominated by Councilmember Scarborough
b) Kevin Patterson, nominated by Councilmember Clodfelter
c) David L Grier, nominated by Councilmember Dannelly
d) Frank Aycock, nominated by Councilmember Vinroot

Attachment No 13

NOMINATIONS FOR APPOINTMENT TO BOARDS AND COMMISSIONS

35. A Certified Development Corporation - One unexpired term ending April 30, 1991 Appointee is to represent a Community Organization

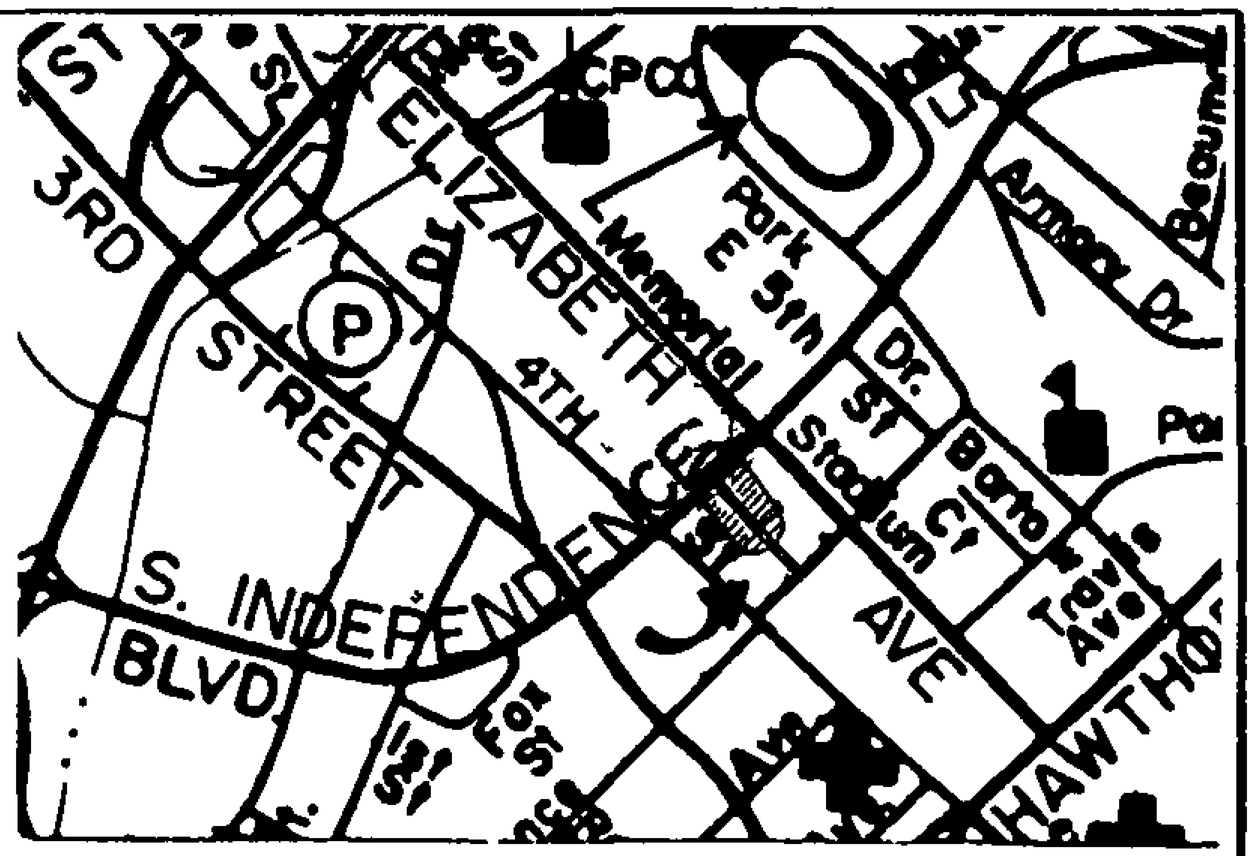
Attachment No 14

B Civil Service Board - One appointment for a three-year term Appointee must be an elector (registered voter) of the City of Charlotte The following nomination was made at the June 26th meeting, but nominations remain open·

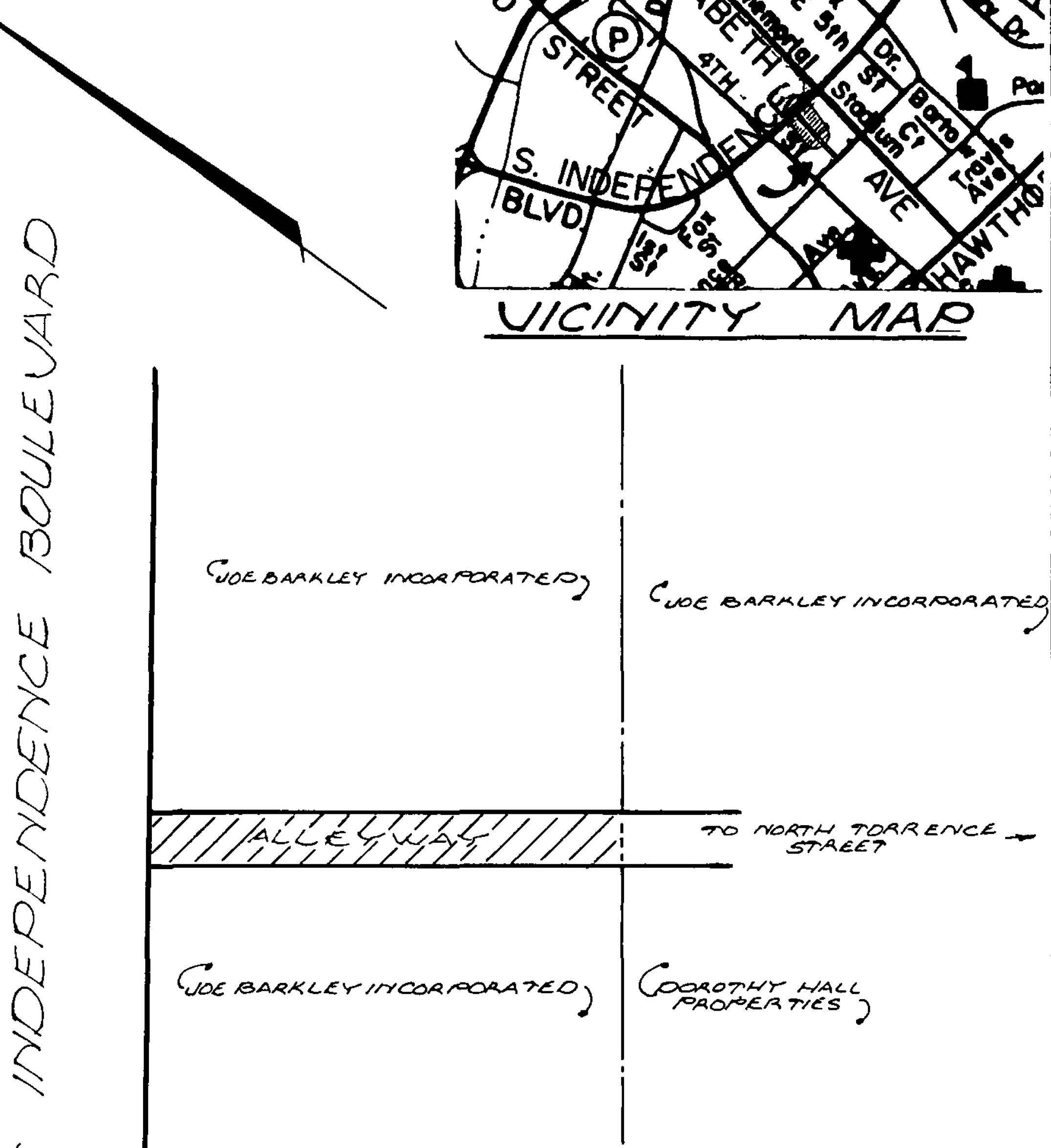
a) Regan Miller, nominated by Councilmember Clodfelter.

Attachment No 15

#1



VICINITY MAP



CHARLOTTE
ENGINEERING DEPARTMENT

REVISIONS	ABANDON A PORTION OF	JOB NO
		FILE NO
DRAWN BY CCE	AN ALLEYWAY	SHEET 1
CHECKED BY SBC		OF 1
C. Y. ENGINEER	DATE 6/5/89 SCALE NONE	

#2

DATE: May 22, 1989

PETITION NO.: 89-37

PETITIONER(S): Charlotte-Mecklenburg Planning Commission

REQUEST: Change from B-2 and O-6 to B-1, O-6, and R-9

LOCATION: Approximately 7.9 acres located on the south side of Central Avenue along Lyon Court, Morningside Drive and Ivey Drive.

ACTION: The Zoning Committee recommends that the petition be approved.

VOTE: Yeas: Lassiter, Latham, Spencer, Thomasson, and Wheeler.

Nays: None.

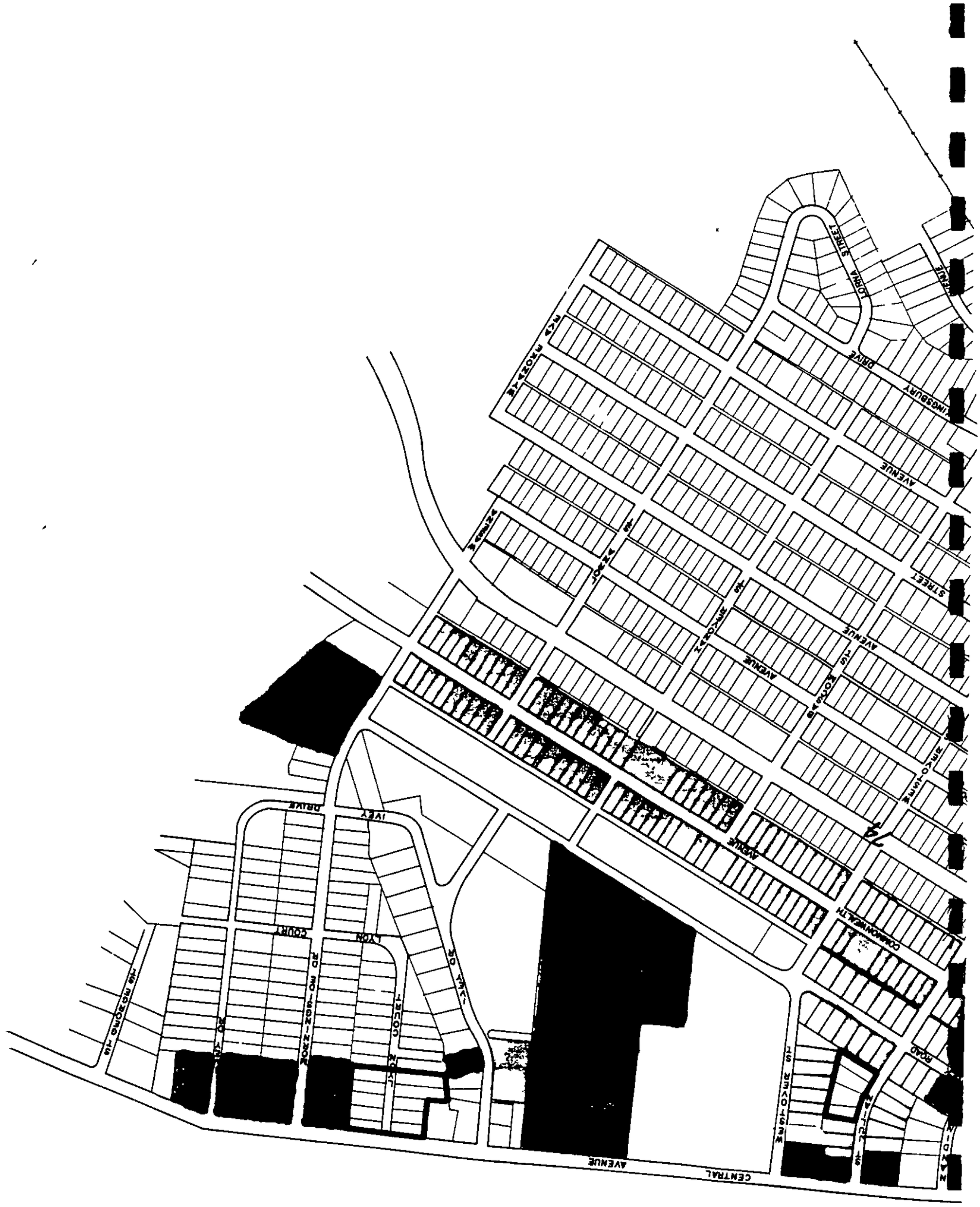
REASONS

This petition is involved with implementation of the Chantilly-Commonwealth Small Area Plan. It includes approximately 7.9 acres located south of Central Avenue along Lyon Court, Morningside Drive, and Ivey Drive. Properties included within the petition are currently zoned a combination of B-2 and O-6. The rezoning request at hand seeks B-1, O-6, and R-9. The portion of the subject property which fronts Central Avenue is petitioned for rezoning from B-2 to B-1 to establish more compatible zoning on the edge of the established neighborhood. The properties are developed with commercial, office, and residential uses.

The petition seeks a change from B-2 to O-6 for two parcels on the east side of Ivey Drive which are developed with a single family house. It also proposes a change from B-2 to O-6 for three lots on the west side of Ivey Drive, two lots on either side of Morningside Drive, and two lots on either side of Lyon Court. These lots form a strip behind the proposed B-1 lots and are presently occupied by single family uses except for the two lots on Lyon Court which contain office uses. The balance of the petition is requested for rezoning to R-9. These parcels are occupied by single family residences with the exception of one lot on Lyon Court which contains an office use. The Zoning Committee recommends approval of the petition.

STAFF OPINION

The staff agrees with the Zoning Committee recommendations.


LORNA STREET
DRIVE
AVENUE
AVENUE
AVENU

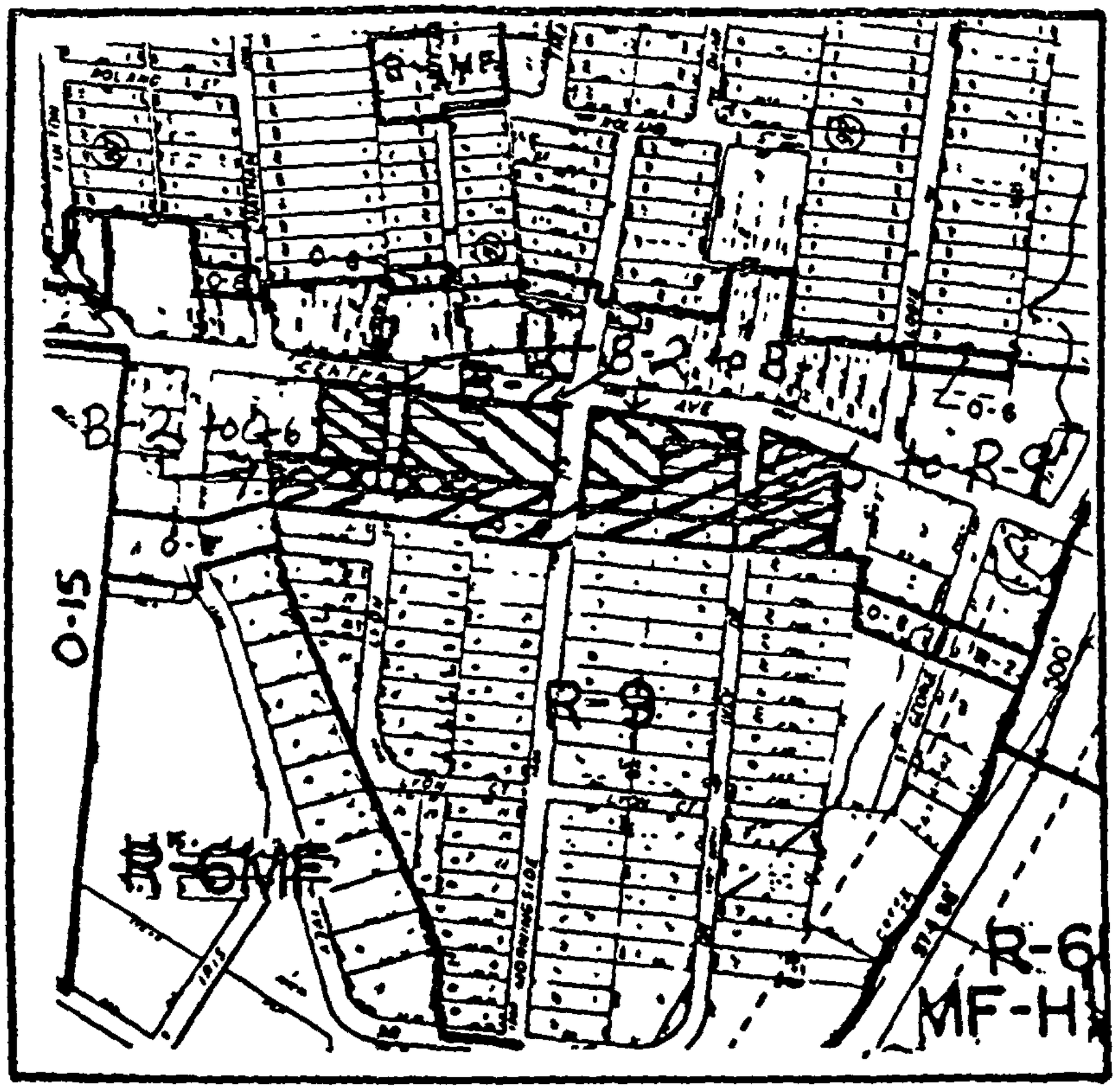
CORRECTED

PETITIONER Charlotte-Mecklenburg Planning Commission

PETITION NO. 89-37 HEARING DATE April 17, 1989

ZONING CLASSIFICATION, EXISTING B-2 & O-6 REQUESTED B-1, O-6, & R-9

LOCATION Approx. 7.984 acres located on the south side of Central Ave. along both sides of Lyon Ct., Morningside Dr. and Ivey Dr.



ZONING MAP NO. 101 SCALE 1" = 400'

PROPERTY PROPOSED FOR CHANGE

INNOVATIVE HOUSING FUND STATUS REPORT AS OF July 17, 1989

PROJECTS FUNDED	DATE APPROVED BY COUNCIL	# OF UNITS	TOTAL PROJECT COST	AMOUNT OF CITY PARTICIPATION	AMOUNT OF PRIVATE PARTICIPATION	LEVERAGE RATIO (Private to City)	CITY COST PER UNIT
Summit Avenue Second Mortgages (Homeownership)	6-23-86	24	$ 1,693,765	$ 443,765	$ 1,250,000	2.8:1	$18,490
Shalom Homes (Rehab/Sale)	11-10-86	3	N/A	64,346	0	N/A	N/A
Highland Park Feasibility Study		0	N/A	17,000	N/A	N/A	N/A
Grier Heights Economic Foundation (Foundations for relocation of houses)	7-11-88	6	N/A	85,727	0	N/A	N/A
Hoskins Mill (Private Rental Housing)	7-11-88	189	8,055,000	2,355,346	5,699,654	2.4:1	12,462
Winman Park (Private Rental Housing)	9-13-88	17	523,000	150,000	373,000	2.5:1	8,823
Habitat for Humanity (Homeownership)	9-26-88	8	276,850	52,850	224,000	4.6:1	6,600
McAlpine Terrace/Stonehaven (Private Rental Housing)	1-17-89	162	7,709,820	500,000**	7,209,820	5.2:1	9,115
Habitat for Humanity (Homeownership)	4-24-89	75	3,200,000	1,200,000*	2,000,000+	1.6:1	16,000
Saratoga Park (Private Rental Housing)	4-24-89	20	650,000	215,000	435,000	2.0:1	10,750
	SUBTOTAL	504	$22,108,435	$5,084,034	$17,191,474		
Wilmore-Neighborhood Housing Services - PROPOSED (Rehab/New Construction)		23	540,660	415,660	125,000		18,072
John Crosland Co. - Fairmarket Square - PENDING (Private Rental Housing)		60	2,653,532	1,240,405	1,413,126	1.14:1	20,673
	TOTAL	587	$25,302,627	$6,740,099	$18,729,600		

APPROPRIATIONS TO INNOVATIVE HOUSING FUND

FY86 General Revenue Sharing	$ 400,000
FY87 General Revenue Sharing	500,000
FY88 Pay-As-You-Go Capital	2,500,000
FY89 Pay-As-You-Go Capital	3,500,000
FY88 Community Development Block Grant	1,200,000*
TOTAL	$8,100,000

CURRENT FUNDS AVAILABLE IN INNOVATIVE HOUSING FUND

Total Appropriations	$8,100,000
Expenditures to Date	-$5,084,034
Subtotal	$3,015,966
Wilmore-NHS - Proposed	-$ 415,660
John Crosland Co. - Pending	-$1,240,405
Total	$1,359,901

**City subsidy required after construction: 1st Year Maximum $300,000 - Yearly Maximum $275,000

#2

#4

Mr J. Campbell asked Mr White if he had any replies to the productivity study committees which he will be presenting?

Mr White stated they would send to Council a brief report, or review from the Committee's point of view and would clarify and list some questions- tell them what they plan to work on and also suggest that Council needs to make some decisions. That is the part that is heavy

The Mayor suggested that everyone on Council read the reports and mark things they want to bring up so they can save some time by being prepared ahead of time.

The vote was taken on the motion and carried unanimously.

* * * * * * *

RETROACTIVE SEPARATION ALLOWANCE BENEFITS FOR POLICE OFFICERS, APPROVED.

Councilmember Patterson stated she had called Assistant City Manager, Don Steger about the actual number of people who will be impacted, who have 30 years of experience, and are less than 62 years old so they could put to rest once and for all the discussion of who else this might impact There are 12 to 13 at the most

[Motion was made by Councilmember Patterson, seconded by Councilmember]
[Scarborough, to give those people the separation allowance]

Johnny Helms, 14700 Pleasant Hill Road, stated he was a retired Police Officer with the Charlotte Police Department, and he would like to introduce Council to 13 men with about 400 years of Police service that made it happen. He stated they tried to contact everyone to let them know how they felt about this. He read in the agenda that several retired Police Officers had approached the City about making this fund retroactive to their retirement in early 1986. He stated this is not true - they never said it or even thought it. What they are saying is start them out when everyone else started out. They got their thirty years and they did not know this was going to take place. This is a social security supplement, not retirement.

Mr. Helms stated he did not know who City staff was as he has never talked to them, but somehow they have gotten bad information as to these officers going back and picking up everybody. At first they wanted to use him and a couple guys who retired in January and February 1986, but their point is, they built their 30 years and even if they went out in 1984 or 1985, they have got 30 years so include them because they have paid their dues.

Councilmember Matthews stated he does not quite understand the total of what they have been asked to do and he does believe there is a considerable difference between what the gentlemen are asking for and what staff is assuming or presenting. He stated he recalls some numbers and asked if those figures were not retroactive to the time of the passage of the act?

Councilmember Patterson stated you have to have two things in order to get this supplement. It is a social security supplement and it is for people who are under 62 years age and have at least 30 years of service. According to Mr. Steger, almost nobody has been hired and trained and is on the street as a Police Officer in this City under 20 or 21 years of age. If you add up all the numbers, there would only be people from about 1978 to present who could fall into this category of having the two requirements - 30 years service and be under 62 years of age now. When Mr. Steger checked into this, there were only this group of men and it is retroactive for them. They are all at this point in time under 62 years of age, however, some are very near going over 62.

Ms. Patterson stated she considered this as a fairness issue and was concerned, based on staff's original information to Council, that there might be hundreds of these people out there. Further investigation proved that there were not even 30 of them.

mpl

Mr. Matthews stated he was not sure how he feels about this, and when he gets his questions answered he will have to make up his own mind real quick. The retroactive portion is back to the date of the act in 1986 and that is the only retroactive pay that is included. He is concerned about the number of the people involved.

City Manager, Wendell White stated the total they are dealing with now is apparently 43 people and that is costing the City $350,000 each year, not including these.

Ms. Patterson asked if those are the people they were already paying this for, to which the Manager replied that is right.

Mr. White stated he is merely saying that there are that many who came in under it. It is their feeling and it was well known that the City as, well as other cities across the State, was opposed to this because of the impact on local budget. As far as he knows everyone knew that. Certainly some of the City's officers were lobbing for this and had been. It was an individual decision to decide to wait, or go ahead and retire. There is nothing to prevent others from coming to Council and saying "why not go back to when the state officers were receiving this", which would not be large numbers, but it is an unknown number.

Ms Patterson asked if that was a different category than what they were looking at, to which Mr. White stated it is the same principle. State officers were included with this kind of provision a few years before the City's officers were able to get this through to affect them. The only magic about this, is what this group is asking for - they have earned their time based on when this became effective for the local officers. There could be argument made that there are others who have put in their 30 years beforehand, and why should not they receive that supplement that others have done and that these officers will.

Mr. Matthews stated what you are saying is that they may logically or illogically come back and say they want the retroactive pay from the time they retired until the time they are 62 because, in effect, they are making something special which brings him to another question. How does this relate or tie into the other employees program? They are talking fairness and he wants to be fair across the board. He does not know if it has repercussions wider outside the Police Force or do they have similar situations which could occur within the general employees?

Mr. White stated the action already taken is making a special case for this professional group. Whether or not they might argue that other groups of employees should get similar benefits - he does not think would be justified, but on the issue of fairness, depending on who you are and what your work is - others might argue that.

Councilmember Clodfelter asked if there are any other situations where the law changed and some folks found themselves in a gap?

Mr. White stated he does not consider that they have found themselves in a gap period.

Mr. Clodfelter stated this group considers they have found themselves in the gap period and asked if there were any other City employees who could consider themselves in a comparable position because of a change of the law?

Mr. White stated .... retirees whom he would think would.

Mr. Clodfelter asked, who were affected by this law?

(Mr. White's response was not on the tape.)

Mr. Clodfelter stated he thought it only affected law enforcement officers, to which Mr. White replied it does, but that is not the thrust of Mr. Matthews question. The question as he understood it, are there other employees who would feel this is special compared to them?

mpl

Mr. Matthews stated that is basically his question and in fact that they may have a basis of law to base that on.

Mr White stated he does not think there would be that kind of a basis

Councilmember Vinroot asked if anyone would tell him how much money they were talking about giving these 13 men who range in 0 years to 62 to 7 years to 62 by his calculations. How much they are talking about spending over how many years at $53,000 per year - does anyone have the total figure they are talking about committing if they vote for this?

Don Steger, Assistant City Manager stated the figures they have calculated on the formula, (which is 008 of one percent, times the average of their last four years of service, times the number of years of service they have with the department), the back pay for those 13 the 2 years, (1987 and 1988) would equal $154,500. The continuing amount, which is the current amount for this year and the succeeding years was estimated at $60,000 per year

Mr. Vinroot asked for how many years, to which Mr. Steger stated he did not figure the years. The department figured the years, but he does not have those numbers with him. That would depend on the age of the youngest member in the group and he does not have that information The longest anyone in this group could possibly get this would be for 9 years which is the estimate he made using the figures the department gave him. Logically, if you just look at the group, and he knows many of them, some of them would fall out of this system as they became 62 and some will become 62 before others will.

Mr. Vinroot stated it sounds like $154,000 for sure and $60,000 times 9 or less. They are talking about roughly half million to 3/4 of a million and probably less than that. The issue is not that it seems to him. He stated he has a problem with Johnny's position and he believes this is also the Manager's point. It is simply one they have to decide they are willing to face. The position taken by Don Steger, and he assumes the Chief of Police, makes him feel like it is not the City's responsibility. It was well publicized, and people were making conscious decisions to retire and gambling that this might or might not be available. He assumes, if he understands it correctly, it had not been passed previously by the legislature and there was some feeling that it would not pass again So many folks went ahead and made their retirement decisions, perhaps gambling that it wouldn't happen this time. Well, it did happen. The legislature did adopt it and within months of Johnny's and perhaps other's retirement this benefit was available. The Council can cure that by voting for this and it may cost the City half-million over the next 7 years. There are bound to be other decisions made by other governments with respect to retirement benefits. There are bound to be other employees, whether they be firemen, policemen or staff or City Council members, who would come and say they retired just two or three months before some government made those benefits available. If they had stayed three more months, they would have been better off. He asked if they wished to create the precedent which this creates to basically say that they did care enough about these 13 policemen at this time to do it, and they certainly do care about them Therefore, they will have a difficult time deciding that they too will be responsible for those notch officers or firemen or staff people at some future time. He believes that is the concern, and that is almost persuasive with him. That concerns him enough to vote against what they are being asked to do as much as he thinks of Johnny and the other people.

Councilmember Dannelly stated he does not see anywhere in the State statute where any other person would be eligible. This was made for local law enforcement officers and was made only for them. These 13 happen to be notch officers and there are no more because if there were any before them, they would already be 62 or without 30 years of service. Certainly, there are no more to come after them except those already identified. This would be the end because there are no new laws to include anyone else at this point.

mpl

Mr. Vinroot stated surely there will be, at some point in time, someone who will enhance retirement benefits, whether it is the federal government and social security or the State government. There will be some enhancements somewhere down the road and there will be people who will retire before their retirement, date who are denied those enhancements because they retired two months earlier, whether it is this specific type officer or specific type benefit or not.

Mr Dannelly stated he agrees and that is a supposition that may or may not happen. It would then be the duty of the sitting Council at that time to make that decision, not this Council at this time

Councilmember Rousso stated he would support the retroactive benefits. It is very difficult for him to comprehend that these officers would have retired earlier if they had known what the ramifications would be. If they had fully known that, they would have delayed their retirement He believes it is a matter of fairness that they extent this to these officers. It is not forever and he hopes these officers live to be 99 years old. It is unfortunate that they have this. They have to worry about these things and agonize over them, but he feels it is just fair that they pass this.

Councilmember Scarborough stated with reference to the statement that other Councils would have to deal with this, this Council is digging up rules that previous Councils made so why are they worrying about what another Council is going to do. They bring up issues every day that former Councils have already dealt with so that point to her is just mute.

Mr Matthews stated he was still struggling with the fairness issue. He does not see it as a fairness issue. This came about because the State law said this be done, and the law specifically said for people who retire on or after a certain date. Had the intent of the law been to cover all retired police officers, it would have included that. If they are thinking these are unfairly excluded from the law, then they are second guessing the law, and perhaps that issue was debated, and probably was and did not get included. Somebody has got to say something different from what he has heard to convince him that it is a fairness issue In the face of the fact that staff has over and over taken the position that there should have been, and probably was, adequate information, and notification and discussion within the department to have alerted these people. There were 6 people who retired in 1986, one who retired in May 1986 with the law in the State House being debated. Even if you were going to apply it to people within three months or six months of the effective date of the law, that might be more fair than just simply applying it as a blanket to everybody who retired from the system. He really does not see this is a fairness issue and is almost wishing someone would say something that would convince him.

Mr. Clodfelter stated he was still trying to understand and perhaps talking out loud helps so the Council can tell him if his words are making sense. As he has read the State law it looks like the intent was to say that if you are over 55 and you have got more than 30 years when you retire, they want you to have the benefit of the supplemental social security payment, just as if you were already 62. Folks who were already 62 when they retired get this so he is not worrying about those. The State was trying to say to officers who were over 55 when they retired and have this long period of service, they wanted them to be in the same position as the folks who are 62 and have the same benefit. That was their intent and they did that, but when they picked the effective date, they wanted to make people who were 62 and over 55, but not yet 62 in the same position. When they did that, by picking the effective date, they left 13 people out of being in the same position. He understands what they were trying to do when they put the statute together, but 13 people fell through the cracks, otherwise everybody would have been on the same footing because of the effective date. There can only be 13 people and he can see a fairness issue in that and he is persuaded by that.

Mr. Clodfelter stated he did not know how to speculate other change in other laws at other times because he needs to wait and see what the facts are on those, how they all fit together and what the package is like, whether someone was unintentionally left out, or whether they were intentionally left out. He cannot decide or speculate about another situation down the road, but he is persuaded that there is a fairness issue here and will support the motion

Mayor Myrick stated she agrees with Mr Clodfelter

Mr Matthews stated if they do this, he feels they need to understand that it is not something they are doing to correct the law, but something that is a local gesture which has nothing to do with the law. That is something that still divides him as it might relate, not necessarily to other people getting caught in it, but it relates to other employees and somehow there is not a balance there.

The vote was taken on the motion and carried as follows

YEAS Councilmembers S. Campbell, Clodfelter, Dannelly, Fenning, Patterson, Rousso and Scarborough.
NAYS Councilmembers J Campbell, Matthews, Vinroot and Woollen.

* * * * * * *

ALTERNATE B ALIGNMENT AND SCHEDULE FOR IDLEWILD ROAD/IDLEWILD ROAD NORTH INTERSECTION IMPROVEMENT PROJECT, APPROVED.

Warren B. Rogers, Jr., 4336 Idlewild Road North, stated he was there to speak in support of the recommendation to Council for Alternate B of the alignment which is the alignment for the widening on the west side of the street. He stated he would be the most damaged homeowner if the street were widened on the east side which is Alternate A. It is his basic believe that in this type of project, it is more than just curbs and gutters, sidewalks and alignments There are things behind the sidewalks such as homes and neighbors and friends, therefore he believes a project of this type should get on site inspection prior to putting lines on paper If an on site inspection had been conducted, they would have seen that the sidewalk would be approximately 22 feet from his front door Prior to the Council meeting convening, which was a long time ago, he paced it and 25 feet is approximately the distance from where he is standing to Mayor Myrick's desk. That is how close his house would be to the street. In addition to that the sidewalk is two feet higher than his porch so he would have a gully. For reference to what this looks like on a street, if you will look at Independence Boulevard where Pecan crosses and you see the houses sitting right on the street. That is what he is talking about here. The 12 trees in his front yard which are used for shade and sound abatement would be gone. There would not be enough room to replace these trees because behind the side walk, Duke Power Company has a 7200 volt power line and there is not enough room between the right-of-way required for the power line and the front of his house to replace trees.

Mr. Rogers stated an on site inspection would have also shown on the east side the extensive landscape plantings at Meadowdale Lane would all be gone. These are crepe myrtles, holly, juniper and red tips. He got an estimate that it would take over $10,000 to replace these plantings which would be gone and no provision to restore them. The traffic noise from the projected 44,000 cars per day would be about 25 feet from his handicapped daughter's bedroom which would make it impossible for her to live there. The safety of cars that close without any trees as barriers would make it too unsafe to live there. He stated he had lived in this neighborhood for 15 years and has lived on this site for 12 years. The house is exactly where he wanted it and provides what he wanted in preparing for the time when his daughter would be surviving him when he would have to provide a place for someone to come in and care for her.

Mr. Rogers stated either alignment yields a safe street. The cost are equal within a margin of error. The traffic flow into and out of he church will be impacted the same fashion regardless of which option is selected,

area. Reservations to use this space will be through the Parks and Recreation Department.

Charlotte Outdoor Adventure Center

Charlotte Outdoor Adventure Center

Charlotte Outdoor Adventure Center has been leasing the basement of the main building, training tower, and surrounding grounds for its self-confidence and team building training program. Their present program will continue in the basement, tower and surrounding grounds. Their lease is for 3,522 square feet at $3.00 per square foot for an annual rental of $10,566 payable at $880.50 on the 1st of each month. This lease has been signed by their organization.

Metrolina Native American Association

Metrolina Native American Association

The Metrolina Native American Association proposes to lease the first floor for office and display area and will function as an Urban Indian Center. The Center will be dedicated to increase knowledge and preservation of the Native American Culture. Their desire is to lease the 4,500 square feet at $1.00 per year. It is the Parks Advisory Board and staff's recommendation that the fair economic rent be applied which is $5.00 per square foot for an annual rental of $22,500 payable at $1,875 on the first of each month. The first floor has seen very little use during the last several years and will need some repairs to the heating, plumbing, and electrical systems. Repairs and renovations would be approved in advance by the Director of the Parks and Recreation Department, and all approved improvements would be credited toward the lease payments. Their lease hasn't been executed by them at this time.

Funds There will be no cost to the City.

Clearances Parks and Recreation Department; Parks Advisory Board; Engineering Department.

21. **Recommend adoption of a budget ordinance for $312,102 for retroactive separation allowance benefits for retired police officers.**

Separation Allowance Benefits On April 24, 1989, Council considered a request to grant separation allowance benefits to police officers who retired prior to the State legislature mandating a separation allowance for

police officers who retired on or after January 1, 1987 with 30 years of service or had five years of service and had reached the age of 55. The separation allowance is calculated by a formula which multiplies the officer's number of years of service by his base salary at the time of retirement by .0085. The separation allowance is paid from the date of the officer's retirement until he either reaches the age of 62 and is eligible for social security benefits or dies.

Benefits Extended

The initial request covered only officers who retired in 1986, the year the separation allowance was under consideration. At that time the cost of making the benefit retroactive to January, 1986 was estimated at $173,680 for back pay and $53,500 per year thereafter. During the discussion of the issue, Council expressed the intent of extending the benefit to all officers who had retired with 30 years of service but who had not reached the age of 62 by January 1, 1987 when the law became effective.

Two Groups Eligible

Given those parameters, two groups of officers eligible for all or part of the benefit have been identified. There are 22 officers who retired with 30 years of service who have not yet reached the age of 62 and would be eligible for both back pay and monthly benefits. There are an additional nine officers who are now 62 but who had not reached that age when the law became effective. They would receive no monthly payments but Council may wish to consider back pay for the period between January 1, 1987 and the 62nd birthday of these officers (Benefit information is attached).

Budget Ordinance

Adoption of a budget ordinance for $312,102 covers the retroactive separation allowance benefits for the 22 officers who have met all of the eligibility requirements for the benefit and are still under 62 years of age. This amount will cover the back pay for the period between January 1, 1987 through June 30, 1989. The monthly separation allowance for these 22 officers is $10,762.14 per month or $129,145.44 per year.

There are an additional nine officers who met the eligibility criteria for the separation allowance at the time it became effective but who have now reached the age of 62. If Council elects to give these officers retroactive benefits from the time

the separation allowance became effective until the time they reached age 62, the cost would be $50,484.09. Monthly benefit payments in FY90 will be made from the Police Department Operating Budget.

All of these costs are contingent upon the Local Government Retirement System's verification of the years of creditable service for each affected officer.

Funds FY89 General Fund Contingency (Balance $324,644).

Clearances The Police Department, Budget and Evaluation, and the City Manager's Office have reviewed this request.

Attachment No. 18

* * * * * * * * *

The City Attorney advises that agenda items no. 22 through 37 may be considered in one motion. However, any member of Council may request that an item be divided and voted on separately.

* * * * * * * * *

BUDGET ORDINANCE/AGREEMENT

22. A. Recommend adoption of a budget ordinance for $4,800,000.00 for the construction, surveying, inspection, testing and landscaping of Westinghouse Boulevard Extension from Old Nations Ford Road to South Boulevard.

B. Recommend approval of an agreement for construction surveying services with Concord Engineering and Survey, Inc. of Concord, North Carolina for 112,600.00.

Budget Ordinance Adoption of the budget ordinance will provide funds for:

Construction surveying.....$ 112,600.00
(Concord Engineering and Surveying, Inc.)

Officers eligible for monthly Separation Allowance and back pay

Officer	Monthly Rate	Annual Rate	Back Pay Thru 6/89
Officer #1	356 05	$ 4,272 60	$ 10,325 45
Officer #2	340 20	4,082 40	9,865 80
Officer #3	353 28	4,239 36	10,245 12
Officer #4	382 90	4,594 80	11 104 10
Officer #5	530 98	6,371 76	15,398 42
Officer #6	509 18	6,110.16	14,766 22
Officer #7	477 00	5,724 00	13,833 00
Officer #8	317 27	3,807 24	9,200 83
Officer #9	489 72	5,876 64	14,201 88
Officer #10	429.30	5,151 60	12,449 70
Officer #11	448 22	5,378 64	12,998.38
Officer #12	604.92	7,259 04	17,542 68
Officer #13	548 87	6,586 44	15,917 23
Officer #14	508 28	6,099 36	14,740 12
Officer #15	492 90	5,914 80	14,294 10
Officer #16	649 37	7,792 44	18,831 73
Officer #17	701.05	8,412 60	20,330 45
Officer #18	560 39	6,724 44	16,251 31
Officer #19	469 05	5,628 60	13,602.45
Officer #20	656 28	7,875.36	19,032.12
Officer #21	318 00	3.816 00	9,222 00
Officer #22	618 93	7,427.16	17,948 97

Total Monthly	$ 10,762 14
Total Annual	$ 129,145 44
Total Back Pay	$ 312,102 06

Officers who were eligible for the Separation Allowance in January, 1987 but who have now reached the age of 62

Officer	# of Months	Approx /Amt of Back Pay
Officer #1	18 Months	$ 9,942 30
Officer #2	5 Months	2,896 00
Officer #3	18 Months	5,760 18
Officer #4	5 Months	1,373 90
Officer #5	11 Months	5,552 14
Officer #6	24 Months	12,719 76
Officer #7	8 Months	3,828 00
Officer #8	3 Months	1,080 06
Officer #9	25 Months	7,331.75
	Total Back Pay	$50,484 09

DISCUSSION REGARDING RETROACTIVE SEPARATION ALLOWANCE BENEFITS FOR RETIRED POLICE OFFICERS.

[Motion was made by Councilmember Dannelly, seconded by Councilmember]
[Clodfelter, to adopt the proposed budget ordinance.]

Johnny Helms, 14700 Pleasant Hill Road, stated he wanted to thank the Council for their consideration in the April 24 Meeting. He stated he had briefly seen the report put out by the City Manager and feels it is a terrific report. He just ask Council to vote their conscious.

Councilmember Matthews asked if this includes the additional 9 officers?

Councilmember Vinroot stated there is an extra $50,000 item which he does not believe is covered by the heading. He believes the budget ordinance is for $312,102 and these additional 9 costs another $50,000 so it is roughly $362,000. The question is, does the motion include the $362,000.

Councilmember J. Campbell stated the agenda material states this $324,644 will come out of the contingency fund and asked if that is before or after.

Budget Director Vi Alexander answered from the audience and could not be picked up on the tape.

Mr. Clodfelter stated he would suggest that they vote on this as two pieces, first the ratification of the action they took on April 24 and then the extension of it to 9 additional officers which they did not vote up or down on the 24th.

[Motion was made by Councilmember Clodfelter, seconded by Councilmember]
[Patterson, to approve the $312,102.]

Mr. Matthews stated he voted against this to start with and has no reason to vote for it now because he does not think it is an equity issue which it was presented to be. He believes the addition of the 9 officers which ties to it is evidence that you can continue this as far as you want to. It is just as equitable to go all the way back and pick out any officer who retired before they were 62 and pay them - no matter how far back you go.

Mr. Vinroot stated he agrees with Mr. Matthews.

The vote was taken on the motion to approve the $312,102 and was recorded as follows:

YEAS: Councilmembers S. Campbell, Clodfelter, Dannelly, Patterson and Scarborough.
NAYS: Councilmembers J. Campbell, Fenning, Matthews, Vinroot and Woollen.

The vote ended in a tie, therefore it will be brought back at a later meeting.

[Motion was made by Councilmember Clodfelter, seconded by Councilmember]
[Patterson, and carried unanimously to defer the question regarding the]
[nine additional officers.]

Mr. Vinroot stated he felt the whole matter was going to be deferred.

Mr. Clodfelter stated he had just made the motion to ratify what they did on April 24 and did not pick up the nine additional officers.

5A EXHIBIT 1

Request for Council Action

Charlotte

To the City Council

From the City Manager

Action Requested Request City Council at its May 11, 1987 meeting to determine if the City should participate in the development of a business incubator. If yes, choose an option: (A) negotiate the development of a business incubator with the West Trade-Beatties Ford Area Merchants Association or (B) develop the business incubator using the Request for Proposal process.

Responsible Department Community Development

This request should be organized according to the following categories Background, Explanation of Request, Source of Funding, Clearances, Bibliography.

BACKGROUND: The incubator concept was formulated as early as 1979 and since that time has experienced much growth. Its primary goal is to help fledgling businesses get started by offering centralized services and other advantages not readily available in traditional business facilities. Some of the services provided by an incubator are:

A. Below market rent;
B. Management technical and financial assistance;
C. Shared secretarial, clerical, physical labor services;
D. Moral support, business from other occupants;
E. Employee training, placement service.

Incubators are designed to shelter young enterprises, providing support services and low overhead until they are ready to go out on their own. Although an estimated 70% of small businesses fail in their first five years, studies suggest a 70% success rate for firms launched from incubators. It is a national consensus that most future economic growth will come from small businesses thereby making incubators and other small business-oriented programs major job generators. Some of the types of businesses attracted to an incubator are light manufacturing, trucking, specialty foods, software, artists, signmaking, woodworking, building maintenance, and other service-oriented professions.

The West Trade Beatties Ford Area Merchants Association (Merchants Association) has proposed to develop a business incubator and presented its proposal to City Council at the public hearing on the use of Community Development Block Grant Funds at West Mecklenburg High School on April 9, 1987. The Merchants Association's Business Incubator is projected as a single story structure of 19,240 gross square feet.

(A)

APPROVED BY CITY COUNCIL
MAY 11 1987

Pat Sharkey
City Clerk

For Office Use Only

Date Submitted May 4, 1987

Agenda Date Requested May 11, 1987

Consequences if Agenda Date is Delayed or Action is Deferred unable to proceed with development of the business incubator.

Contact Person for Questions from the City Manager's Office J. W. Walton, Director

Authorized by _____
Department Head

Approved by _____
Assistant City Manager

List Attachments

The entrance and service area comprises approximately 2,100 square feet and is located in the center of the building. Two parallel wings extend symmetrically from the core area and constitute the 14,240 square feet which can be leased to prospective tenants/entrepreneurs. Of the 14,240 square feet of net leasable area, approximately 10,000 is allocated to offices ranging from 200-300 square feet and approximately 4,240 is allocated to light manufacturing and assembly.

The amenities provided in the central area include; conference rooms, a lunch area, reception area, library, and a computer room. Moreover, the incubator will provide the following basic services which will be charged to tenants on a per unit basis or included in the base rent:

* Reception - included in base rent
* Mail delivery - included in base rent
* Telephone answering $50.00 per month
* Copying $.08 per copy
* Typing $3.00 per page
* Postage/Federal Express - per item
* Public Relations - included in base rent
* Technical assistance - included in base rent

Utilities, maintenance, security, and trash pickup are also included in the rent.

The facility will provide a full-time manager for operational purposes and to link the entrepreneur with technical assistance comprised of educational and service agencies. In addition, commitments for $55,000 of in-kind contributions have been received; $25,000 in accounting services from Arthur Anderson and Company, CPA, and $30,000 as technical and management assistance from Johnson C. Smith University.

The Merchants Association is proposing to purchase a 2.6 acre City-owned tract of land for the Incubator Center with a market value of $170,000. This site is located near the intersection of Statesville Road and Graham Street in the Greenville Redevelopment Area. If Council approves the incubator development and decides to negotiate its development with the Merchants Association, a request for approval of the land sale will be made at a later date.

The Merchants Association has estimated the total cost of the incubator will be $955,000. In addition to land and construction costs of $775,000, it is projected that $180,000 will be needed to purchase furniture, fixtures, and equipment and provide $100,000 in working capital for the first four to five years of operation.

If the City should decide to negotiate the incubator development with the Merchants Association, it will be requested to allocate $400,000 to assist in construction and will be requested to sell the land in the Greenville Redevelopment Area at a cost of $170,000. It is anticipiated that the City will take back a mortgage in this amount and repayment will be a function of ability to pay.

In addition to the $400,000 requested from the City, the Merchants Association is applying for a grant from the North Carolina Technological Development Association in the amount of $235,000.

The sources and uses of funds are as follows:

SOURCES		USES	
City (land)	$170,000	Land	$170,000
City (construction)	400,000	Building	550,000
Private donation	150,000	Contribution	55,000
State Grant	235,000	FF&E	80,000
		Working Capital	100,000
Total	$955,000		$955,000

The amount of the City's financial participation may, in whole or in part, be secured by a first Deed of Trust on the land and building which has a projected cost of $720,000.00. There will be more than ample security for the amount of the City's participation.

Repayment of any funds advanced by the City would be based on the Merchants Association's ability to repay from rental income generated. It is estimated that the incubator should reach 80% occupancy in the fourth year. This is considered to be the break even point with some possible repayment beginning in the fifth year of operation.

Negotiation of this development with the Merchants Association will assist the City in accomplishing the following objectives:

a. Establish a success-oriented environment and provide technical management assistance to new and existing businesses;

b. Create job opportunities. Based upon the square footage of the building and number of businesses expected to occupy the facility, at least 40 jobs should be created;

c. Increase actual tax revenues collected by the City.

Estimated taxes (Real estate)	$9,660.00
Current taxes	-0-
Increase per year	9,660.00

Should the City decide to participate in the development of a business incubator but not negotiate only with the Merchants Association, Community Development Department staff could request proposals for the development of an incubator project. This process which includes preparing proposals, advertising for developers, receipt of Request for Proposals by City staff, developer interviews, developer selection, an advertised notice of a public hearing, and the actual public hearing/developer designation by City Council will take approximately four months.

EXPLANATION OF REQUEST: Request City Council to determine if the City should participate in the development of a business incubator. If yes, choose an option: (A) negotiate the development of a business incubator with the West Trade-Beatties Ford Area Merchants Association or (B) develop the business incubator using the Request for Proposal process.

SOURCE OF FUNDING: Development and Revitalization Loan Fund

CLEARANCES: Community Development staff, Economic Development Review Committee, and Roger Frankhoff of the National Development Council

BIBLIOGRAPHY: Copies of the West Trade-Beatties Ford Area Merchants Association Incubator Proposal are available in the Community Development Department. Also available is general information about the advantages and disadvantages of the incubator concept.

5B EXHIBIT 2

Mr Leeper stated the discussion has really been helpful for him and he will support the motion He stated he voted against taking Carmel Road off and at the time the staff came to Council there were three routes which were proposed in that particular area, Carmel, Johnston and Park Road and basically they had neighborhood opposition to extending Carmel Road and the Council in its wisdom decided to take it off

He stated what bothered him the most on this was staff's concern about the additional traffic on US 521 that would ultimately go on NC 51 and possibly at some point in time cause a problem at the interchange. He stated Mr. Finger helped him work through this process He would like to make US 521 the kind of route that would carry that traffic directly through because it is the corridor that should be handling the number of cars they are talking about rather than a minor thoroughfare particularly through a substantially developed neighborhood. On the basis that they have an alternative and it will cause some additional problems on a road that is designed to carry this kind of traffic, he will support the motion. He supports the motion with a caveat that says the Transportation and Thoroughfare Plan is very important and he will review each one on the basis of whether it is going to have a significant impact on carrying traffic and help to reach their goal of at least accommodating the traffic to the degree they can, and balance that with trying to preserve neighborhoods to the degree they can.

The vote was taken on the motion and carried as follows

YEAS Councilmembers Fenning, Hammond, Leeper, P. Patterson, Rousso and Trosch.
NAYS Councilmembers Dannelly, Matthews, C. Patterson, Vinroot and Woollen.

MEETING RECESSED AND RECONVENED.

The meeting was recessed at 10 00 p.m. and reconvened at 10 10 p.m.

CITY PARTICIPATION IN THE DEVELOPMENT OF A BUSINESS INCUBATOR, (A) NEGOTIATE THE DEVELOPMENT OF A BUSINESS INCUBATOR WITH THE WEST TRADE-BEATTIES FORD ROAD AREA MERCHANTS ASSOCIATION OR (B) DEVELOP THE BUSINESS INCUBATOR USING THE REQUEST FOR PROPOSAL PROCESS.

[Motion was made by Councilmember Dannelly, seconded by Councilmember C]
[Patterson, to choose Option A.]

Councilmember Vinroot stated the only thing he finds new about the way it is listed in the agenda is that they might do it in some sort of an RFP process. He stated he had not heard any discussion on Option B, but assumes there is some reason for suggesting that as an alternative. He stated that everyone knows that the West Trade-Beatties Ford Road Merchants Association has been the mother of this all along He asked staff if there was some reason for suggesting Option B?

City Manager Wendell White stated they could have Option C also in case they did not want to do A or B, but B is there simply to indicate that if there was anything about the proposal that caused concerns, they could open it up and ask for proposals and they might get one that would do more for the community than this would.

Mr Vinroot asked what the tradeoff would be and what would they lose if they take Option B?

Councilmember Leeper stated the difference in this and the Performing Arts Center is that they had a group to study the Performing Arts Center, but this is a proposal that someone is bringing to Council and Council has not had anything to do with originating it.

Mr Vinroot stated he understand that, but what are the costs of Option B as opposed to Option A?

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Mr. Leeper stated the cost is the time frame. The people have initiated efforts with people in the private sector who are going to be involved with it and with the State who is considering a possible grant All of them are working on a critical time frame that may impact on whether they get some of the other funds or not The most important thing is that the City has developed economic development as a very key ingredient which they want to do for this year and he if by some indication that they are not inclined to support something like this, it may impact on whether the other funding sources would be willing to support it.

Robert L. Davis, Jr., 1925 Arnold Drive, stated he was Chairman of the Charlotte-Mecklenburg Black Political Caucus and would like for Council to endorse the incubator idea. He stated the West Trade Street/Beatties Ford Merchants Association presented the caucus with an update on Project Incubator at a recent meeting. They were highly impressed with the unique creative business venture and the caucus went on record endorsing Project Incubator and he urged Council to do the same.

Nasif R. Majeed, 5401 Rupert Lane, stated the West Trade/Beatties Ford Road Area Merchants Association appreciates the opportunity to speak before Council as they make their final decision on the incubator proposal He stated they have worked with Bob Hinson in Economic Development and the Community Development staff on this project. Over the past two years they have ironed out many obstacles in this process. He stated they will continue to work with staff to overcome any weaknesses which may be perceived by Council. He believes the selection of an Executive Director is critical to the success of this project and it will take a lot of careful consideration by the board of directors and that is why two board positions be filled by City Council members He feels this will facilitate continuity of information and input in the decision making process. He stated Council's approval of this is imperative less they risk losing their State funding source which is essential for the success of this project. A deferred vote will imply that this is not considered a viable proposition or priority by the Council. The Citizens Forum designed Project Catalyst to promote economic and community revitalization in the northwest. The business incubator's role in this development is considered a critical element in the revitalization process. This business incubator will realize success because it has the support of the area business and community leadership. He stated if Council is truly committed to helping the northwest communities become more self sufficient, economically viable and job and revenue generating with a renewed spirit of pride and hope they will vote yes.

Mr. Vinroot asked Mr. Majeed if he had an aversion to Option B and if so why?

Mr. Majeed stated he would not consider Option B at this point with the guidelines and restrictions and with the kind of in depth study they have done on it. He feels that would not be the best way to get the type of effect they want and get the maximum utilization of the tax dollar.

Mr. Vinroot stated he does not understand that because Mr. Majeed's proposal may be the only proposal they get, but there may be two others which would be competitive and are better and can do more for the community that he wants to serve. He does not understand how that would be a problem.

Mr. Majeed stated that holding up the project now will create a problem with the NCDTA which is a very critical consideration at this time. If the process could have been moved back a week it would have been better.

Councilmember P. Patterson stated she had some questions about this when it came to Council originally because they do have another business incubator It is interesting to her that when they did the study with the Chamber any kind of an incubator was something that was not considered. They have one in existence that came out of a coalition with some business developers in the community and UNCC and now they have another one. Because they meet different needs they are both in targeted areas where they want to encourage reuse of land and economic development. She feels this is a very important concept and believes it has been well thought through. She stated she had talked with the Executive Director of the other incubator and he has given some expertise to these people in getting organized, looking for other

sources of income and grants, etc. While they might get another better idea she feels this is one they should move forward with.

Councilmember Trosch stated she was very concerned about who they help in economic development and feels the entire Council is concerned about that. She does not feel there is enough public money to go around to help those already on the economic ladder before they help those who the market does not help. Her first priority in economic development is for folks who would not have a chance in the regular play of the market forces. She stated one of her concerns is at what point do they know who they benefit. This is not as much an industrial or small industry kind incubator as it is small offices to help people get started as she sees it.

Getchel Caldwell, 100 Beatties Ford Road, stated he was part of the incubator committee and they are looking at small office spaces, but on the same hand, they are looking at light industrial space also. It is a mixture, primary 70/30 meaning 70 percent light office and 30 percent light industrial.

Ms. Trosch asked if just anyone would be able to go in - a small business person or a professional and have one of these? She feels everyone just starting out would like to have low rent, but she feels it has to have a greater public meaning to her.

Mr Caldwell stated they had given a lot of thought to the selection process and when they presented this to Council originally, that was one of their concerns. He stated in the proposal they submitted to the North Carolina Technological Development Authority, they spoke very frankly about the selection process - a process that would try to target people who are going into business who would not go into business without the support system. They also want to get people who would have some commitment to locate their business along the northwest corridor in terms of trying to revitalize the impact on the economic situation in that sector of the City. When they look at selecting persons for the incubator, it is not all interested come and participate by no means. There has to be a criteria developed where in people will have to meet that criteria and a selection committee composed which will be an outgrowth of the board of directors will make the decision. They will look for people who will locate in that area and who do not have the support system in place that other business persons might have.

Ms. Trosch asked at what point does Council have an ability to say they concur or do not concur with the people who are targeted? That obviously something has been sent to the North Carolina Technological Authority which Council does not have. It seems it is an incubator for anyone except that someday there will be a group to select and that is too squashy for her.

Mr. Caldwell presented to Council additional information which they had not seen previously.

Ms. Trosch stated she was concerned that Council does not have that kind of data when something gets on the agenda. This is almost half million dollars of public money on their part and she wants to know where it is going.

Mr. Caldwell stated they forwarded the same thing to Council that they sent to the North Carolina Technological Authority.

Ms. Trosch asked if the information Mr. Caldwell just handed to Council was the same thing they received earlier, to which he said no, this was additional information. Ms. Trosch stated she read what she received earlier. Mr. Caldwell stated this was the 3rd package they should have received.

Ms. Trosch asked if the criteria was linked to Council's approval? She wants to be sure what they are approving.

Mr White stated Council would be indicating by their action if they concurred in the proposal that they are generally in agreement with this and it would authorize the Manager's staff to negotiate with the West Trade/Beatties Ford Area Merchants Association on Council's behalf. He stated if Council has serious questions about this they should not do it, or if they want to see what else is available perhaps they should not do it. He stated if this is in keeping with what they are trying to do, then he would suggest they

proceed and they would answer some of the questions in negotiations He stated the people who would finally make the decision on who would be the tenants would be the Board of Directors.

Ms Trosch asked if would be on criteria, to which Mr. White replied no

Mr White stated the Board would establish the criteria which would have to be acceptable to staff and to Council

Ms Trosch stated she wanted to know that there is a step in here and they are not saying - she feels there is a lot of value in the group that had the initiative to do this and in the fact that it has a broader group who has a bigger vision, but she also needs to know that there is going to be some specificity in negotiations that they are going to make sure it meets the criteria in the new economic development policy and those things which are important before the money is distributed. She asked Mr White if he was assuring her that that is what occurs in the negotiation process?

Mr. White stated part of the concern is the amount they are talking about and in fact what they have been talking about in terms of policies His own feeling is that this sort of thing is in the spirit of what Council has said they wanted to do. To say this specifically gets it, he does not want to go that far right now.

Ms. Trosch stated she was confused as to what the Manager's recommendation is or is not to the Council on this proposal and is confused as to what criteria will be applied. She feels she is getting mixed messages because the amount is a problem, but not really a problem. She would like to know professional what the Manager is saying about the proposal that is before them

Councilmember Dannelly stated he needs an interruption of something that is in the agenda and is not trying to block the answer. He understands what Ms Trosch is asking - they had three alternatives and the motion he made was for staff to negotiate. Whatever the concerns are and whenever they come, that is what the staff does, negotiate it in or come back to Council with something. He stated he was not worried about that as long as the Manager knows their concerns because he knows how to negotiate it.

Mr. White stated the staff has taken this matter on the behalf of Council for quite a distance so they qualify that for Council in order that they will know they have other alternatives if they want to pursue them. In fairness to this group, what has been described is accurate - they have been working and he believes it is in harmony with what the Council has been trying to accomplish. He pointed out in the agenda what the negotiations would be based on.

Ms. Trosch asked who the job opportunities would be for, to which Mr White stated they were trying to help businesses that probably could not get started without coaching and without some assistance on the site. Ms. Trosch asked if the emphases would be on minorities, locations and people that income wise do not have a support system.

Mr. White stated it would be those in minorities, or women or even others who would not normally have a chance to start a business without this kind of coaching and assistance.

Ms. Trosch asked if there would be a certain period of time and then it would come back before Council. Mr. White stated anything they wanted could come back to Council.

Mr. Caldwell stated the proposal indicated that the length of time a business would have in the incubator is in line with the policy established by the North Carolina Technological Development Authority. That time frame is two years - you have to graduate within the two years after you are accepted.

Councilmember C. Patterson stated that she first heard about this idea about two years ago from Mr. Majeed. He was very excited about an idea for something like and not long after that he sent her a draft an idea and it was really rough. It had a lot of holes in it and she talked to Bob Hinson about it and he begin to meet with Mr. Majeed and some of his groups and what they

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have structured is a way to to set up the incubator that includes City Council people, people from the Chamber and some of the merchants as a board that will then establish certain criteria. She stated their basic goals meet what they are trying to do - they are trying to target folks who would not be offered an opportunity through SBA or any other way to get into business for themselves They are targeting economic development in a corridor where Council really wants economic development, for folks who will plan to establish their business in that corridor. There is a direct link back into the project catalyst task force which is where she first got involved with the whole thing. The important thing is that they are trying to establish a board that will help them through experience, and who will have some other contact in the community outside the West Trade Street Merchants Association. They have leaned heavily on City staff to learn how to move this forward and the criteria which Council can also make input to it.

Ms. Patterson stated she feels very positive about this and if they do not move forward the project cannot move forward without help from both the Council and the State. The State will probably be reluctant if Council has implied they do not feel that this is not what they want. She feels this is exactly what they want and the specificity needs to comes from the Board of Directors which cannot be created until Council approves the incubator That right now they are between a rock and a hard place. Council is asking for specificity and they are saying they need a Board of Directors before they can give specificity, and right now they do not have anything to have a Board of Directors of. She stated she had talked to Bob Hinson Again and he feels this is exactly what Council wants.

Mayor Gantt asked Mr. Majeed if he had heard anything from the North Carolina Technological Development Association and what were their response to the request for assistance?

Mr. Majeed stated they had indicated that they were waiting on Council's decision. He sent some additional information to them last Friday and they have not made a decision as of yet. Based on the briefing to NCTDA Selection Committee the two cities they are competing with (Dunn and High Point), he feels Charlotte was much more attractive. He believes they have not made a decision because there are some incompletes as far as questions about those particular proposals. He feels they are in a good position to get funded.

Mayor Gantt asked what happens if they do not get funded and Mr. Majeed stated they go to the November cycle.

Mr. Vinroot asked if the City Manager had a preference between A and B, to which Mr. White stated he did not, but J. Walton has worked with this group and he would probably prefer that they move forward with this.

Mr. White stated he wants to make sure that Council realizes that this was not the only alternative they have and it is a considerable amount of money, but he has no reservations about it at this point.

Mr. Caldwell stated they would be in objection to the RFP process because the persons involved in this whole effort are broad. They have involvement from business persons that have invested in the community and already own existing businesses and are wanting to look at the economic health of the westside corridor. They have also the involvement of an educational institution which is very needed for the success of an incubator as it relates to the kinds of technical assistance that will be needed for its success.

Mr Vinroot stated he does not want to debate it all night and if there is something to be lost with time he understands that, but he really does not understand how anyone would object to winning something through a competitive process and therefore legitimizing the validity of that particular suggestion as opposed to simply coming in without any competitive process and winning it by default.

Louise Sellers, 118 Martin Street, stated she was appalled because the Mayor made the statement that he had three speakers and asked the Councilmembers to listen to the speakers comments before making their comments, but they went on and made their comments anyway

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She stated it had been a pleasure working with J. Walton and his staff and thanked them for appointing Mr. Walton as director of Community Development

Ms. Sellers stated they know the incubator needs project catalyst and project catalyst needs the incubator They need to support each other She stated that 70 percent of small businesses fail within five years and 70 percent succeeds after been launched by an incubator. She stated she could use herself as an example in her shall business, for the past four years they have struggled trying to get ahead and with the help of people from the incubator she feels a lot of businesses such as hers could succeed

Councilmember Fenning stated there is a statement in the agenda which says "repayment of any funds advanced by the City would be based on the Merchants Association ability to repay from rental income generated and this would probably start in the fifth year" She asked if there was any definite amount on this as this seems to be a lot of money to have such a general statement made about repayment.

Roger Frankoff, Director National Development Counsel, stated they have pro forma which is based on some preliminary numbers and in the fifth year they start off with a base rate of $8 00 per square foot and that continues for four years, then they have an increase of $9.25 in the fifth year. That even with that it takes the four years of leasing up from 25 percent occupancy to 80 percent for the project to break even. If there is debt service that will be burdened onto the project in addition to that then that increase will have to be passed on in the form of rents. They want to give the tenants some period of time to become stable to get up to their break even point and then they can readjust it based on the occupancy and what the market rate ends up being. There is a number of fine tuning adjustments that need to be made relative to staff and whether there is an executive director and a number of costs that come in.

Councilmember Hammond stated she will support this without an RFP because she believes this has been under development for quite a long time It is special because it is grass roots effort. It is supported by the active business leaders from the area and has been developed by them. She feels if they put out an RFP at this time the length of time it would take to give anyone else a shot at developing a competitive proposal would be unrealistic and would jeopardize their chance of moving ahead. She stated this is in the pipeline and she is comfortable with going ahead like it is, however, a general comment that somewhat contradicts that on economic development and their role it in.

She feels they are blundering into setting aside a pot of money and then waiting to see who comes and ask for it - be it loans, grants or whatever and she feels this is probably a mistake. She sees this later on in the economic loan proposals which she does not have a problem with themselves, but has a problem with the process. If they have a pot of money from whatever source which they can allocate to economic development activities, they should be saying what do they want to accomplish with that money and then they should be writing RFP's or whatever is necessary to get interest from the private sector to respond for the public purposes they have identified, not that other people are coming in and asking for money to accomplish.

Going back to the whole economic development approach, they are not setting the rules, but are in a reactionary position and she does not feel that is a real good way to make sure they are getting the most out of those economic dollars.

Councilmember Matthews stated he is interpreting this that Council will have an opportunity to say yes or no after the negotiations, to which Mr White replied yes.

Councilmember Woollen stated she agrees with Ms. Hammond and has felt that same way and she will support this only because she feels the leadership in that community has spent a lot of time and they want people in the community to feel like everyone has an opportunity at a business. She stated she has some real problems with things that are not spelled out because so many times they trap themselves into an ongoing role of supporting something they do not

have a grip on. She feels like it is a leap in faith, but for this particular area, who has done some very hard work on this, she will support it but wants it to be contingent that they do get the other money.

She asked if the board members would receive compensation, to which Mr. Caldwell state no by no means. Ms. Woollen stated there is no interest mentioned with regards to the ability to repay rental generated and asked if there was no interest to be accumulated?

Mr. Walton stated whether they charged interest or not would depend upon whether the cash flow and the net operating income and they will be projecting that out If the project can support interest cost they will be charging and if it cannot they will not. That Council will have an opportunity to vote on that when they come back to them.

Mr. Woollen stated this was one of those things she feels if you do not say it up front it never happens. She asked if the equipment list is all new equipment and do they assume that they spend $83,000 to start off with. This is not to say that she does not want this to be right, but when you start out on a shoe string, and feels the City would be saying to support the people who needs a start - that is the public purpose and she does not see that those payments on expensive equipment is going to get a return for the City very soon.

Mayor Gantt stated he feels the majority is going to support the non-RFP proposal and that is good. He commended the community, and the business leaders, both in the community and outside who are supporting it He feels the concerns expressed by Council are legitimate which has to do with raising the level of expectation which he is very concerned about. When they put dollars into something they all want it to be successful. If you asked the question what is an incubator, it is a place to hatch millionaires. They actually form businesses in the community that will stay in the community that will cause the dollars to turn over to generate true economic development. That is his bottom line and what he would like staff to take into the negotiations when they start talking what is going to happen.

He stated that incubators are working in Charlotte right now and the West Morehead Street area is an interesting example of that. The development on Cedar Street is another example. They are flexible space and if he had any criticism of what they are doing it would be that they are not building in enough flexibility to accommodate any and every kind of thing that may want to happen. They may be setting up an accountant's office, an architect's office and there may be some real legitimate concern as to whether those businesses could not start on their own in other places, but even if they could not there is a lot of good reason to suggest an incubator which ties the occupant to some commitment to locating in our community, even if it is five more doctors, or a pharmacist It will be important to that community because of the ability to generate that turn over of the dollar that will create jobs.

He stated to the Manager, that while the message coming from staff was mixed and not quite enthusiastic, hopefully the message they are getting to night is that the Council is interested in this, do want a little more specificity, for him more flexibility and the bottom line is that they want to generate businesses that will make money and create jobs in that area.

The vote was taken on the motion and carried unanimously.

RESOLUTION ENDORSING CONSTRUCTION OF A HIGH OCCUPANCY VEHICLE LANE IN THE MEDIAN OF THE STATES'S US 74 FREEWAY/EXPRESSWAY PROJECT, AND AUTHORIZE THE CITY MANAGER TO APPLY FOR A SECTION 3 CAPITAL ASSISTANCE GRANT FROM THE URBAN MASS TRANSPORTATION ADMINISTRATION AND THE NCDOT TO FUND THIS PROJECT.

[Motion was made by Councilmember P. Patterson seconded by Councilmember]
[Dannelly, and carried unanimously, to adopt the subject resolution]

The resolution is recorded in full in Resolution Book 23, at Page 301.

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#6

NHS WILMORE CONTRACT HISTORY

NHS Wilmore Contract History

On February 11, 1985, City Council approved a $35,000 planning contract with the Neighborhood Housing Services of Charlotte, Inc. (NHS) for the development of a NHS program in the Wilmore neighborhood. In the contract, the City made a commitment to provide up to $100,000 per year for three years.

Since 1986, City Council has approved three contracts with Neighborhood Housing Services totaling $300,000 to provide housing rehabilitation loans, down payment assistance, exterior house painting and beautification projects in the Wilmore neighborhood for low and moderate income families. The last contract expired on January 31, 1989. During the past three years, the Wilmore NHS has assisted 98 units with City funds which exceeds their contracted amount. This includes the following projects completed to date:

Rehabilitation Loans	17
Down payment Assistance	8
Acquisition, Rehab & Resale	5
Exterior Painting	15
Interior Painting	9
Winterization	34
Landscaping	10
	98

7A

Addendum to Request For Council Action

Project Cost

Construction of Building	$1,600,000

Source of Funds

First Union National Bank	$1,100,000
City DARF Loan	250,000
Delta Medical Properties, Inc.	250,000
	$1,600,000

(First Union's loan is contingent upon approval of the City's loan)

Terms of Loans

1) First Union National Bank
   Rate - Prime Rate + 1%
   Term - 5 years

2) City of Charlote
   Rate - 6%
   Term - 5 years

Security

1) First Union National Bank - a) first deed of trust on the new real estate
   b) personal guarantys by:
      Kenneth L. Holt
      Michael J. Bruce
      Dr. Stan Vermillion
      Dr. Edward Friedland

The Economic Development Revolving Loan Fund Committee determined that the City would be adequately secured on the City loan with a security interest in the real estate as follows:

Total Cost	$ 1,600,000	
First Union Loan	<1,100,000>	
City Loan	<250,000>	
	$ 250,000	Excess value over cost for City security

The personal guarantys of the four principals of Delta Medical Properties, Inc. will also provide adequate collateral for the City's loan.

Public Purpose of Delta Medical Loan

The West Morehead Street site location was chosen by the developer because it provides easy access from two interstate highways as well as the beltway and downtown area and because of the large concentration of dialysis patients on Charlotte's west side.

The City loan was determined as an appropriate action due to the findings of the public purpose review by the Planning Department as follows:

The request as submitted by Delta Medical, Inc. falls within the Development and Revitalization Loan Policy framework by:

1) Creating 60 new jobs to be available to persons residing in the Pocket of Poverty and in the Wilkinson Boulevard area. This would be in keeping with the public purpose statement within the Policy Framework by benefiting low income, unemployed, and underemployed persons, while also providing an opportunity for upward mobility;

2) Being consistent with the general reinvestment strategies outlined in the 2005 Generalized Land Plan; and

3) Promoting revitalization efforts in an area targeted by public policy (The Pocket of Poverty and the Wilkinson Boulevard Special Project Plan).

The applicant, Delta Medical Properties, Inc., is offering 60 new jobs for the City loan. A representative from the Employment and Training Department has met with the applicant and determined that the potential jobs presented in this proposal offer low/moderate income persons good job wages and a better than average chance of job upward mobility due to the nature and demand for the type of jobs created by the project. The City loan would create one new job for each $4,166 in City funds. The city's loan legally requires the borrower to hire at least the number of persons specified in the loan application. A Hiring Schedule is attached to the City's loan agreement as part of the legal documentation for closing the loan.

To qualify as a "permanent hire", an individual must be both a resident of the economic development assisted area and have income certified as low to moderate according to definitions under the Community Development Block Grant Program. For CDBG, an individual is considered to be of low income only if he or she is a member of a household whose income would qualify as low or moderate income under the most current Section 8 Housing Assistance Payments Program. Applicants must be certified as to income level by the City's Employment and Training Department.

The required hiring of low to moderate income persons is completed before the expiration of the Promissory Note or as prescribed. The borrower agrees to provide the city with affidavits, payable vouchers, tax documents or other evidence adequate to establish that the hiring obligation has been fulfilled within 90 days of each hire.

If the borrower fails to fulfill the hiring obligation, which is stated in the Loan Agreement, he will be in default, and the City must declare the Note to be due and payable.

The new jobs to be created are:

Position	Hourly Rate	Year 1	2	3	4	5
Nurse	$10.50 - $17.00	4	6	7	10	12
Tech/Lab	7.00 - 10.00	4	4	6	8	10
Bio/Med Tech	8.50 - 12.50	2	2	3	4	5
Medical Office Asst.	7.00 - 9.50	2	2	3	3	4
Driver	6.00 - 8.00	1	1	2	3	3
Billing Clerk	6.50 - 9.50	2	2	3	5	6
Adm. Asst.	8.00 - 12.00	2	2	2	3	4
Recpt.	5.50 - 7.00	1	1	2	2	2
Transcription	3.50 - 10.00	1	1	2	2	2
Secretary	8.50 - 10.50	1	3	3	4	4
Dietician	12.00 - 18.50	1	1	2	2	2
Social Worker	11.00 - 15.00	1	1	2	2	3
Warehouse/Other	5.50 - 8.50	1	2	3	3	3
						60

7C

DEVELOPMENT AND REVITALIZATION FUND (DARF)

Purpose: To provide public resources to invest in partnerships for the purpose of promoting economic development in four approved redevelopment areas (Beatties Ford Road, Wilkinson Boulevard, South Boulevard, and West Morehead Street) and the Pocket of Poverty when such partnerships do not incur a negative long-term liability on tax dollars and when such partnerships directly benefit one of the following targeted groups:

- Low income, unemployed, or underemployed county residents;
- Minority and/or women small business enterprises;
- Unique of indigenous enterprises which have significant economic value to the community.

Primary Objectives:

- To create jobs which have the potential for upward mobility, and for adequate pay which allows an individual or family to become self-sustaining;
- To promote revitalization efforts in areas targeted by public policy to include but not be limited to:
  1) Enterprise areas from the 2005 Plan
  2) The Pocket of Poverty;
  3) Approved area plans which include a commercial focus.
- To promote the development of projects which support redirection of growth policies;
- To retain a unique or indigenous enterprise;
- To participate in the funding of business projects that offer a significant number of employment opportunities.

General Policies:

- The City seeks to finance a business project based on the following financing mix:
  1) 50% from a private lender (banks, savings and loan, etc.)
  2) 40% from the City
  3) 10% from the applicant
- The interest rate is negotiable from 3% to 9% based on ability to repay.
- The term is negotiable based on need and ability to repay.
- The City requires a clear demonstration that "But For" the DARF loan, the project could not take place.

*"But For" is a term that is taken from the Urban Development Action Grant (UDAG), a federally funded program that is intended to assist cities in developing new jobs and an increased tax base. It must be clearly demonstrated that "But For" the DARF funds the project could not be <u>financed</u>. In other words a financial gap exists, i.e.:

Financing Gap

Project size	$800,000
Debt capacity	- 600,000
Financing Gap	$200,000

Financial assistance with favorable terms is needed from the City for $200,000 in order for the project to be feasible.

Eligible Activities/Applicants:

- Acquisition of real property;
- Construction, rehabilitation, or installation of:
  1) Commercial or industrial buildings and structures;
  2) Equipment and fixtures which are part of the real estate;
  3) Commercial industrial property improvements.
- Applicant must meet at least one of the following:
  1) Either operate or want to operate a business in an area eligible for assistance;
  2) Live in an area eligible for assistance and either operate or want to operate a business outside the eligible area;
  3) Operate a business located close enough to provide services and jobs to low and moderate income citizens living in eligible areas;
  4) Create jobs that pay adequate wages and offer upward mobility and advancement.

Source of Funding: A total of $3 million was allocated by City Council from Urban Development Action Grant repayment funds for use in promoting economic development in four redevelopment areas and the Pocket of Poverty. Urban Development Action Grant funds are allocated from the Federal government.

Clearances: The Policy Framework for this program was approved by City Council on June 8, 1987.

Economic Development Review Committee* which is made up of several City department directors, the Economic Development Revolving Loan Fund Committee, and City Council approvals are required.

*The Economic Development Review Committee is comprised of the following departments: Budget & Evaluation, Finance, City Manager's Office, Planning, Employment & Training, Community Development, and Economic Development.

JUN 20 1989
OFFICE OF BUDGET
AND EVALUATION

PUBLIC HOUSING CRIME PREVENTION PROGRAM EVALUATION:
A Response

Overall the evaluation was fairly positive and constructive, in spite of the press statements Although, the staff review feels that the staff does a good job overall, they did find several exceptions and findings which need to be addressed As with every evaluation or review, there are often differences in perceptions and interpretations which give rise to issues and criticisms which are not jointly shared Below is our response to each of the exceptions and findings

A The following exceptions to the overall performance were found

1 **We transferred staff without full approval from the City.** We moved a coordinator from Piedmont Courts to help at Earle Village when crime rates had fallen significantly at Piedmont Courts and we had persistent crime and personnel problems at Earle Village At the same time, we moved staff to Dalton Village to combat a rising crime rate there Although these changes were discussed and deemed reasonable, we did not obtain the formal written amendments which were required This was an oversight on our part and any adjustments in the future will be handled according to the contract.

2 **Work beyond the scope of the contract.** This has been referred to by some as having our staff engage in maintenance work In reality, the evaluation states that the investigation revealed that the "staff was engaged in routine managerial support, including responding to resident's complaints of litter and unsightly trash, abandoned cars, etc. In addition, Crime Prevention staff took applications for housing at the Housing Authority's main office for a two-week period in May, 1989" The evaluation argued that this was an amendment to the contract but no formal amendment was made

Our view is that the staff's role in investigating complaints concerning trash and litter and abandoned cars does fall within their role definition The job descriptions for the staff requires them to "Keep the manager informed of any problems or conditions which might affect the quality of life in the community" Crime prevention, from a community crime prevention perspective, begins with pride in the community and environment, a taking control of that environment. If the environment is enjoyable and positive, people will take control and not let foreign elements degrade that environment

In addition, many times the trash is caused by drug dealers and users hanging in an area, by investigating those complaints they surreptitiously obtain information concerning those activities Moreover, trash and litter around a house or apartment are often good indicators of illegal activities or similar behavior within the unit. Similarly, abandoned cars become hiding places for drugs and other illicit activities Staff have discovered stolen cars and have assisted in preventing crime by engaging in these activities Staff have also accompanied managers on home visits and inspections in order to discuss crime prevention while they have the opportunity These activities are consistent with community crime prevention and encourage a strong positive relationship between residents, staff and management.

We viewed the activities of staff associated with the recent application process as that of informing potential new residents of the Authority's efforts to control crime and the programs we offer. It was designed to let them know about the Safe Neighborhood Awareness Program before they became residents Of course, they did help families complete their applications and we understand the concern If this is viewed as outside their contracted role with the city, then we will not permit such activities in the future.

3 **Reporting.** Two criticisms were made 1) Reimbursement requests for expenditures have not occurred quarterly as required by the contract -- On May 22, 1989 the received

a request for the period from October, 1988 through March, 1989 2) Monthly status reports have not been received for Calendar 1989

A Quarterly Status Report was submitted with the applications for funding in April, 1989, in lieu of the monthly reporting as we had in the previous year We agree with the criticism and will submit quarterly budget requests and status reports as suggested in the report.

Personnel turnover in the Accounting Department caused the quarterly request for reimbursement to be overlooked at the first of the year We feel that by combining the Status Report with the Financial Reimbursement Report and Request, such oversights will be avoided in the future

B Major Findings:

1) Time Sheets Staff do not fill out time sheets in the field, however, they do keep a daily log of their activities and call into the Central Office when they arrive or leave Time Sheets are kept by the Main Office to insure accuracy of reporting and are checked against the daily activity log if discrepancies arise and for auditing purposes We feel this is the most accurate method for recording actual time working by staff since they often lack direct supervision from management staff in the developments The impression that they do not keep time sheets of any type is erroneous and should not be considered a significant finding

2) Reports Submitted by Staff

a) One criticism was that the staff does not have a written set of personnel procedures However, the staff is governed by the same personnel procedures as is the Authority Staff and this was not mentioned by the report. Each staff person has been given a copy of these policies and several staff meetings have been spent going over these policies This is an erroneous finding

b) A second criticism was that the staff did not fully adhere to the reporting procedures in their manuals The staff review only spoke with two of the on site coordinators at two sites The longest conversation was with a staff person who is on probation for poor job performance based on our annual personnel evaluations completed in April, 1989 We are aware of some problems in reporting and have taken actions to correct it over the past several months However, we would appreciate more concrete examples of failures to complete reports in order that we may take corrective actions if other deficiencies have been found

c) There are implications of poor supervision in the report. These implications are inappropriate in our mind The Field Coordinator, a retired police officer, has been working closely with the residents who serve as staff to improve their reporting and insure adequate job performance He spends at least one day per week with the staff in the field and reviews their paper work regularly.

3 Compilation of Crime Statistics

The report suggests that the police department should be more active in compiling crime data rather than leaving it up to the Authority staff. This would help us tremendously However, we will still need to pull police reports in order to insure that we are following up on all incidents which occur in our developments. Moreover, we compile statistics regarding whether or not the victims and offenders live in the developments where the incidents occur and whether or not they are actually on the lease. In addition, we compile statistics on the number of persons using Authority addresses who are suspects

or victims of crime outside of the public housing neighborhoods where they say they live These additional statistics cannot be compiled by the police department and are vital to our efforts to control crime in our neighborhoods

4 Relations between the Police Department and the Program

The report suggests that the police need to take a more active role in the crime prevention program at all levels This is something which we have been requesting since the beginning of the program It is, of course, important to recognize that we already enjoy full support from the Adam 1 Team and Crime Prevention in Earle Village Charlie 2 and Crime Prevention are active along with Vice in Piedmont Courts Adam 2 and Crime Prevention have supported activities in Dalton Village and Piedmont Courts

From an administrative level, we enjoy very positive relations with all divisions in the Police Department. Vice, Investigations, Patrol and Crime Prevention actively communicate with the program and staff In spite of this, the relationship can be stronger and more effective

5 Identity of the Crime Prevention Program

The report expressed concern over the name changes which have occurred The Safe Neighborhood Awareness Program emerged after a workshop with residents in which the "SNAP" theme was suggested by the residents themselves We continue to use Resident Safety and Crime Prevention interchangeably, but are trying to push the SNAP logo since residents have expressed more comfort with that logo We have no difficulty maintaining the Crime Prevention title if that is view as more effective from the Council

C Recommendations

1 **Redefinition of the scope of the program to correspond to the format used in the City's Budget Program**

We have no problem with this recommendation If fact, it may assist us in formulating staff reports more accurately

2 **Strict enforcement of the terms of the contract.**

We agree with the intent of this recommendation

3 **The Police Computer should be Programmed to Identify Reports in Public Housing**

We agree with and support the intent of this recommendation, however, it will not eliminate the need for the Crime Prevention Records Clerk to sort through all incidents at the Police Department without additional expense to the Police Department. It is more economical to retain the current practice until an economical alternative is available

4 **Crime Statistics should be Compiled by the Police Department**

We fully agree with this recommendation We have long argued that our data is subject to error due to the difficulties in searching through the reports on a daily basis There are problems, however, in identifying those incidents which actually occur in the developments and those which do not. There are significant errors in the coding of census tract and sub-census tract information on the police computer and many of these

boundaries do not correspond to the public housing boundaries Thus, while we are in agreement with the recommendation, we fear that the collection of adequate crime statistics by the Police Department will be more costly and as inaccurate as the data the Authority currently collects and publishes

5 **Evaluation of the Job Performance of the Crime Prevention Staff**

We have an elaborate evaluation system for employees which we feel is adequate On the other hand, we welcome and will conduct periodic internal audits of office procedures and practices to help staff improve their practices

6 **The Role of the Crime Prevention Staff**

We feel that the role of the staff is clear and that they perform an adequate service for the community We will retain the Public Housing Crime Prevention Program as the primary name but feel that the SNAP logo is important because "Crime Prevention is a SNAP if the community is fully involved"

There also appears to be some confusion over the nature of our program activities and how they relate to crime prevention It must be remembered that the unique and fundamental approach to crime prevention practiced by this program is community crime prevention and not the traditional approaches to crime prevention found within police departments Victim assistance deters crime because traditionally the offenders have been able to intimidate victims and witnesses in low income areas such that they would not appear in court or come forward as witnesses, effective crime prevention in low-income, high crime neighborhoods must overcome that intimidation and fear Job training and referral help crime prevention because it is people without adequate employment who are committing offenses against those who are employed within these communities, people with a stake in the society and community are less likely to commit criminal acts than are those excluded from it.

These issues arise because of a confusion between traditional law enforcement based crime prevention and community crime prevention after which this program is modeled The most complete explanations of our goals and strategies is found in our original proposal submitted on May 24 1984 and in a follow up letter to Wendell White dated June 20, 1984 These documents are attached

The Staff Report concludes that the report is the result of a condensed four-day study jointly conducted by the Budget and Evaluation Department and the Charlotte Police Department. It involved brief interviews with a most, but not all, of the staff The impressions obtained from these brief interviews served, then, as a basis for the above findings In spite of the exceptions and findings, the program has been recommended for continuation funding because the program is successful and the staff is devoted to working within their communities We hope future reports will provide a more extensive review of the program, rather than the condensed capsulation found in this report

8B

EXHIBIT A

HOUSING AUTHORITY - CRIME PREVENTION
FY90 PROGRAM DESCRIPTION AND OBJECTIVES

The Housing Authority shall continue to implement crime prevention programs at the following housing developments: Piedmont Courts, Earle Village, Boulevard Homes and Dalton Village. The present staffing configuration is as follows: Two full-time Crime Prevention Coordinators at Earle Village (each Coordinator shares responsibility for Piedmont Courts and Earle Village), one full-time Crime Prevention Coordinator at Boulevard Homes, one full-time Crime Prevention Coordinator and one full-time Crime Prevention Aide at Dalton Village. A full-time Crime Prevention Program Field Coordinator and a full-time Records Clerk are located at the Housing Authority's central office with the Program's Director. In order to respond to the varying degrees of criminal activities in these four sites, the Housing Authority may transfer staff between the sites with the written consent of the City of Charlotte.

PROGRAM DESCRIPTION	FY90 BUDGET
Dispute Settlement and Mediation - The residents involved in disputes requiring Police intervention will be offered an opportunity to mediate their disagreements before a mediation panel. The panel will be composed of residents trained by the Dispute Settlement Center (Charlotte-Mecklenburg Community Relations Committee) and the Public Safety Coordinator (Dr. John Hayes).	$17,024
Victim/Witness Assistance - Resident staff persons will be trained in working with victims and witnesses. One of the chronic problems in public housing is the failure of victims and witnesses to appear in court often due to lack of transportation, lack of adequate notice, and fear of retaliation. The role of the resident staff will be to keep the victims and witnesses informed of court dates, to coordinate transportation and to refer problems and potential retaliation to the Manager, Public Safety Coordinator, and/or Police Department.	39,721
Operation I.D., Neighborhood Watch, Carrier Alert, Elderly Watch and Other Crime Prevention Strategies - The implementation of these programs will be primary objectives for all of the developments.	28,373

PROGRAM DESCRIPTION	FY90 BUDGET
Court Assistance and Diversion - In the case of youthful offenders, the staff will be trained in court assistance and diversion in an attempt to utilize existing community-based alternatives in working with juveniles and their parents. Referrals will be made to the Youth Services Bureau, the Relatives, and other prevention programs in an effort to reduce the likelihood of recidivism among juvenile offenders. Also, relations will be established with the schools to reduce truancy and behavioral problems either at school or on the buses.	5,674
Substance Abuse Intervention and Referral - Residents will be offered training in recognizing substance abuse problems and making referrals to appropriate agencies. Substance abuse education programs will be started at each site.	5,675
Employment Counseling and Referral - Resident staff will be trained in employability analysis and referral to appropriate agencies able to either assist the unemployed person overcome barriers to employment or locate adequate employment.	5,675
Information and Referral - Residents will be trained in the network of helping agencies in the community so that they may make effective referrals when working with other residents.	11,349

The approach of the Crime Prevention Program is that of developing the self-help capacity of a network of natural helpers drawn from within the participating developments. The skills of these natural helpers are enhanced through intensive training from and linkages with the network of professionals already existing in the Charlotte community. Within this framework, it is not the intent of the Crime prevention Program to duplicate services already existing in the Charlotte community; rather, the crime prevention program strengthens those programs by assisting in developing a supportive framework for those services. The residents trained in the Crime Prevention Program develop skills in intervention, outreach and referral in a variety of areas and therefore fill a gap in the service delivery system between those most in need and existing human service programs.

OBJECTIVES:

I. In an effort to decrease the incidence of crime in public housing developments, the following objectives will be addressed. These objectives will facilitate activities of the resident organizations and strengthen their role in the Crime Prevention Program.

- To maintain and enhance the building captain (Neighborhood Watch) program in each program site and have 75% of the buildings in each development represented.

- To conduct monthly meetings with resident organizations and incorporate programs, activities and information that will make residents more knowledgeable of methods to protect lives and property.

- To provide assistance to 90% of residents who have been victimized in program sites to insure they follow-up with the prosecution (i.e. warrants, court appearances and hearings).

- To design and conduct quarterly crime prevention workshops for other neighborhoods in conjunction with the Crime Prevention Unit of the Police Department.

- To provide technical assistance and support whenever activities or crime patterns emerge requiring development of concentrated crime prevention strategies in other sites.

II. In an effort to decrease the number of incidents involving residents both within and outside their development, the following objectives will be addressed:

- To develop educational/referral programs which focus on issues such as drug trafficking and abuse, alcohol trafficking and abuse, child abuse, vandalism and defensive living.

- To coordinate with the Police Department, the implementation of traditional crime prevention programs such as Operations I.D., Female Security, Home Security, Security Surveys, Child Safety and Crime Stoppers.

- Document the results/outcome of follow-up assistance provided to the victims and witnesses of crimes in at least 80% of the cases, and transmit this information to the Police Department.

III. In an effort to reduce the number of repeat neighborhood dispute calls to the Police, the following objectives will be addressed:

- To cooperate with the CRC in providing services in each of the three sites and successfully mediate 50% of the disputes targeted for referral to this program, as an alternative to court action or police intervention.

- To develop educational/referral programs on domestic violence.

IV. Maintain a database from which to develop a report on 1) the type and frequency of offenses occurring in the program sites; and 2) the number of residents arrested both within and outside the developments.

V. To submit quarterly reports on the status of objective achievements to the Charlotte Police Department and to the Budget and Evaluation Department.

#9.

Report of
Erosion Control Task Force

Introduction

On October 24, 1988, City Council voted to continue the Charlotte Erosion Control Program through June 30, 1989. The Council instructed the City Manager to appoint a task force representing the City Engineering Department, County Engineering Department, N. C. Department of Natural Resources, Mecklenburg Soil Conservation District, and the local building industry, which would work for a consensus on changes to the local City and County Erosion Control Programs. The task force met in December and February and submits this report to City Council. Included are recommendations for the administration of erosion control regulations in Charlotte-Mecklenburg.

Background

During consideration of the FY89 operating budget, City Council voted to eliminate the local Erosion Control Program and return jurisdiction to the State level. The budget was adopted with adequate funds to continue the program up to six months into the fiscal year to provide a transition period to State jurisdiction. Several representatives of the local building industry contacted Councilmembers and advised the City to maintain a local program, and in fact, indicated the industry was willing to pay higher permit fees to accomplish that. The August 22, 1988 City Council agenda included an item to continue the Charlotte Program. Several industry representatives spoke at that time and related a change of position, one of returning jurisdiction to the State level and implementing a "pilot program" proposed by Secretary of Natural Resources, Tommy Rhodes. Subsequent review of the pilot program revealed it was fraught with legal and administrative problems. On October 24, 1988, City Council adopted a budget ordinance to extend funding for the Charlotte program through June 30, 1989. This would allow time for City and County staff, State staff, the local building industry and other interests to work for a consensus on changes to the local programs.

Task Force Members

The members of the Erosion Control Task Force are: Jim Humphrey - Assistant City Engineer, Jim Schumacher - City Engineering Department, Bobby Shields - Deputy Director of Mecklenburg County Engineering, Fred Gore - County Engineering Department, Owen Furuseth - Mecklenburg County Soil and Water Conservation District, Bruce Wilson - U.S. Conservation Service, Harlan Britt - N. C. Department of Natural Resources, Wayne Harris - Building Industry, Spiro Hondros - Building Industry.

Discussion and Recommendations

The task force makes the following conclusions and recommendations:

1. Pilot Program: The "pilot program" proposed by Secretary Tommy Rhodes in August is not practical. There are several administrative problems such as identifying the qualified engineers who would receive automatic plan approval, the perceived inequity that gives some designers a competitive advantage, and a probable increase in enforcement needs. The program does not provide the "plan review" required by current local ordinances and the State model ordinance. Changes to the State model ordinance would be necessary and the Sedimentation Control Commission has indicated they are not interested in making such changes. Local Soil and Water Conservation District officials oppose the pilot program primarily because it represents a fundamental shift in regulatory philosophy from one of prevention, to one of correction.

   Recommendation: Dismiss the pilot program proposed by Secretary Tommy Rhodes and continue the local Erosion Control Programs with improved communication between the industry and administrators.

2. Communication. The building industry feels that there is a lack of information regarding "standards". They feel that the City and County regulatory staff make decisions that are inconsistent and inflexible.

   Recommendation. (a) Local administrators should provide training workshops for designers, Engineering staff and contractors. Such workshops can be funded with civil penalties collected from violations, as is done at the State level, and possibly a workshop fee. (b) Begin use of the recently published State Design Manual which provides basic standards to work from. (c) The City and County staffs should jointly produce a plan checklist for use by designers. (d) Give plan reviewers latitude emphasizing a "what will work" philosophy. It is recognized that the State manual sets a standard which should be used by the designer as a basis for the design of the erosion control measures. The task force feels that erosion control plans should be approved based on standard practices or "approved with a performance reservation". The success and failure of "experimental" measures should be evaluated and publicized. (e) Local administrators should make available a preliminary plan or sketch plan conference with the designer.

3. Level of Service: The building industry desires a high level of service in the plan approval process; that is, a quick review and approval of erosion control plans. Operating in an environment where quick action is necessary and delays are costly, the building industry complains that the review

process is unresponsive to the intensity of building activity. The local government regulatory staff has no control over the workload that is related to the development intensity and is constrained by a lengthy government budget process to respond to changes in demand for service.

Recommendation: City and County staffs should investigate ways to minimize the time required for plan review and approval. The building industry should insist that designers submit thorough and complete plans for the first review. Better communications as discussed should improve overall service.

4. Appeals Board: The only recourse currently available to the building industry when there is disagreement over a design or field practice is to take the issue through the chain of command of the respective Engineering Department, then to the Drainage Advisory Board for the County or to the Charlotte-Mecklenburg Planning Commission for the City.

   Recommendation: To date there have been no disputes that have required negotiation, except by the inspector or plan review engineers. The question of an appeals board shall be further considered by City staff as needed.

5. Consolidation: Both the City and County administer local erosion control programs. There are naturally minor differences in the day to day operations of these parallel programs.

   Recommendations: Any investigation of consolidation of site review and/or building permit functions should consider erosion control related responsibilities.

CHANGES TO THE SOIL EROSION AND SEDIMENTATION CONTROL ORDINANCE

SET FORTH BELOW ARE THE SECTIONS OF THE CITY OF CHARLOTTE SOIL EROSION AND SEDIMENTATION CONTROL ORDINANCE WHICH ARE BEING REVISED IN ACCORDANCE WITH THE CHANGES MADE BY THE NORTH CAROLINA SEDIMENTATION CONTROL COMMISSION TO THE MODEL ORDINANCE ON FEBRUARY 8, 1989. INCLUDED FOR EACH SECTION AFFECTED IS THE CURRENT LANGUAGE AND THE PROPOSED LANGUAGE AS SET FORTH BY THE COMMISSION. NEW LANGUAGE IS UNDERLINED.

CURRENT LANGUAGE: I. SECTION 4(D): THIS ORDINANCE SHALL APPLY TO LAND DISTURBING ACTIVITIES UNDERTAKEN BY ANY PERSON, WITH THE FOLLOWING EXCLUSIONS:

(d). LAND-DISTURBING ACTIVITY OVER WHICH THE STATE BY STATUTE, HAS EXCLUSIVE REGULATORY JURISDICTION, WHICH ARE THOSE:
(1) CONDUCTED BY THE STATE,
(2) CONDUCTED BY THE UNITED STATES,
(3) CONDUCTED BY PERSONS HAVING THE POWER OF EMINENT DOMAIN,
(4) CONDUCTED BY LOCAL GOVERNMENT,
(5) LICENSED BY THE STATE OR THE UNITED STATES,
(6) FUNDED IN WHOLE OR IN PART BY THE STATE OR THE UNITED STATES

PROPOSED LANGUAGE: (d)LAND-DISTURBING ACTIVITY OVER WHICH THE STATE HAS EXCLUSIVE REGULATORY JURISDICTION <u>AS PROVIDED IN G.S.113A-56(a).</u>

CHANGES: THE LIST OF EXCLUDED ACTIVITIES IS REMOVED FROM THE ORDINANCE AND REFERENCED TO THE APPLICABLE STATE STATUTE. ITEM 5 (LICENSED BY THE STATE OR UNITED STATES) IS NOT INCLUDED IN THE STATUTE.

II. SECTION 17(c):

CURRENT LANGUAGE: EROSION CONTROL PLANS SHALL BE ACCOMPANIED BY AN AUTHORIZED STATEMENT OF FINANCIAL RESPONSIBILITY AND OWNERSHIP. THIS STATEMENT SHALL BE SIGNED BY THE PERSON FINANCIALLY RESPONSIBLE FOR THE LAND-DISTURBING ACTIVITY OR AUTHORIZED AGENT. THE STATEMENT SHALL INCLUDE THE MAILING AND STREET ADDRESSES OF THE PRINCIPAL PLACE OF BUSINESS OF THE PERSON FINANCIALLY RESPONSIBLE AND OF THE OWNER OF THE LAND OR THEIR REGISTERED AGENTS.

PROPOSED LANGUAGE: EROSION CONTROL PLANS SHALL BE ACCOMPANIED BY AN AUTHORIZED STATEMENT OF FINANCIAL RESPONSIBILITY AND OWNERSHIP. THIS STATEMENT SHALL BE SIGNED BY THE PERSON FINANCIALLY RESPONSIBLE FOR THE LAND-DISTURBING ACTIVITY OR AUTHORIZED AGENT. THE STATEMENT SHALL INCLUDE THE MAILING AND STREET ADDRESSES OF THE PRINCIPAL PLACE OF BUSINESS OF THE PERSON FINANCIALLY RESPONSIBLE AND OF THE

OWNER OF THE [illegible] PROPERTY.
IF THE [illegible] FINANCIALLY RESPONSIBLE [illegible]
RESIDENT OF NORTH CAROLINA, A NORTH CAROLINA
AGENT MUST BE DESIGNATED IN THE STATEMENT FOR THE
PURPOSE OF RECEIVING NOTICE OF [illegible] OR
NON COMPLIANCE WITH THE PLAN, THIS ORDINANCE,
OR RULES OR ORDERS ADOPTED OR ISSUED PURSUANT TO
THIS ORDINANCE.

III. SECTION 20A PENALTIES

CURRENT LANGUAGE: (1)ANY PERSON WHO VIOLATES ANY OF THE PROVISIONS OF THIS ORDINANCE, OR RULES OR ORDERS ADOPTED OR ISSUED PURSUANT TO THIS ORDINANCE, OR WHO INITIATES OR CONTINUES A LAND DISTURBING ACTIVITY FOR WHICH AN EROSION CONTROL PLAN IS REQUIRED EXCEPT IN ACCORDANCE WITH THE TERMS, CONDITIONS, AND PROVISIONS OF AN APPROVED PLAN, OR WHO FAILS TO MAINTAIN PERMANENT EROSION AND SEDIMENTATION CONTROL MEASURES AND FACILITIES AFTER SITE DEVELOPMENT IS COMPLETED SHALL BE SUBJECT TO CIVIL PENALTY OF NOT MORE THAN $100. NO PENALTY SHALL BE ASSESSED UNTIL THE PERSON ALLEGED TO BE IN VIOLATION HAS BEEN NOTIFIED OF THE VIOLATION BY REGISTERED OR CERTIFIED MAIL, RETURN RECEIPT REQUESTED OR OTHER MEANS. THE NOTICE SHALL SPECIFY A REASONABLE FINE PERIOD WITHIN WHICH THE VIOLATION MUST BE CORRECTED, AND WARN THAT FAILURE TO CORRECT THE VIOLATION WITHIN THE TIME PERIOD WILL RESULT IN THE ASSESSMENT OF A CIVIL PENALTY OR OTHER ENFORCEMENT ACTION. EACH DAY OF CONTINUING VIOLATION SHALL CONSTITUTE A SEPARATE VIOLATION.

(2)THE CITY ENGINEER OF THE CITY OF CHARLOTTE SHALL DETERMINE THE AMOUNT OF THE CIVIL PENALTY TO BE ASSESSED UNDER THIS SUBSECTION AND SHALL MAKE WRITTEN DEMAND FOR PAYMENT UPON THE PERSON IN VIOLATION, AND SHALL SET FORTH IN DETAIL A DESCRIPTION OF THE VIOLATION FOR WHICH THE PENALTY HAS BEEN IMPOSED. IN DETERMINING THE AMOUNT OF THE PENALTY, THE DEGREE AND EXTENT OF HARM CAUSED BY THE VIOLATION AND COST OF RECTIFYING THE DAMAGE SHALL BE CONSIDERED. IF PAYMENT IS NOT RECEIVED OR EQUITABLE SETTLEMENT REACHED WITHIN 30 DAYS AFTER DEMAND FOR PAYMENT IS MADE, THE MATTER SHALL BE REFERRED TO THE CITY ATTORNEY FOR INSTITUTION OF A CIVIL ACTION IN THE NAME OF THE CITY OF CHARLOTTE, IN THE APPROPRIATE DIVISION OF THE GENERAL COURT OF JUSTICE, FOR RECOVERY OF THE PENALTY. ANY SUMS RECOVERED SHALL BE USED TO CARRY OUT THE PURPOSES AND REQUIREMENTS OF THIS ORDINANCE.

PROPOSED LANGUAGE: (1)ANY PERSON WHO VIOLATES ANY OF THE PROVISIONS OF THIS ORDINANCE, OR RULES OR ORDERS ADOPTED OR ISSUED PURSUANT TO THIS ORDINANCE, OR WHO INITIATES OR CONTINUES A LAND-DISTURBING ACTIVITY FOR WHICH AN EROSION CONTROL PLAN IS REQUIRED EXCEPT IN ACCORDANCE WITH THE TERMS, CONDITIONS, AND PROVISIONS OF AN APPROVED PLAN, OR WHO FAILS TO MAINTAIN PERMANENT EROSION AND SEDIMENTATION CONTROL MEASURES AND FACILITIES AFTER SITE DEVELOPMENT IS COMPLETED SHALL BE SUBJECT TO CIVIL PENALTY OF NOT MORE THAN $100, EXCEPT THAT THE PENALTY FOR FAILURE TO SUBMIT AN EROSION CONTROL PLAN SHALL BE AS PROVIDED IN SUBDIVISION (3) OF THIS SUBSECTION. NO PENALTY SHALL BE ASSESSED UNTIL THE PERSON ALLEGED TO BE IN VIOLATION HAS BEEN NOTIFIED OF THE VIOLATION BY REGISTERED OR CERTIFIED MAIL, RETURN RECEIPT REQUESTED OR OTHER MEANS. THE NOTICE SHALL DESCRIBE THE VIOLATION WITH REASONABLE PARTICULARITY, SPECIFY A REASONABLE TIME PERIOD WITHIN WHICH THE VIOLATION MUST BE CORRECTED, AND WARN THAT FAILURE TO CORRECT THE VIOLATION WITHIN THE TIME PERIOD WILL RESULT IN THE ASSESSMENT OF A CIVIL PENALTY OR OTHER ENFORCEMENT ACTION. EACH DAY OF CONTINUING VIOLATION SHALL CONSTITUTE A SEPARATE VIOLATION.

(2)THE CITY ENGINEER OF THE CITY OF CHARLOTTE OR HIS AGENT SHALL DETERMINE THE AMOUNT OF THE CIVIL PENALTY TO BE ASSESSED UNDER THIS SUBSECTION AND SHALL MAKE WRITTEN DEMAND FOR PAYMENT UPON THE PERSON IN VIOLATION, AND SHALL SET FORTH IN DETAIL A DESCRIPTION OF THE VIOLATION FOR WHICH THE PENALTY HAS BEEN IMPOSED. IN DETERMINING THE AMOUNT OF THE PENALTY, THE DEGREE AND EXTENT OF HARM CAUSED BY THE VIOLATION AND COST OF RECTIFYING THE DAMAGE SHALL BE CONSIDERED. IF PAYMENT IS NOT RECEIVED OR EQUITABLE SETTLEMENT REACHED WITHIN 30 DAYS AFTER DEMAND FOR PAYMENT IS MADE, THE MATTER SHALL BE REFERRED TO THE CITY ATTORNEY FOR INSTITUTION OF A CIVIL ACTION IN THE NAME OF THE CITY OF CHARLOTTE, IN THE APPROPRIATE DIVISION OF THE GENERAL COURT OF JUSTICE, FOR RECOVERY OF THE PENALTY.

(3)ANY PERSON WHO FAILS TO SUBMIT AN EROSION CONTROL PLAN FOR APPROVAL AS REQUIRED BY THIS ORDINANCE SHALL BE SUBJECT TO A SINGLE, NON CONTINUING CIVIL PENALTY OF NOT MORE THAN ONE THOUSAND DOLLARS ($1,000). ANY

PERSON WHO IS SUBJECT TO A CIVIL PENALTY UNDER THIS SUBDIVISION MAY BE SUBJECT TO ADDITIONAL CIVIL PENALTIES FOR VIOLATION OF ANY OTHER PROVISION OF THIS ORDINANCE, OR RULES OR ORDERS ADOPTED OR ISSUED PURSUANT TO THIS ORDINANCE.

(4)CIVIL PENALTIES COLLECTED PURSUANT TO THIS ORDINANCE SHALL [illegible] DISBURSED AS DIRECTED BY G.S. 113A-64(a).

CHANGE: THIS ADDS AN INSTANT ONE TIME PENALTY OF $1,000 FOR GRADING OVER ONE ACRE WITHOUT A PERMIT.

#10

APPOINTMENTS TO BOARDS AND COMMISSIONS

Information on Nominees

	District	Profession/Business
C-M Art Commission		
1. James E. Brucki, Jr.	7	V-P, Interstate Securities
2 Daphne Dwyer		
3. Esther Page Hill	2	Assoc. Professor of Visual Asts - UNCC
4 Brenda E. Noel	2	Self-employed, Ubiquitous Gallery, Curator

3 Appointed by City
Mayor (1); Council (2)
3 Appointed by County
3 Appointed by Arts & Science
Council

CHARLOTTE-MECKLENBURG ART COMMISSION

(9 Members)

Membership - Terms for initial appointees were staggered - three for one year terms; three for two-year terms; and three for three-year terms. Thereafter, all appointments shall be for three years. No member shall serve more than two consecutive three-year terms. The Commission shall elect a chairperson from among the members to serve for a one-year term.

Responsibilities - Established by joint resolution of City Council (November 23, 1981) and the County Commission (February 15,1982) to accept the responsibility for expanding experience with visual art by directing the inclusion of works of art in public projects of the City and County; examining the condition of such works of art annually and reporting to the two governing bodies with recommendations for their care, maintenance, improvement, documentation, appraisal, security, etc.; and, encouraging and helping obtain additional grants and gifts from outside sources.

MEMBER	DIST.	BUSINESS/ PROFESSION	ORIGINAL APPTMT.	RE-APPTMT.	TERM	EXPIRATION
City						
(C)Robert Cheek W/M	6	Art Counselor & Appraiser	7/12/82	7/11/83		
				8/11/86	3 yrs.	7/31/8
(M)Carol Hoetener W/F	2		8/06/87		3 yrs.	7/31/9
(C)Pam Patterson W/F	1	Sales Associate, Touchberry Realtors	8/22/88		3 yrs.	7/31/9
County						
Jeanne Brayboy B/F			11/21/83	7/25/86	3 yrs.	7/31/8
John Murchison, Jr. W/M					3 yrs.	7/31/9
Pamela A Stowe W/F			7/18/88		3 yrs.	7/31/9
Arts & Science Council						
Ray Killian W/M						/31/9
Mary Jo Pelic W/F						7/31/
Eric Anderson W/M						/31/9

Charlotte-Mecklenburg Art Commission

July 7, 1989

Members of the Charlotte City Council
600 East Fourth Street
Charlotte, North Carolina 28202-2853

Dear Council Member:

Having reviewed the applications of people wanting to be appointed by the City Council to the Charlotte-Mecklenburg Art Commission, we, present members of the Art Commission, recommend that you appoint Esther Hill.

Esther is qualified in three essential areas to serve on the Art Commission.

She is an artist and art professor at the University of North Carolina, Charlotte. Her knowledge of art, its history and current role in society is strong. Effectively and thoughtfully, Esther shares that expertise with the Art Commission as a volunteer consultant.

She is a long time resident of Charlotte. Living in Charlotte for almost forty years, Esther knows this community and its history. She sees its emergence as an important urban center and knows it has a future of increased national and international prominence.

She is a citizen of the best kind. Esther is committed to this community. She uses her talents to affect positively the city's quality of life by working with many civic and cultural organizations including The Children's Theatre of Charlotte, WBTV Black Advisory Board and Cities in Schools. She is honest and dedicated in her community involvement.

Please consider our recommendation and appoint Esther Hill as the City Council's representative to the Charlotte-Mecklenburg Art Commission. Thank you.

cc: Pat Sharkey,
City Clerk

Ralph Pettiford, Jr. Chairman
Mary Lo Reid
Carole A. Hoefenk
Pamella G. Patterson

Charlotte-Mecklenburg Government Center
600 East Fourth Street
Charlotte NC 28202

(704) 336 2205

No. 0080

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink.

Citizens Adv. Committee, Conv. & Vis. Bureau

Committee, Commission, Board or Authority: CHARLOTTE - MECK ART COMMISSION

Name JAMES E. BRUCKI JR **Sex/Race** M/C **District No.** 7

Home Address 2034 MANOR MILL RD **Phone No.** 364-2505

Business Address 2700 NCNB PLAZA **Phone No.** 379-5283

Education B.S. - 1966 HIGH POINT COLLEGE

Present Employer INTERSTATE SECURITIES

Job Title VICE PRESIDENT **Duties** MANAGER SALES AND TRADING DEPARTMENT.

Business & Civic Experience MINT MUSEUM SPONSOR, DISCOVERY PLACE SPONSOR. VERY ACTIVE IN SECURITIES INDUSTRY AFFAIRS

Interests/Skills/Areas of Expertise ACTIVE COLLECTOR of MODERN GRAPHICS. SUPPORTER of VARIOUS ART EXTRAVAGANZAS

Comments I BELIEVE MY EXPERIENCE AND CONTACTS WOULD BENEFIT the ART COMMISSION.

I understand that this application will be maintained in the active file for a period of one year only

4/4/88 James E. Brucki Jr.

Date Signature of Applicant

The Mayor and City Council appreciate the interest of citizens in serving on City committees Applications should be sent to

Office of the City Clerk
600 East Trade Street
Charlotte, North Carolina 28202

RECEIVED
APR 1988

A personal contact with the Mayor's Office or a City Councilmember is recommended

OFFICE OF CITY CLERK

PLEASE DO NOT SUBMIT RESUMES

City Clerk
1983

No. 0528

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink

Committee, Commission, Board or Authority: ARTS COMMISSION

Name Dr. Esther Page Hill **Sex/Race** F/B **District No.** 2

Home Address 1624 Madison Ave., Charlotte, N.C. 28216 **Phone No.** 704-334-4802

Business Address University of North Carolina at Charlotte **Phone No.** 704-647-4479

Education Ph. D., Florida State University, Art Education; M.A., Columbia University, Fine Arts and Fine Arts Education; B. S., Columbia University, S. S.

Present Employer Visual Arts Department, University of North Carolina at Charlotte

Job Title Associate Professor of Visual Arts **Duties** Art Education Coordinator, Instructor of Art Education Methods Courses, and Foundations, Supervise Student teachers, Major Advisor and Academic Advisor to students.

Business & Civic Experience Boards: Community School of the Arts, Charlotte Regional Ballet, Chidlren's Theatre, Mint Museum of Art, WBTV Black Advisory Board, North Carolina Art Education Association Board of Directors, Member: NAACP, Afro-American Cultural Center, Visual Arts Committee, Chair; Black Women's Caucus, National Council of Negro Women, Cities in Schools, Tutor at Harding High School President, Charlotte Chapter of Pinochle Bugs Social and Civic Club, Inc., Alpha Kappa Alpha Sorority, Ad Hoc Committee for the Charlotte/Mecklenburg Art Commission, 1988-89.

Interests/Skills/Areas of Expertise Skills: Workshop Leader and Lecturer in Arts and Aesthetics, Art Instructor in Textiles/Batik, Speakers Bureau, NCAEA, Consultant and Planner for Arts Meetings and Symposia, Judge for Art Exhibits; Interests: Research in arts and aesthetics for schools and community, Fiber arts and painting, talking to people and children, support networking for young Black males; Traveling to Third World countries.

Comments The opportunity to participate further in the process of discussion, and decisions on securing public art works for the Charlotte/Mecklenburg community will be immensely satisfying. I would be most pleased if elected or appointed to the Arts Commission.

I understand that this application will be maintained in the active file for a period of one year only

2/28/89 Dr. Esther Page Hill

Date Signature of Applicant

The Mayor and City Council appreciate the interest of citizens in serving on City committees. Applications should be sent to

City Clerk's Office
Charlotte-Mecklenburg Goverment Center (CMGC)
600 East Fourth Street
Charlotte, NC 28202-2857

RECEIVED
MAR 3 1989
OFFICE OF CITY CLERK

A personal contact with the Mayor's Office or a City Councilmember is recommended

PLEASE DO NOT SUBMIT RESUMES

City Clerk
1988

No. 0628

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink.

Committee, Commission, Board or Authority: Charlotte-Mecklenburg Art Commission

Name Noel, Brenda E. **Sex/Race** Female African-American **District No.** 2

Home Address 311 Settlers Lane Char lotte, North Carolina 28204 **Phone No.** 342-3678

Business Address 1936 East 7th Street Charlotte, N.C. 28204 **Phone No** 376-6944

Education C.W.Post Center of Long Island University
B.C.C. of City Univerisity of New York

Present Employer self- employed Ubiquitous Gallery

Job Title V.P. / Curator **Duties** acquire, present & mark fine art.

Business & Civic Experience Spirits square Women's Auxiliary
Y W C A Nominating Committee
Afro-American Cultural Center Youth Advisory Board
C.A.S.T. volunteer
Actively supported political candidates

Interests/Skills/Areas of Expertise Interest: visual art, performing art, public relations, politics

Area of expertise: Procuring & promoting fine art by Black artist

There is a psychology to visual perceptions & I feel that often what is not exhibited has as great an impact on the psyche as what is. My emphasis is on broadening the scope of works available for selection by including reknown artist of color.

Comments I'm a native New Yorker who was fortunate to be exposed to the finest visual ~~visual, theatrical and musical art forms in the nation. After considerable~~ travel, nationally and internationally, I chose Charlotte as the city I would ~~relocate to and create 'home'. Home, for me is a place to contribute to as~~ well as receive support from and I'm certain that Ubiquitous Gallery has (see below)

I understand that this application will be maintained in the active file for a period of one year only

Brenda E. Noel

Date Signature of Applicant

RECEIVED
JUL 13 1989
OFFICE OF CITY CLERK

The Mayor and City Council appreciate the interest of citizens in serving on City committees. Applications should be sent to:

City Clerk's Office
Charlotte-Mecklenburg Government Center (CMGC)
600 East Fourth Street
Charlotte, NC 28202-2857

A personal contact with the Mayor's Office or a City Councilmember is recommended

contributed in playing an integral role in broadening as well as defining the fine art offerings for the City of Charlotte. Since my arrival in January of 1988 I have been warmly received and supported. I'm pleased with my decision to make Charlotte 'home'.

PLEASE DO NOT SUBMIT RESUMES

City Clerk
1989

#11

APPOINTMENTS TO BOARDS AND COMMISSIONS

Information on Nominees

	District	Profession/Business
Certified Development Corporation		
1. Charles W. (Todd) Johnson	5	V-P, residential & retail development Paragon Group, Inc
2 Warren H Linde, Jr	5	V-P, investments Paine Webber

18 Appointed by City
Mayor (6); Council (
9 Appointed by County

CERTIFIED DEVELOPMENT CORPORATION
(27 Members)

Membership - Members must be residents of the City of Charlotte or Mecklenburg County, of legal voting age, be of good character and reputation, have never been convicted of a criminal offense other than a minor motor vehicle violation, and not under indictment, on parole or probation. Terms are for three years (following the expiration of the initial terms which were made on a staggered basis). Membership shall include participation by the following four groups: (a) local government, (b) private lending institutions, (c) community organizations, and (d) business organizations.

Responsibilities - The purpose of the company is to stimulate the growth and expansion of small businesses in the community by assisting such businesses to obtain long-term financing for capital improvements and fixed assets.

MEMBER & CATEGORY	DISTRICT	ORIGINAL APPTMT.	RE-APPTMT.	TERM	EXPIR
Local Government					
(C)Gus Psomadakis W/M	6	11/14/88		Unexp.	4/30/90
Private Lending Institutions					
*(C) L. R. Miller, Jr. W/M	6	5/14/84	4/06/87	3 yrs.	4/30/90
(C)H. Clayton Howze W/M	6	3/11/85	4/11/88	3 yrs.	4/30/91
(M)Consuella Chavis Miller B/F		5/19/86	5/18/87	3 yrs.	4/30/90
(C)Titus Ivory B/M	2	5/05/86	4/10/89	3 yrs.	4/30/89
(M)Melvin White B/M	0	6/17/88		3 yrs.	4/30/91
(C)Peggy Jennings W/F	5	1/23/89		Unexp.	4/30/91
Business Organizations					
(C)Jerry W. McMurray W/M	4	4/27/87		3 yrs.	4/30/90
(C)Clayton Lovell B/M	6	10/08/84	4/06/87	3 yrs.	4/30/90
(C)Mitchell Aberman W/M	1	5/09/88		3 yrs.	4/30/91
(M)Gregory Finnican W/M		4/19/88		3 yrs.	4/30/91
(M)Walter Denning B/M		8/06/87		3 yrs.	4/30/90
(C)Robert S. Cunningham B/M	4	8/22/88		3 yrs.	4/30/91
Community Organizations					
(C)Spencer Thompson B/M	3	1/28/85	3/11/85		
(Removed - Att.)		4/11/88		3 yrs.	4/30/91
(C)A. Ray Biggs W/M	6	3/11/85	4/11/88	3 yrs.	4/30/91
(Removed - Att.)					
(M)Lem Long, Jr. B/M	5	7/31/84	5/18/87	3 yrs.	4/30/90
(M) James H. Walters W/M		5/05/86	4/19/88	3 yrs.	4/30/91
(C)David R. Krug W/M	6	6/08/87		3 yrs.	4/30/90

County Appointments - Expiring 4/30/89

Fitzgerald Fatrank W/M	Michael Blair W/M
Richard Fullard W/M	[illegible]
[illegible]	[illegible]
[illegible]	[illegible]

No. 0284

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink

Committee, Commission, Board or Authority: Certified Development Corporation

Name Charles W. (Todd) Johnson **Sex/Race** M/W **District No.** 5

Home Address 2517 Sherwood Avenue **Phone No.** 375-4330

Business Address 2223 Executive Street **Phone No.** 392-0311

Education Bachelor of Arts Degree from UNC-Chapel Hill

Masters of Business Administration from Wake Forest University

Present Employer Paragon Group, Inc.

Job Title Vice President-Residential and Retail Development **Duties** Responsible for all residential and retail development activities for Virginias and the Carolinas

Business & Civic Experience Worked previously to Paragon with First Union as commercial Loan Officer, providing financing for both short term working capital needs as well as long term needs. Currently on Board of Directors of Charlotte Apartment Association. Currently on Committee formed by County Commission to assist Mecklenburg County in disposing of property in Northeast Charlotte.

Interests/Skills/Areas of Expertise Have a strong interest in small business, having been involved in financing small businesses with First Union, as well as currently being involved in working for a small business. As a result of this background, understand the nuts and bolts of what is necessary in order for small businesses to qualify for long term financing.

Comments Would like very much to become involved in serving the City of Charlotte and Mecklenburg County.

I understand that this application will be maintained in the active file for a period of one year only

April 5, 1988 — Charles W. (Todd) Johnson

Date — Signature of Applicant

The Mayor and City Council appreciate the interest of citizens in serving on City committees. Applications should be sent to

Office of the City Clerk
600 East Trade Street
Charlotte North Carolina 28202

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A personal contact with the Mayor's Office or a City Councilmember is recommended

PLEASE DO NOT SUBMIT RESUMES

City Clerk
1983

No. 0257

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink

Committee, Commission, Board or Authority: CERTIFIED DEVELOPMENT CORP

Name WARREN H LINDE JR **Sex/Race** - MW **District No.** 5

Home Address 4714 WOODLARK LN CHARLOTTE **Phone No.** 365-5248

Business Address 3400 NCNB PLAZA CHARLOTTE NC 28280 **Phone No.** 372-3270

Education WAKE FOREST UNIVERSITY - BUSINESS ADMINISTRATION

Present Employer PAINE WEBBER

Job Title VP INVESTMENTS **Duties** HANDLE INVESTMENTS

Business & Civic Experience HORNETS NEST KIWANIS CLUB, BOY SCOUTS, N.C. SECURITY TRADERS ASSOC, LOCAL POLITICS

Interests/Skills/Areas of Expertise ENTREPRENEURSHIP

Comments I THINK THE CITY NEEDS DECISION ORIENTED, BUSINESS-MINDED PEOPLE IN ADVISORY CAPACITIES

I understand that this application will be maintained in the active file for a period of one year only

4/4/88 Warren H Linde Jr

Date Signature of Applicant

The Mayor and City Council appreciate the interest of citizens in serving on City committees Applications should be sent to

Office of the City Clerk
600 East Trade Street
Charlotte North Carolina 28202

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PLEASE DO NOT SUBMIT RESUMES

City Clerk
1983

#12

APPOINTMENTS TO BOARDS AND COMMISSIONS

Information on Nominees

	District	Profession/Business
Historic District Commission		
1 Roger A. Dahnert	6	Architect, Freeman-White Assoc., Inc
2 Kirk Donald Williams	6	Physician

3 Appointed by Mayor
5 Appointed by City Council

HISTORIC DISTRICT COMMISSION - CHARLOTTE

(8 Members)

Membership - One member shall represent the Charlotte-Mecklenburg Planning Commission and shall be recommended for appointment by that Commission Each of the historic districts - Fourth Ward and Dilworth - shall be represented by one residential property owner (Council appointments). The membership will be expanded by one (a property owner) for each newly designated district. The Board of Directors of the neighborhood association of each district shall recommend nominations for their position in compliance with the association's by-laws, but such recommendations shall not be binding on the City Council.

In addition, the Dilworth Historic District, because of its make-up, shall be represented by the operator of a business in that district (a mayoral appointment). Business operators in Dilworth may submit no more than three names for consideration, but these recommendations shall not be binding on the Mayor.

If either of the district representatives ceases to be in the respective historic district, that appointee shall not be permitted to continue in his position if more than fifty (50) percent of his term has not been served.

A majority of the membership shall have demonstrated special interest, experience, or education in history or architecture; and all must reside within the corporate limits of the City of Charlotte - both criteria required by State statute. Terms are for three years and no member may serve on the Commission for more than two full consecutive terms.

Responsibilities - To ensure the preservation of any areas, structures, site and objects that are significant elements of the cultural, social, economic, political, or architectural history of Charlotte; to safeguard the heritage of the City through the preservation and conservation of historical areas for the education, pleasure, and enhancement of the residents of the City.

MEMBER & QUALIFICATION	DIST.	BUSINESS/ PROFESSION	ORIGINAL APPTMT.	APPTMT.	TERM	RE-EXPIRATION
(C)John Knight W/M (Resident-Owner, 4th Ward)	2		6/13/83	6/13/86	3 yrs.	6/30/[illegible]
(M)Douglas Burns W/M (Planning Commission)			12/ /87		Unexp.	6/30/[illegible]
(C)Mary Anne Hammond W/F	4	Interior Designer	7/11/83	6/09/86	3 yrs.	6/30/[illegible]
(C)George C. Warren W/M (Resident-Owner, Dilworth)	6	College Hist.Ins.	10/10/83	6/09/86	3 yrs.	6/30/[illegible]
*(M)Kirkwood Otey W/M (Business-Owner, Dilworth)	6		3/29/84	8/15/86	3 yrs	6/30/[illegible]
(C)Melody Burgess W/F	6	Property Manager	6/22/87		3 yrs	6/30/[illegible]
( )Hollie C Davis W/F	3	College Hist Prof.	6/27/88		3 yrs	6/30/[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]

No. 0517

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink.

Committee, Commission, Board or Authority: Historic District Commission

Name Roger A. Dahnert **Sex/Race** M **District No.** 6

Home Address 2108 Charlotte Drive, Charlotte, N.C. 28203 **Phone No.** 333-7657

Business Address 8001 Arrowridge Blvd., Charlotte, N.C. 28217 **Phone No.** 523-2230

Education Bachelor of Architecture

Registered Architect

Present Employer The Freeman-White Associates, Inc.

Job Title Project Manager **Duties** Project Production

Management (Design through Construction Completion)

Business & Civic Experience Chairman - Dilworth Jubilee - 1987

Chairman - Dilworth Natural Light Criterium - 1988 & 1989

American Institute of Architects, IDP Committee Chairman

Charlotte Chamber of Commerce, Associate Member

Covenant Presbyterian Church Property Committee, Vice Chairman

Interests/Skills/Areas of Expertise Interested in helping to preserve and improve Historic Fabric of Charlotte as context from which it has and will continue to grow. Skills in Architectural Deisgn, Types of Materials, Use of Material and Types of Construction. As an Architect, I have renovation and restoration experience within Historic Districts and with Historic Properties.

Comments I have lived in Charlotte for 12 years and in Dilworth for 11 years. I would be honored to use my knowledge and experience to serve the Historic Districts and Charlotte.

I understand that this application will be maintained in the active file for a period of one year only

2/2/89

Date Signature of Applicant

The Mayor and City Council appreciate the interest of citizens in serving on City committees Applications should be sent to

City Clerk's Office
Charlotte-Mecklenburg Goverment Center (CMGC)
600 East Fourth Street
Charlotte, NC 28202-2857

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A personal contact with the Mayor's Office or a City Councilmember is recommended

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City Clerk
1988

No. 0590

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink.

Committee, Commission, Board or Authority: HISTORIC DISTRICT COMMISSION

Name KIRK DONALD WILLIAMS **Sex/Race** M / AFRICAN AMERICAN **District No.** 6

Home Address 509 E KINGSTON AVE, CHARLOTTE N.C. 28204 **Phone No.** 332-6828

Business Address 225 HAWTHORNE LANE, SUITE 405; CHARLOTTE **Phone No.** 377-7088

Education COLLEGE, MEDICAL SCHOOL, INTERNSHIP - HOWARD UNIVERSI
RESIDENCY - GEORETOWN UNIVERSITY HOSPITAL

Present Employer SELF EMPLOYED

Job Title PHYSICIAN **Duties**
EAR, NOSE & THROAT SPECIALIST

Business & Civic Experience NONE → CIVIC EXPERIENCE
MANAGING & DEVELOPING MY OWN SOLO PRACTICE → BUSINESS EXPERIENCE

Interests/Skills/Areas of Expertise A WILLINGNESS TO SERVE AND
STRONG INTERPERSONAL COMMUNICATIVE SKILLS

Comments I look forward to participating in the historic preservation of our neighborhoods as we grow as a city.

I understand that this application will be maintained in the active file for a period of one year only

May 1, 1989 Kirk D. Williams

Date Signature of Applicant

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City Clerk's Office
Charlotte-Mecklenburg Goverment Center (CMGC)
600 East Fourth Street
Charlotte, NC 28202-2857

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OFFICE OF CITY CLERK

A personal contact with the Mayor's Office or a City Councilmember is recommended

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City Clerk
1988

#13

APPOINTMENTS TO BOARDS AND COMMISSIONS

Information on Nominees

	District	Profession/Business
Youth Involvement Council Advisory Board		
1 Frank B Aycock, III	6	Attorney
2 David L. Grier	5	Guidance Counselor - retired, C-M Board of Education
3. Randy Gene Harris	2	CAD System Designer, Duke Power
4. Kevin L. Patterson	6	Systems engineering manager, IBM

3 Appointed by City:
Mayor (1); Council (2)
3 Appointed by County
Commission
2 Appointed by Chairman,
Board of Education
2 Appointed by Chairman,
Chamber of Commerce
2 Members of Youth
Involvemnt Council

YOUTH INVOLVEMENT COUNCIL ADVISORY BOARD

(12 Members)

Membership - Appointments are made for two-year terms.

Purpose - To provide counsel, support and assistance to the Charlotte-Mecklenburg Youth Involvement Council, as requested, in achieving that organization's goals and objectives.

MEMBER	DIST.	BUSINESS/ PROFESSION	ORIGINAL APPTMT.	RE-APPTMT.	TERM	EXPIR.
City						
(M)Ella Hand B/F		Legal Assistant	8/15/84	9/04/86	2 yrs.	8/15/8
(C)Thomas H. Hunter, III W/M	6	Real Estate App.	8/13/84	7/14/86	2 yrs.	8/15/8
(C)Marjorie R. Belton B/F	2	Ret. Guid. Couns.	8/13/84	7/14/86	2 yrs.	8/15/8
Chamber of Commerce						
Aubrey Martin B/M		NCNB Int. Banking Office				
Omega Rushing Autrey B/F		Dept. of Human Resources				
Others						
Bob Thompson W/M		BB&T				
Dolly Tate W/F						
Johnny Harris W/M		Bissell Co.				
Joan Maultsby W/F						

Revised 8/02/8

No. 0623

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink

Committee, Commission, Board or Authority: YOUTH INVOLVEMENT COUNCIL ADVISORY BOARD

Name FRANK BAYARD AYCOCK, III, Attorney **Sex/Race** M/W **District No.** 6

Home Address 1009-A Mount Vernon Ave. 28203 **Phone No.** 375-7363

Business Address 905 Cameron Brown Building 28204 **Phone No.** ~~375-7363~~ 375-3311

Education Juris Doctorate, University of NC at Chapel Hill, NC

Present Employer Self employed in solo practice of law

Job Title attorney **Duties**

Business & Civic Experience Twenty-four years law practice. Member of Covenant Presbyterian Church (Social Issues and Action Committee; Chairman of Men's Club 1989-90). YMCA Fund raising committee 1988.

Interests/Skills/Areas of Expertise Certified English teacher in public schools of North Carolina and Virginia, 1962. Active runner. Constitutional rights. Municipal government (have performed legal services for City of Charlotte since 1970). Police Department activities. Environmental concerns.

Comments

I understand that this application will be maintained in the active file for a period of one year only

Oct 20/89 Frank B. Aycock III

Date Signature of Applicant

The Mayor and City Council appreciate the interest of citizens in serving on City committees. Applications should be sent to

City Clerk's Office
Charlotte-Mecklenburg Goverment Center (CMGC)
600 East Fourth Street
Charlotte, NC 28202-2857

A personal contact with the Mayor's Office or a City Councilmember is recommended

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City Clerk
1989

No. 0631

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink.

Committee, Commission, Board or Authority: Youth Involvement Counsil Advisory Board

Name David L. " D. L." Grier **Sex/Race** Male/Black **District No.** # 5

Home Address 516 Nottingham Drive, Charlotte, NC 28211 **Phone No.** (704) 366-0046

Business Address (Only before Aug. 5)2600 Elmin St. CLT **Phone No.** 398-0184

Education Post Graduate (M. S. Ed.)

Present Employer Charlotte - Mecklenburg Board of Education

Job Title Guidance Counselor (Middle/ Junior High) **Duties** Counseling

Business & Civic Experience Retired from Charlotte-Mecklenburg Schools/ NC Public Education System. Charlotte-Mecklenburg Senior Center Board of Directors. Boy Scouts of America, Voter Registration, Voting Precincts, Charlotte-Mecklenburg Relations Committe, Hire - A - Kid (HAK) City of Charlotte Employment Training Dept.

Interests/Skills/Areas of Expertise Counseling, Day Camp, Coaching

Comments I am interested in the welfare and well being of our youth here in Charlotte as I am concerned for the youth of the world, etc..

I understand that this application will be maintained in the active file for a period of one year only

Date July 12, 1989 Signature of Applicant

The Mayor and City Council appreciate the interest of citizens in serving on City committees. Applications should be sent to

City Clerk's Office
Charlotte-Mecklenburg Government Center (CMGC)
600 East Fourth Street
Charlotte, NC 28202-2857

A personal contact with the Mayor's Office or a City Councilmember is recommended

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JUL 14 1989
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City Clerk
1989

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No. 0629

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink.

Committee, Commission, Board or Authority: Youth Involvement Council Advisory Board

Name Randy Gene Harris **Sex/Race** M/B **District No.** 2

Home Address 1635 Oaklawn Avenue, Charlotte, NC 28216 **Phone No.** (704) 377-1967

Business Address ECI0317-EC03D **Phone No.** (704) 382-1794

Education B.S. Limestone College; MBA Pfeiffer College, 1986 - Present

Present Employer Duke Power Company

Job Title CAD Systems Designer **Duties** Responsible for technical writing specifications, design work, giving tours and explanation to guest and company officials.

Business & Civic Experience V.P. Staff 1985; Director of Tours, United Way 1987; Facilitator - Twelve Together Program, 1987/Peer Counseling Group (CMS); Co-Director Will Power Program - CMS 1989-90; Boy Scouts of America - Post Advisor; United Way of Central Carolinas; Power In Education (PIE) - Duke Power Company.

Interests/Skills/Areas of Expertise Excellent people skills, expanded capacity for comprehension, talent to make necessary adjustments to new situations, a forward sense of direction. I know the importance of timing, setting priorities, maintaining a sense of humor and integrity.

Comments I understand and support our local government's involvement with our youth. If nominated I commit to serve, counsel, support and assist in anyway possible.

I understand that this application will be maintained in the active file for a period of one year only

7-11-89 Randy G Harris

Date Signature of Applicant

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City Clerk's Office
Charlotte-Mecklenburg Goverment Center (CMGC)
600 East Fourth Street
Charlotte, NC 28202-2857

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A personal contact with the Mayor's Office or a City Councilmember is recommended

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City Clerk
1989

No. 0624

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink.

Committee, Commission, Board or Authority: YOUTH INVOLVEMENT COUNCIL ADVISORY BOARD

Name Kevin L Patterson **Sex/Race** Male/African-American **District No.** 6

Home Address 3720-3 Selwyn Farms Ln **Phone No.** 528-0738

Business Address 4601 Park Rd **Phone No.** 554-5247

Education BA in mathematics Lincoln University

Present Employer IBM

Job Title Systems Engineering Manager **Duties** Manage 14 employees related to the selling & installation of computers

Business & Civic Experience 12 years with IBM management + technical / President or other office with various boards, ie Focus On Leadership, Afro-American Cultural Center, YMCA, United Way and others

Interests/Skills/Areas of Expertise Youth, Leadership, speaking, planning, cultural activities

Comments

I understand that this application will be maintained in the active file for a period of one year only

Date 6-20-89 Signature of Applicant

The Mayor and City Council appreciate the interest of citizens in serving on City committees. Applications should be sent to

City Clerk's Office
Charlotte-Mecklenburg Government Center (CMGC)
600 East Fourth Street
Charlotte, NC 28202-2857

A personal contact with the Mayor's Office or a City Councilmember is recommended

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City Clerk
1989

NAME	CHAIRMAN	MEETING DAY & TIME	LOCATION
CERTIFIED DEVELOPMENT CORP. Staff A. C. Shull C. D Dept 336-2410	Linn R. Miller, Jr. 2310 Beverly Dr (28207) 372-8084 Lat Purser & Assoc. 372-0999	Wednesday 3 00 p.m. Regular, Spec. Bd. 12 00 noom Qtr luncheons	CMCG Various locations

#14

18 Appointed by City
Mayor (6); Council
9 Appointed by Coun

CERTIFIED DEVELOPMENT CORPORATION
(27 Members)

Membership - Members must be residents of the City of Charlotte or Mecklenburg County, of legal voting age, be of good character and reputation, have never been convicted of a criminal offense other than a minor motor vehicle violat on, and not under indictment, on parole or probation. Terms are for three years (following the expiration of the initial terms which were made on a staggered basis). Membership shall include participation by the following four groups: (a) local government, (b) private lending institutions, (c) community organizations, and (d) business organizations.

Responsibilities - The purpose of the company is to stimulate the growth and expansion of small businesses in the community by assisting such businesses to obtain long-term financing for capital improvements and fixed assets.

MEMBER & CATEGORY	DISTRICT	ORIGINAL APPTMT.	RE-APPTMT.	TERM	EXPIR.
Local Government					
(C)Gus Psomadakis W/M	6	11/14/88		Unexp.	4/30/90
Private Lending Institutions					
*(C) L. R. Miller, Jr. W/M	6	5/14/84	4/06/87	3 yrs.	4/30/90
(C)H. Clayton Howze W/M	6	3/11/85	4/11/88	3 yrs.	4/30/91
(M)Consuella Chavis Miller B/F		5/19/86	5/18/87	3 yrs.	4/30/90
(C)Titus Ivory B/M	2	5/05/86	4/10/89	3 yrs.	4/30/89
(M)Melvin White B/M	0	6/17/88		3 yrs.	4/30/91
(C)Peggy Jennings W/F	5	1/23/89		Unexp.	4/30/91
Business Organizations					
(C)Jerry W. McMurray W/M	4	4/27/87		3 yrs.	4/30/90
(C)Clayton Lovell B/M	6	10/08/84	4/06/87	3 yrs.	4/30/90
(C)Mitchell Aberman W/M	1	5/09/88		3 yrs.	4/30/91
(M)Gregory Finnican W/M		4/19/88		3 yrs.	4/30/91
(M)Walter Denning B/M		8/06/87		3 yrs.	4/30/90
(C)Robert S. Cunningham B/M	4	8/22/88		3 yrs.	4/30/91
Community Organizations					
(C)Spencer Thompson B/M	3	1/28/85	3/11/85		
(Removed - Att.)		4/11/88		3 yrs.	4/30/91
(C)A. Ray Biggs W/M	6	3/11/85	4/11/88	3 yrs.	4/30/91
(Removed - Att.)					
(M)Lem Long, Jr. B/M	5	7/31/84	5/18/87	3 yrs.	4/30/90
(M) James H. Watters W/M		5/05/86	4/19/88	3 yrs.	4/30/91
(C)David R. Krug W/M	6	6/08/87		3 yrs.	4/30/90

County Appointments - Expiring 4/30/89

Pradeep K. Patnaik W/M	Michael Blair W/M
Richard Bullard W/M	Stephen Morris W/M
Betty Pride B/F	Robert Shirley W/M
George Taylor	Donna L. Noble W/F
	Su[illegible]

[illegible]

No. 0157

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink

Committee, Commission, Board or Authority: Planning Commission, Certified Development Company, Community Relations Comm., Char. Uptown Develop. Co

Name Darryl Antonio Broome **Sex/Race** M/B **District No.** 7

Home Address 188 Shady Oak Tr. Charlotte, N.C. 28210 **Phone No.** 563-1380

Business Address 700 North Tryon Street, Charlotte, N.C. 28202 **Phone No.** 336-2831

Education B.A. Urban Studies, Johnson C. Smith University

Present Employer Charlotte-Mecklenburg Building Standards Department

Job Title Zoning Inspector **Duties** Issurance of Zoning, Building, and Sign Permits, etc. Code Enforcement

Business & Civic Experience Registrar Precinct #58 Member: Concerned Charlotteans, Black Republican Council, Omega Psi Phi Fraternity, Focus on Leadership, State Delegate G.O.P. #58, Civic Affairs Director Victory Christian Center

Interests/Skills/Areas of Expertise Transportation, Housing, City-County Planning, Community Relations, Recreation

Comments I am interested in serving the people of Charlotte to provide equal and quality services.

I understand that this application will be maintained in the active file for a period of one year only.

4-18-88 Darryl A. Broome

Date Signature of Applicant

The Mayor and City Council appreciate the interest of citizens in serving on City committees. Applications should be sent to:

Office of the City Clerk
800 East Trade Street
Charlotte, North Carolina 28202

A personal contact with the Mayor's Office or a City Councilmember is recommended.

PLEASE DO NOT SUBMIT RESUMES

City Clerk
1983

City of Charlotte
Application for Appointment

No. 0337

Applications should be typed or printed in black ink

CERTIFIED DEVELOPMENT CORPORATION

Committee, Commission, Board or Authority: _____

Name Craig D. Germain **Sex/Race** M/W **District No.** 7

Home Address 4354 Woodglen, Charlotte 28226 **Phone No.** 541-7271

Business Address 4601 Charlotte Park Dr., Charlotte 28217 **Phone No.** 525-8006

Education BBA (Univ. of Texas at Austin), MBA (North Texas State Univ. at Denton) and Graduate Work (Harvard University at Boston).

Present Employer Lormic Development Corporation

Job Title Vice President **Duties** Land Acquisition Development, Marketing, Land Planning and Finance.

Business & Civic Experience Chamber of Commerce (Director, Chairman of Membership and Business Development Committees), Founder and Chairman of Arts Board, Chairman Las Colinas Architectural Control Committee, Full Gospel Businessman, Rotary, Realtor, Bank Director.

Interests/Skills/Areas of Expertise Past Experience included responsibility over 500 people, Administration Budgets of $10,000,000.00, Construction Budgets of $100,000,000+, Writing Policy and Procedures Manual, Written News Articles for Charlotte Realestate Magazine, Negotiating Deals, Nat'l Realestate exposure.

Comments I want to be part of the solution, not part of the problem.

I understand that this application will be maintained in the active file for a period of one year only

6-1-88 — Craig D. Germain

Date — Signature of Applicant

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Office of the City Clerk
600 East Trade Street
Charlotte, North Carolina 28202

1988

A personal contact with the Mayor's Office or a City Councilmember is recommended.

OFFICE OF CITY CLERK

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City Clerk
1983

NAME	CHAIRMAN	MEETING DAY & TIME	LOCATION
CIVIL SERVICE BOARD Staff Pat Sharkey City Clerk 336-2247	Jan Thompson 2621 Croydon Rd. 28209 339-0497 (W) 333-0634 (H)	2nd Wednesday (monthly) 8 30 a.m.	Operations Dept. Conf Rm 7th Floor CMGC

#15

2 Appointed by Mayor
3 Appointed by City Council

CIVIL SERVICE BOARD

(5 Members)

Membership - Appointments are for three-year terms and appointees must be electors of the City of Charlotte

Responsibilities - Principal functions are to establish requirements for applicants for positions in the Police and Fire Departments, to give competitive examinations to such applicants, subject to reasonable limitations as to physical qualifications and moral character, to maintain a register of applicants passing such examinations, which register shall determine the appointments to be made in each of the departments; to hold hearings of an employee against whom charges have been preferred by the Chiefs, and to pass on all promotions and demotions within the departments

MEMBER	DIST	BUSINESS/ PROFESSION	ORIGINAL APPTMT	RE-APPTMT	TERM	EXPIRATION
(C)Jan Thompson W/F	6	TV & Film Producer	4/11/83	5/12/86	3 yrs	5/15/89
**(C)J Albert Hicklin W/M	6	Ret Ins Exe	7/08/85	5/09/88	3 yrs	5/15/91
*(M)George Daly W/M	6	Attorney	6/28/84	8/06/87	3 yrs	5/15/90
(M)Regan Miller B/M		Attorney	5/15/86		3 yrs	5/15/89
(C)Lilloree M Erwin B/F	2	Airline Reservations Superv	5/11/87		3 yrs	5/15/90

No. 0611

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink

Committee, Commission, Board or Authority: CIVIL SERVICE BOARD

Name WILLIAM L. KENNEDY **Sex/Race** W/M **District No.** 5

Home Address 1445 FOX RUN DR. **Phone No.** 535-5684

Business Address 2128 COMMONWEALTH AVE. **Phone No** 334-8512

Education HIGH SCHOOL, 2 YEARS OF COLLEGE= PLUS LAW ENFORCEMENT (COLLEGE ACCREDITED) EQUIVALENT TO A MASTERS DEGREE

Present Employer SELF

Job Title PRESIDENT **Duties** ADMINISTRATION

Business & Civic Experience PRESENTED "KEY TO THE CITY" BY THE CITY OF CORAL GABLES, FLA. & FLA CITY, FLORIDA FOR WORK IN COMMUNITY. HONORABLY RETIRED FROM ONE OF THE MOST HIGHLY TRAINED POLICE AGENCY IN THE COUNTRY. FOUNDER "POLICE CIVIC ACTION ASSOC." CURRENTLY COLLEGE INSTRUCTOR ON LAW ENFORCEMENT ADMINISTRATION AND POLICE ORGANIZATION AND ADMINISTRATION.

Interests/Skills/Areas of Expertise ANY AREA IN THE CRIMINAL JUSTICE SYSTEM

Comments I THINK MY 30 YEARS EXPERIENCE ASSOCIATED WITH LAW ENFORCEMENT IS VERY VALUABLE FOR THIS BOARD

I understand that this application will be maintained in the active file for a period of one year only

2 MAY 1989 William L. Kennedy

Date Signature of Applicant

The Mayor and City Council appreciate the interest of citizens in serving on City committees Applications should be sent to

City Clerk's Office
Charlotte-Mecklenburg Goverment Center (CMGC)
600 East Fourth Street
Charlotte, NC 28202-2857

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JUN 2 1989
OFFICE OF CITY CLERK

A personal contact with the Mayor's Office or a City Councilmember is recommended

PLEASE DO NOT SUBMIT RESUMES

City Clerk
1989

No. 0619

City of Charlotte
Application for Appointment

Applications should be typed or printed in black ink

Committee, Commission, Board or Authority: Civil Service Board

Name Regan A. Miller **Sex/Race** M/B **District No.** 1

Home Address 2109 East 8th Street, Charlotte 28204 **Phone No.** 333-1700

Business Address EEOC 5500 Central Avenue, 28212 **Phone No.** 567-7169

Education J.D. UNC-Chapel Hill

Present Employer EEOC

Job Title Supervisory Trial Attorney **Duties** Supervise litigation of employment discrimination cases.

Business & Civic Experience Member of Civil Service Board - 1986-89
Former President of Drug Education Center Brd. of Directors
Former VP Legal Services Brd of Directors. Administrative Judge EEOC, Associate - James, McElroy & Diehl, P.A.

Interests/Skills/Areas of Expertise

Comments

I understand that this application will be maintained in the active file for a period of one year only

6/19/89 [signature]
Date Signature of Applicant

The Mayor and City Council appreciate the interest of citizens in serving on City committees. Applications should be sent to

City Clerk's Office
Charlotte-Mecklenburg Goverment Center (CMGC)
600 East Fourth Street
Charlotte, NC 28202-2857

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JUN 20 1989
OFFICE OF CITY CLERK

A personal contact with the Mayor's Office or a City Councilmember is recommended

PLEASE DO NOT SUBMIT RESUMES

City Clerk
1989

No. 0596

City of Charlotte
Application for Appointment

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Committee, Commission, Board or Authority: CIVIL SERVICE BOARD

Name MARVIN B. SMITH **Sex/Race** M - W **District No.** 2

Home Address 650 REEVES COURT 28208 **Phone No.** 3993198

Business Address RETIRED **Phone No.**

Education ELEVEN YRS HIGH SCHOOL

Present Employer RETIRED

Job Title **Duties**

Business & Civic Experience 40 YRS LANCE INC — CIVIL SERVICE BOARD
MEMAC (AMBULANCE) AIRPORT BOARD
WESTSIDE ORGANIZATION, WILKENSON BLVD BOARD

Interests/Skills/Areas of Expertise EMERGENCY SERVICE (COUNTY & CITY)
POLICE & FIRE DEPT.

Comments I would like to serve on the Civil service Board again

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April 15, 1989 Marvin B. Smith

Date Signature of Applicant

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City Clerk
1988

No. 0592

City of Charlotte
Application for Appointment

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Committee, Commission, Board or Authority: CIVIL SERVICE

Name Rudolph Torrence, Sr. **Sex/Race** M/B **District No.** 4

Home Address 5913 Barrington Drive **Phone No.** 537-1163

Business Address 100 Beatties Ford Road **Phone No.** 378-1003

Education Three (3) years of College/Johnson C. Smith University; Associate Degree in Criminal Justice - Central Piedmont Community College; West Virginia State

Present Employer JOHNSON C. SMITH UNIVERSITY

Job Title Chief/Director of Campus Police **Duties** Director of Security

Business & Civic Experience Retired Charlotte Police Sergeant; Licensed N. C. Private Investigator and Patrol Business; Served on the Satellite Jail Committee; Presently serving on the Mecklenburg Jail Space Needs Committee

Interests/Skills/Areas of Expertise Community Involvement-- Very Good Management Skills and Leadership Abilities

Comments If selected, I would consider it an honor to serve on this Board.

I understand that this application will be maintained in the active file for a period of one year only

April 19, 1989 Rudolph Torrence Sr.

Date Signature of Applicant

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City Clerk
1988