AGENDA

Meeting Type:	B
Date:	10-08-1990
SUBJECT	

City of Charlotte, City Clerk's Office

CHARLOTTE

Council Agenda

October 8, 1990

FILE COPY

CHARLOTTE

Meetings in October '90

THE WEEK OF OCTOBER 1 - OCTOBER 6

1	Monday, 11 30 a m	**PLANNING COMMISSION/Planning Committee** - CMGC, 8th Floor Conference Room
	Monday, 12 Noon	**PLANNING COMMISSION/Workshop** - CMGC, 8th Floor Conference Room
	Monday, 2 00 p m	**PLANNING COMMISSION/Zoning Committee-Special Use Permit Board** - CMGC, 8th Floor Conference Room
	Monday, 4 00 p m	**CITY COUNCIL WORKSHOP** - CMGC, Conference Center
2	Tuesday, 7 30 a m	**POLITICAL CONSOLIDATION STUDY COMMISSION** - CMGC, Conference Center
	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
	Tuesday, 5 00 p m	**CITY COUNCIL OPERATIONS COMMITTEE** - CMGC, Rooms 270-271
3	Wednesday, 3 00 p m	**CULTURAL STUDY COMMITTEE** - CMGC, Meeting Chamber Conference Room
	Wednesday, 4 30 p m	**CITIZENS CABLE OVERSIGHT COMMITTEE** - CMGC, 7th Floor Large Conference Room
4	Thursday, 2 00 p m	**ADVISORY BOARD FOR CITIZENS WITH DISABILITIES** - CMGC, Room 119
	Thursday, 5 00 p m	**CITY COUNCIL FINANCE COMMITTEE** - CMGC, Rooms 270-271
5	Friday, 9 30 a m	**TAXICAB REVIEW BOARD** - Law Enforcement Center, 825 E Fourth Street, Room 307

THE WEEK OF OCTOBER 7 - OCTOBER 13

7	Sunday, 9 30 a m	**CHARLOTTE-MECKLENBURG ART COMMISSION/for OmniMax Semifinalists Interview** - Discovery Place, 301 North Tryon Street
8	Monday, 6 00 p m	**COUNCIL/MANAGER DINNER** - CMGC, Meeting Chamber Conference Room
	Monday, 6 30 p m	**CITIZENS HEARING** - CMGC, Meeting Chamber (Televised Channel 32)
	Monday, 7 00 p m	**CITY COUNCIL MEETING** CMGC, Meeting Chamber (Televised Channel 32)
	Monday, 7 30 p m	**HISTORIC LANDMARKS COMMISSION** - 1221 S Caldwell Street
9	Tuesday, 6 00 p m	**AIRPORT ADVISORY COMMITTEE** - Charlotte/Douglas International Airport, Conference Rooms A & B
	Tuesday, 7 00 p m	**TOWN MEETING ON VIOLENT CRIME** - CMGC, Meeting Chamber (Televised Channel 32)
10	Wednesday, 7 3- a m	**YOUTH INVOLVEMENT COUNCIL/Criminal Justice Day** - CMGC, Conference Center
	Wednesday, 8 00 a m	**CLEAN CITY COMMITTEE** CMGC, Room 119
	Wednesday, 8 30 a m	**CIVIL SERVICE BOARD** CMGC, 7th Floor Conference Room
	Wednesday, 9 00 a m	**CIVIL SERVICE HEARING** CMGC, Rooms 270-271
	Wednesday, 2 30 p m	**CHARLOTTE-MECKLENBURG ART COMMISSION/Executive Board** - CMGC, 8th Floor Conference Room
	Wednesday, 4 00 p m	**HISTORIC DISTRICT COMMISSION** - CMGC, 8th Floor Conference Room
11	Thursday, 10 00 a m	**PARADE PERMIT COMMITTEE** - CMGC, 6th Floor Conference Room
	Thursday, 5 00 p m	**COUNCIL/MANAGER DINNER** - CMGC, Meeting Chamber Conference Room
	Thursday, 6 00 p m	**CITIZENS HEARING** - CMGC, Meeting Chamber

(Continued on Back)

Public Service And Information Department

600 East Fourth Street

Charlotte NC 28202 2861

704/336-2395

THE WEEK OF OCTOBER 14 - OCTOBER 20

15	Monday, 5 00 p m	**COUNCIL/MANAGER DINNER** - CMGC, Meeting Chamber Conference Room
	Monday, 6 00 p m	**CITY COUNCIL/Zoning Hearing** - CMGC, Meeting Chamber
16	Tuesday, 12 Noon	**CITY COUNCIL/COUNTY COMMISSION/SCHOOL BOARD LUNCHEON** - CMGC, Conference Center
	Tuesday, 2 00 p m	**HOUSING AUTHORITY** - Boulevard Homes, 1620 Brooksvale
	Tuesday, 4 00 p m	**PLANNING COMMISSION/Planning Committee** - CMGC, 8th Floor Conference Room
	Tuesday, 5 30 p m	**ADVISORY COMMITTEE ON CMUD POLICIES** - CMUD Administration Building, 5100 Brookshire Blvd
	Tuesday, 6 00 p m	**CHARLOTTE ADVISORY PARKS COMMITTEE** - CMGC, Conference Center
	Tuesday, 7 00 p m	**POLITICAL CONSOLIDATION STUDY COMMISSION/Public Hearing** - CMGC, Meeting Chamber
17	Wednesday, 9 00 a m	**CULTURAL STUDY COMMITTEE/Retreat** - Winthrop College, Joynes Conference Center Oakland Ave, Rock Hill, S C
	Wednesday, 7 00 p m	**METROPOLITAN PLANNING ORGANIZATION** CMGC, Conference Center
19	Friday, 7 30 a m	**PLANNING LIAISON COMMITTEE** -CMGC, 8th Floor Conference Room
	Friday, 4 00 p m	**CHARLOTTE-MECKLENBURG ART COMMISSION/Workshop** - Main Public Library, Dixon Board Room, 310 North Tryon Street
20	Saturday, 9 30 a m	**CHARLOTTE-MECKLENBURG ART COMMISSION/Workshop Continuation** - Main Public Library, Dixon Board Room, 310 North Tryon Street

THE WEEK OF OCTOBER 21 - OCTOBER 27

21-23	Sunday - Tuesday	**NORTH CAROLINA LEAGUE OF MUNICIPALITIES** - Raleigh
22	Monday, 4 00 p m	**PLANNING COMMISSION/Executive Committee** - CMGC, 8th Floor Conference Room
	Monday, 4 30 p m	**PLANNING COMMISSION/Zoning Committee** - CMGC, 8th Floor Conference Room
23	Tuesday, 4 00 p m	**PLANNING COMMISSION/Planning Committee** - CMGC, 8th Floor Conference Room
	Tuesday, 7 00 p m	**CITIZENS CABLE OVERSIGHT COMMITTEE/Public Hearing** CMGC, Meeting Chamber (Televised Channel 32)
24	Wednesday, 7 45 a m	**PRIVATE INDUSTRY COUNCIL** - CMGC, Meeting Chamber Conference Center
	Wednesday, 9 00 a m	**CIVIL SERVICE HEARING** - CMGC, Room 118
	Wednesday, 10 30 a m	**AUDITORIUM-COLISEUM-CONVENTION CENTER AUTHORITY** Charlotte Convention Center, 101 S College Street, VIP 8 Conference Room
	Wednesday, 2 30 p m	**CHARLOTTE-MECKLENBURG ART COMMISSION/Executive Committee** - CMGC, 8th Floor Conference Room
	Wednesday, 6 00 p m	**YOUTH INVOLVEMENT COUNCIL** - CMGC, Room 118
25	Thursday, 5 00 p m	**CHARLOTTE-MECKLENBURG ART COMMISSION** - CMGC, 8th Floor Conference Room

THE WEEK OF OCTOBER 28 - OCTOBER 31

30	Tuesday, 2 00 p m	**CITY ZONING BOARD OF ADJUSTMENT** - Hal Marshall Building, Building Standards Training Room, 700 North Tryon Street
	Tuesday, 3 00 p m	**COMMUNITY FACILITIES COMMITTEE** - CMUD, 5100 Brookshire Blvd
31	Wednesday, 9 00 a m	**CIVIL SERVICE HEARING** - CMGC, Room 118

October 8, 1990 City Council Agenda
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CHARLOTTE

Mayor Sue Myrick | Mayor Pro Tem Cynthia Patterson

Stanley M. Campbell | Hoyle H. Martin
Daniel G. Clodfelter | Roy Matthews
Ann Hammond | Ella Butler Scarborough
Pat McCrory | Richard Vinroot
Tom Mangum | Lynn M. Wheeler

Council Agenda

Monday, October 8, 1990

6:00 p.m.	-	Council-Manager dinner
6:30 p.m.	-	Citizens hearing
7:00 p.m.	-	Council meeting

ITEM NO.

1. Invocation by Dr. Richard T. Frazier of Avondale Presbyterian Church.

2. Consider approval of minutes of August 21, Decision on East District Plan and August 22, 1990, Workshop on New Zoning Ordinance.

PUBLIC HEARING

3. Council is requested to take the following actions regarding Convention Center financing:

(1) Conduct a public hearing; (2) adopt a resolution making certain findings of facts; (3) approve the forms of documentation; (4) adopt resolution setting forth an interlocal agreement and; (5) direct City Manager to take necessary actions to secure financing of the Convention Center under N.C.G.S 160A-19 or 160A-20.

Council Actions

City Council is requested to:

(1) Conduct a public hearing in accordance with the resolution adopted on September 10, 1990, relative to financing the Convention Center;

(2) Adopt a resolution that makes certain findings of facts related to financing the Convention Center under N.C.G.S. 160A-19, or in the alternative, N.C.G.S. 160A-20;

(3) Approve the forms of documentation required under N.C.G.S. 160A-19, or in the alternative, N.C.G.S. 160A-20 including a lease, installment purchase contract and deed of trust;

(4) Adopt a resolution that authorizes the City Manager and the Director of Finance to proceed with necessary actions to carry out an interlocal agreement with the City of Durham and;

(5) Direct the City Manager to proceed with those acts necessary to proceed with financing the Convention Center.

Convention Center Financing

July 9, 1990 - Council authorized actions to secure financing for the proposed Convention Center.

August 6, 1990 - Council authorized actions to secure financing for a convention center via a lease/purchase method.

September 10, 1990 - Council adopted a resolution calling for a public hearing concerning Convention Center financing via N.C.G.S. 160A-20 and authorized actions to secure the financing.

August 27, 1990 - Council was informed of the possible savings available through the North Carolina League of Municipalities because of a transition rule exemption granted to the League in the Technical Corrections Act of 1986 (League Pool). The League Pool requires the participation of at least two municipalities. The City of Durham is structuring a financing that will meet the December 31, 1990 deadline of the League Pool, and has agreed to participate with the City.

Funds

Proceeds of the financing.

Clearances

Finance Department and Special Counsel.

4. A. Conduct a public hearing on the negotiated sale of land to David H. Ramsey, in West Morehead Neighborhood Strategy Area known as Block 40, Parcel No. 1, located at the corner of West Palmer Street and South Church Street for $25,312.50.

B. Recommend approval of the sale of land to David H. Ramsey for $25,312.50.

Public Hearing Required

The transfer of land by private sale is authorized by N. C. General Statute 160-A457(4) and requires that a public hearing be held to consider such a sale.

Ramsey Proposal

The Real Estate Division received a proposal from Mr. David H. Ramsey to purchase 8,114 square feet of land for $25,312.50.

- The proposed development will be a 3,500 square foot photography studio and office with an estimated construction cost of $140,000.00. The remainder of the land area will be utilized for parking and landscaping.

- Upon completion, the proposed photography operation will add two additional permanent employees.

- The appraised value of the property is $20,250.00 as determined by an independent appraiser.

West Morehead Plan

The Redevelopment Plan for West Morehead provides for the disposal of acquired land for development by public or private parties.

Clearances

Engineering/Real Estate and Community Development concur in this request. Mandatory Referral was approved on September 4, 1990 (see attached).

A map is attached.

Attachment No. 1

POLICY

5. Consider alternative alignments for the West Charlotte and North Charlotte Outer Loop and direct the City's representative to the Metropolitan Planning Organization (MPO) concerning alignment selection.

Council Action

Council is requested to consider alternative alignments for the West and North Charlotte Outer Loop and to direct the City's representative to the MPO concerning alignment selection. The next MPO meeting is October 17, 1990. A presentation will be made at the Council meeting.

Outer Loop History

The concept of a circumferential freeway (the Outer Loop) around the City of Charlotte first received local government endorsement in 1977 with its inclusion in the Charlotte-Mecklenburg Thoroughfare Plan.

- Both the South Charlotte Outer Loop (from I-77 South to US 74) and the East Charlotte Outer Loop (from US 74 East to the US 29/I-85 Connector) have approved Final Environmental Impact Statements (FEIS).

- Right-of-way for both segments is being protected under the North Carolina Roadway Corridor Official Map Act.

- Construction on the first segment of the South Charlotte Outer Loop (between NC 51 and US 521) began in 1988. Preparation of EIS's for the West Charlotte Outer Loop (I-77 South to NC 27/Mount Holly Road) and the North Charlotte Outer Loop (NC 27/Mount Holly Road to the US 29/ I-85 Connector) has been underway since summer 1988.

Chronology

A chronology of significant events related to the North and West Charlotte Outer Loop follows:

1977

A corridor for the northern and western portions of the Outer Loop is shown as a dashed line on the Charlotte-Mecklenburg Thoroughfare Plan. This corridor is shown, realizing that future environmental studies could recommend changes in that corridor.

1985	The Generalized Land Plan 2005 includes a different corridor for the North Charlotte and West Charlotte Outer Loop. In the north, the land use plan alignment is developed on the premise that the Outer Loop will define the urbanized land area for Charlotte; consequently, a larger land area is assembled within the northern portion of the loop. In the west, the proposed freeway location consolidates residentially zoned land in the Steele Creek area and is within the area which is already impacted by noise from Charlotte-Douglas Airport.
October, 1985	Sasaki Associates Inc., under contract to developers of a proposed 1240-acre commercial/ residential complex known as Whitehall, complete an abbreviated freeway alignment analysis for the West Charlotte Outer Loop between I-77 and Dixie River Road. This study is performed to aid in locating the freeway through the Whitehall development.
Nov. 19, 1986	The MPO adopts a "locally protected alignment" for the West Charlotte Outer Loop between I-77 and I-85 based on a technical study performed by the Technical Coordinating Committee (TCC). Use of this alignment on the Thoroughfare Plan permits right-of-way protection using the zoning and subdivision ordinances of the City of Charlotte and Mecklenburg County.
Summer, 1988	J.E. Greiner, Inc. and Kimley-Horn Associates, Inc., under contract to the North Carolina Department of Transportation (NCDOT), begin work on combined project location planning reports and Environmental Impact Statements (EIS) for the North and West Charlotte Outer Loop between I-77 South and the US 29/I-85 Connector. The consultants consider the No-Build, Transportation System Management, and Multi-modal alternatives in addition to the freeway construction alternatives.
October, 1988	Greiner and Kimley-Horn present preliminary roadway segments for the North Charlotte and West Charlotte Outer Loop at public workshops.

July 31 & August 8, 1990	Greiner and Kimley-Horn present the three most reasonsable and feasible alignments at public workshops. The three locations for the North Charlotte Outer Loop are designated the Southern, Middle, and Northern alignments. The three alternatives for the West Charlotte Outer Loop are named the East, Middle, and West corridors.
August 21 & August 23, 1990	The NCDOT holds public hearings on the alignments under consideration for the North and West Charlotte Outer Loop.
Alternates	Attachment 1 is a map of four alternates for the North and West Charlotte Outer Loop which have been discussed at recent MPO and TCC meetings. Alternate C is recommended. Alternate A - This alternate is closest to the Thoroughfare Plan alignment. It includes the Middle corridor for the West Charlotte Outer Loop and the Southern alignment for the North Charlotte Outer Loop. Alternate B - This alternate responds to comments from residents of Stoney Point and Coulwood who oppose the Southern alignment for the North Charlotte Outer Loop. The alternate uses a crossover (EW3) for the West Charlotte Outer Loop which allows the Middle corridor for the West Charlotte Outer Loop to connect to the Middle corridor for the North Charlotte Outer Loop between NC 27 and Oakdale Road. The Southern alignment for the North Charlotte Outer Loop would be used between Oakdale Road and the I-85/US 29 Connector. Alternate C - This combination of alignments was unanimously adopted by the TCC on September 19. This alternate includes the Middle corridor for the West Charlotte Outer Loop, the Southern alignment for the portion of the Northern Outer Loop between NC 27 and I-77 North, and the Middle alignment for the remaining segment between I-77 and the I-85/US 29 Connector.

Alternate D - This alternate bypasses both Stoney Point/Coulwood neighborhoods and the proposed Mallard Creek Community Park. Alternate D includes the Middle corridor for the West Charlotte Outer Loop plus crossover EW3, the Middle alignment of the North Carolina Outer Loop between NC 27 and Oakdale Road, the Southern alignment between Oakdale Road and I-77, and the Middle alignment between I-77 and the I-85/US 29 Connector.

Alternate C Recommended

The TCC, as well as staff from the Charlotte Department of Transportation (CDOT) and the Charlotte-Mecklenburg Planning Commission (CMPC), recommend Alternate C because:

- The Middle alignment for the North Charlotte Outer loop east of I-77 does not divide two parcels purchased by Mecklenburg County for future development of Mallard Creek Community Park. The Southern alignment is located on a parcel between the two tracts of County-owned land. Residential and business relocations appear to be equal for the Middle and Southern alignments between I-77 North and I-85 East.

- The Southern alignment between NC 27 and I-77 does not cross either the medium Watershed Protection Area or the historic rural community of Long Creek. This alignment, unlike the Northern and Middle alignments, does not divide the Development Enterprise Area (DEA) proposed in the Northeast District Plan for the intersection of Mt. Holly-Huntersville Road and NC 16. The Middle alignment creates land use problems in the Northwest by leaving a narrow strip of land between the Outer Loop and Mt. Holly/ Huntersville Road. Also, the Middle alignment in Northwest Mecklenburg results in the use of the EW3 crossover for the West Charlotte Outer Loop which does not permit a key Outer Loop interchange with Moores Chapel Road. This important interchange is feasible with the Southern alignment.

The Northern and Middle alignments for the North Charlotte Outer Loop cross environmentally-sensitive areas near the Catawba River and were not favored by the TCC.

o The Middle corridor for the West Charlotte Outer Loop follows the Thoroughfare Plan alignment except for the portion between York and Dixie River Roads. This change is necessary to reduce impacts on historical structures and problem areas near Steele Creek and Shopton Roads. The Middle corridor does not split the Steeleberry Acres neighborhood or impact the Eagle Lake community like the East corridor. Although the Middle alignment (as well as the East) takes five holes of privately-owned Pawtuckett Golf Course, Kimley-Horn feels there is land adjacent to the course which can be used to relocate the displaced holes.

Attachment 2 summarizes the impacts of Alternates A through D.

Attachment 3 is a copy of a September 7, 1990 letter from Jerry Orr, Aviation Director, indicating the Airport's preference for the Middle alignment with the EW3 crossover for the West Charlotte Outer Loop. Mr. Orr's comments support the selection of Alternates B or D because these two include the EW3 crossover for the West Charlotte Outer Loop.

Attachment No. 2

6. Discussion of Sardis Road/Weddington Road alignment.

At the October 1, 1990 Council workshop, Council requested this item be placed on the agenda for discussion.

At the September 10, 1990 meeting, Council voted to: (1) use the City's weighted vote; (2) have the City's representative to the MPO vote for either the E route as recommended by the technical staff, or the G' route; or, (3) to change the vote to support Matthews if Matthews chose a Sardis/Weddington connector in addition to the F alignment before the September 19 MPO meeting.

The previous agenda item is attached.

Attachment No. 3

7. (1) Consider the recommendation of the Planning and Public Works Committee that corrective rezonings continue to be included in district plans and that the Zoning Issue Area concept not be used, and (2) make policy decisions on proposed corrective rezonings in the Toddville Road and Albemarle Road areas.

Zoning Issue Areas

Zoning Issue Areas were created by Planning staff in an effort to address concerns in the district plans adoption process. The first concern was that the review of all components of a district plan was often limited because of the focus of public comment and attention on proposed corrective rezonings. This would isolate discussions to one aspect of the district plan instead of considering the plan as a whole.

Secondly, some of the proposed corrective rezonings involved extensive areas of a complex and controversial nature. The Zoning Issue Area was an effort to separate and evaluate those areas in a detailed manner.

The Zoning Issue Area also allowed the elected officials to acknowledge problems in zoning patterns while not adopting a policy for change of zoning prior to the rezoning process.

Committee Recommendation

The Planning and Public Works Committee considered the concept of Zoning Issue Areas against the traditional method of district plan adoption that includes corrective rezonings.

- It was the unanimous recommendation of the Planning and Public Works Committee that all rezonings should be considered within the framework of a district plan to give clear direction to the public as to the policies of land use and zoning for all properties as is presently done.

- It was felt that the Zoning Issue Area only deferred a difficult issue and prolonged the uncertainty of land use policy for a particular area.

- Therefore, the Planning and Public Works Committee recommends that corrective rezonings continue to be included in district plans and that the Zoning Issue Area concept not be used.

Subsequently, the Planning and Public Works Committee also recommended that the corrective rezonings as recommended by staff and the Planning Committee for the Albemarle Road Corridor in the East District Plan, and the Melinda/Toddville Road area in the Northwest Plan, be approved as part of those plans. Information on these rezonings is attached.

Clearances Planning and Public Works Committee.

Attachment No. 4

8. Recommend adoption of a resolution to amend the Mecklenburg County Solid Waste Management Plan.

Solid Waste Plan On August 27, 1990, City Council deferred action for 30 days on a request to approve revisions to Mecklenburg County's Solid Waste Management Plan, a plan adopted by Council on November 23, 1987. The August 27 agenda item is attached. The proposed revisions, also attached, would ensure compliance with the new state regulations as specified in Senate Bill 111 and would be responsive to operational condition changes. The revisions have already been adopted by the other affected municipalities in the County and the Mecklenburg County Commissioners approved them on September 17, 1990, pending approval by Council.

Responses to Questions Several Council members asked specific questions regarding the impact of Senate Bill 111 and the revisions to the Solid Waste Management Plan on the City. Responses to those questions are:

Question #1 - What will be the impact of recycling on the budget?

The budgetary impact to achieve the recycling goals cannot be predicted at this time. The City is expected to implement six programs with only the first one, curbside yard waste recycling, already in the FY91 budget at $283,989 for six months' service. A full year's cost would have been $486,838. Costs for the other five programs have not been calculated since the programs are not yet designed. Those five programs are as follows:

- Inclusion of multi-family complexes in the curbside recycling program.

- Addition/deletion of recyclable materials that are collected in the curbside program. These changes will occur 1) to reflect markets available for these materials, and 2) to comply with State requirements.

- Amendment of current collection operations if further items are banned from landfilling.

- Possible expansion of materials recovery programs at City facilities.

- Preparation of an enhanced public awareness program for recycling.

Question #2 - Will there be a fine and who will be responsible for failure if we do not achieve the goal of Senate Bill 111?

There are no fines in Senate Bill 111; however, the County is given authority to "ensure to the maximum extent possible, that municipalities...participate in the preparation and implementation of recycling solid waste management programs..." Failure to comply with this requirement could result in higher tipping fees for unseparated waste brought to the County's disposal facilities or denial of entry to City vehicles.

Question #3 - Are there enforcement costs?

As stated in the response to Question #2, higher tipping fees could result or the City could have to find alternate disposal methods should City vehicles be denied entry to County disposal facilities. If mandatory recycling is adopted, the City must administer an enforcement program plus employee inspectors. This would be a high cost program with little results achieved for the monies expended. Additionally, a successful voluntary program could quickly sour as public support changes when residents are told they "must" comply.

Question #4 - Are we headed towards mandatory source separation?

Voluntary source separation has worked well for Charlotte. Current statistics reflect participation levels averaging at least 43% per month, ranging from a high of 60% to a low of 27%. Tonnage is anticipated to increase 37.5%, from 10,000 to 13,750 tons per year. Mandatory source separation does not appear needed in the near future to accomplish the 25% recycling goal by 1993.

The County has acknowledged that after yard waste recycling is implemented and the multi-family complexes are added to the City's Curbside Collection Program, there is little more the City can do to help achieve the county-wide 25% goal. The commercial sector, a little tapped source at this time, will offer the largest reduction in the waste stream through the recycling of such materials as cardboard, office paper, etc.

Attached is an executive summary of a status report on City/County Solid Waste Management Plans.

Clearances City Manager's Office, City Attorney, Solid Waste Management Advisory Board. Solid Waste Services Department.

Attachment No. 5

9. Recommend adoption of a resolution authorizing an interlocal agreement for the collection of recyclable materials.

Council Action Council approval of this interlocal agreement is a formality that recognizes procedures that are already in place for the collection of recyclable materials.

Interlocal Agreement Key elements of the agreement are:

- The County will provide a disposal facility(s) compatible with the City's collection equipment which will be open to accept materials during the hours normally worked by the City's collection crews.

- All recyclable materials jointly approved by the City and County for collection will be exempted from a tipping fee charge.

- The County will provide certain tonnage data and make it available to the City.

- The County will advise the City of any new disposal facilities; the City shall determine the route its collection vehicles take to and from the sites; and, if more than one facility is established, the City will consult with the County to ensure the integrity of flow control.

- The materials collected shall be the property of the City until they are deposited at the disposal facility when the ownership transfers to Mecklenburg County.

- The agreement shall begin January 1, 1990 and extend for five years. It shall be automatically renewed for another five years unless either party advises the other of their intent not to renew.

Recycling History

On November 23, 1987, Council adopted Mecklenburg County's Solid Waste Management Plan. One of the integral parts of the plan was recycling, which was scheduled to be implemented in three phases.

Under Phase I, beginning February 23, 1987, the City contracted with the County, at the County's expense, to provide a pilot curbside multi-material recyclables collection program to approximately 15,000 households in areas identified by the City of Charlotte and the towns of Davidson, Huntersville and Cornelius.

After an evaluation of the pilot program, a Phase II program was designed containing the same program elements but expanded city-wide in all Mecklenburg County municipalities. The City of Charlotte's Phase II program was implemented January 1, 1990.

Phase III is not yet defined and may only become necessary if the percentage goal for recycling by 2006 is not achieved through the activities in Phases I and II.

Funding No funding required for this action; funds are already in the budget.

Clearances City Manager's Office, City Attorney, Solid Waste Services Department, Mecklenburg County Staff.

10. Consideration of changing all City Council meetings to evening meetings.

11. Discussion of distribution of keys to the City.

Attached is a report of a survey of 13 other cities and Mecklenburg County on how jurisdictions present keys to the City. This was sent to Council in the September 7, 1990 Council-Manager memorandum.

Attachment No. 6

12. Recommend adoption of a resolution in support of the November bond referendum.

The resolution is attached; it is basically the same resolution adopted by the County.

Attachment No. 7

13. The following items are recommended to be discussed at the Council workshop on Monday, November 5, 1990 at 5:00 p.m.

Cultural Action Plan
Discussion of Corridor Protection for Light Rail

BUSINESS

14. Recommend approval of a memorandum of understanding between the City and the Board of Education authorizing the sale of Seversville Elementary School, 1701 Sumter Street, to the City to develop affordable housing.

Council Action

City Council is requested to approve a memorandum of understanding between the City and the Board of Education authorizing the sale of Seversville Elementary School, 1701 Sumter Street, and 2.23 acres of land to the City to develop affordable housing.

- The sale requires no exchange of cash between the two bodies; however, it does require the City to trade City-owned land to the School Board within 24 months after the school's property is transferred to the City.

- The value of the property is to be no lower in value than the purchase price of $195,000 or the amount equal to the purchase price received by the City from the developer for the property, whichever is higher.

- The School Board staff will work with the City's Real Estate, Parks and Recreation, Planning, and Community Development Departments to seek land for comparable trade.

- Any future trade of City-owned land will come before City Council for approval.

History of Project

At the June 25, 1990, Council meeting, John E. Offendahl, President of the Seversville Partners, Inc., requested assistance in securing control of the vacant Seversville Elementary School for redeveloping the property into affordable housing. City Council requested that the City pursue control of the site, and Community Development staff was directed to work with the School Board staff to secure control of the school.

City and School Board staff developed a memorandum of understanding which provides for the transfer of the school and 2.23 acres of land to the City in trade for comparable valued City-owned property within 24 months after closing. The current appraised value of the property is $195,000 which has been confirmed by the Real Estate Division. After transfer of the property, staff will solicit requests for proposals from developers in order to redevelop the school for affordable housing.

Staff will adhere to the RFP process amended and approved by City Council on June 11, 1990. This process requires neighborhood notification and site plan review; however, since we will be seeking RFP's to develop a specific site rather than seeking sites to be developed, there will be a need to make appropriate modification to the process shown in Exhibit A.

The memorandum of understanding was approved by the Board of Education on September 11, 1990 and is attached as Exhibit B. Mandatory Referral on the project was considered by the Planning Commission's Planning Committee on October 2, 1990. The Mandatory Referral report is attached.

Funding — No funds are requested by this action. However, it does require the City to trade City-owned land to the School Board as stated above.

Clearances — Real Estate, Community Development Department, and Board of Education.

Attachment No. 8

15. Consider authorizing the City Manager to enter into an agreement with Crosland-Erwin to allow for a partial renegotiation of their lease with the City.

Information on this item will be sent in the Friday, October 5 Council-Manager memorandum.

16. Consider a request from the Myers Park Presbyterian Church for a variance from the City's driveway regulations which requires widening of a driveway on Queens Road, and (1) adopt a resolution granting a variance to Myers Park Presbyterian Church for design of its driveway on Queens Road, but not waiving the requirement that it be maintained in good repair, or (2) adopt a resolution reaffirming the City driveway regulations and require the driveway on Queens Road to conform to the regulations.

Driveway Variance Requested

At its September 17, 1990 meeting, Council was asked by Mr. Dan Page, elder of the Myers Park Presbyterian Church, to grant a variance from the City driveway regulations (Section 19-51 of the City Code) for a driveway on Queens Road. The church plans to connect a former, narrow residential driveway to a new 48 space parking lot and use the driveway for an exit from the church property onto Queens Road. The City's driveway regulations require that the driveway be rebuilt to handle the increased traffic. The church entered into an agreement with the Myers Park Homeowners Association stating it would maintain the residential character of the driveway and not widen it to more than 12 feet on church property.

City driveway regulations require that the driveway be widened within right-of-way to a width of 20 feet for a one-way exit onto Queens Road. The intent of the agreement between the church and the Homeowner's Association precludes construction of a standard City driveway even within the right-of-way of Queens Road. The agreement between the church and the neighborhood does not preclude reconstruction of the driveway for maintenance purposes. The existing driveway is in poor repair and needs to be rebuilt. Property owners are required by City Code to maintain their driveways in good repair. CDOT has indicated to Mr. Page that if Council agrees to vary the regulations it will work with the church and the Homeowner's Association to provide an adequate design, within the restraints of the Association's agreement, for reconstruction of the existing driveway for maintenance purposes.

Options City Council is asked to consider two options:

Option 1: Grant a variance to Myers Park Presbyterian Church for the design of its driveway on Queens Road, but not waiving the requirement that it be maintained in good repair.

Option 2: Reaffirm the City driveway regulations and require the driveway on Queens Road to conform to the regulations.

Attached is a letter and map from Mr. Dan Page.

Clearances Charlotte Department of Transportation.

Attachment No. 9

17. Recommend (1) adoption of a budget ordinance for $800,000 ($500,000 is already in the account) and (2) approval of an agreement with ERC Environmental and Energy Services Company (ERCE) for $1,099,333.00 to prepare Part I of the National Pollutant Discharge Elimination System (NPDES) stormwater permit and conduct a pilot inventory study.

Rules for Stormwater Runoff Permits The U. S. Environmental Protection Agency is preparing rules for the application and issuance of NPDES permits for urban stormwater runoff. These permits will be required for all cities with populations over 100,000. The final rules are scheduled to be published in mid-November. Based on preliminary information from EPA, the City of Charlotte will be required to:

(1) Inventory and document the existing drainage system, characterize the quality of the City's stormwater runoff, and document existing authority to regulate and control stormwater quality. These activities represent Part 1 of the permit process.

(2) Measure and quantify the relative quality of the City's stormwater runoff, establish the necessary ordinances and legislation to control stormwater quality, demonstrate the City's financial ability to control stormwater quality, and draft a water quality management plan for the City. These

activities represent Part 2 of the permit application process.

(3) Implement the water quality management plan approved by EPA.

Completion Timetable

The EPA is expected to allow one year for the City to complete Part 1 and a second year to complete Part 2.

Engineering Firm Recommended

The magnitude of the work and the special expertise required dictate that an engineering firm be contracted to prepare the permit application. In order to be in a position of moving forward immediately after the rules are published, the engineering firm of ERC Environmental and Energy Services has been selected in accordance with the City's consultant selection process.

Scope of Services

Although the scope of services for the engineer has been prepared based on preliminary rules, the contract has been structured with flexibility that will allow the scope of services to be adjusted based on the final rules published in November. In this way, the City will only pay for those services actually required by the final rules. During October, the engineer will be collecting information and preparing to implement the final rules. Included in the contract is a program to raise the public's awareness of stormwater issues.

A contract for Part II of the NPDES permit will be required at a future date.

Drainage System Inventory

In conjunction with the permit application work, the engineer will conduct a pilot drainage system inventory. This inventory will determine the methods and costs for a City-wide drainage system inventory. The inventory is required for future maintenance and capital improvement activities associated with a stormwater utility. The inventory and permit application activities will be automated utilizing the City's geographical information system (GIS).

Funding

Funding for the budget ordinance is available in the 1988 Storm Drainage Bonds.

The FY91 CIP allocates $500,000.00 to an account for the NPDES permit. This contract represents inventory, public education, and preliminary funding activities for a stormwater program in addition to the permit work. The purpose of the budget ordinance is to transfer additional Storm Drainage Bond funds from an existing account to this new account.

Clearances

This agreement has been reviewed and approved by the Engineering Department and reviewed by the Attorney's Office.

18. A. Recommend adoption of a resolution authorizing a municipal agreement with the North Carolina Department of Transportation (NCDOT) for work related to the proposed NFL stadium site - the relocation of Graham and Mint Streets, the replacement of water mains and sanitary sewer lines, and the construction of a retaining wall in order to relocate the railroad spur serving Knight Publishing.

Relocation of Graham and Mint Streets

Site preparation for the proposed NFL stadium will result in the demolition of portions of Mint Street and Graham Street. The NCDOT will relocate Graham and Mint Streets around the site to maintain the continuity of the existing road network. A map is attached.

The NCDOT is preparing the construction and right-of-way plans for relocating portions of Mint Street and Graham Street. The City has asked the NCDOT to construct a retaining wall to facilitate the relocation of the railroad spur serving Knight Publishing and to include the relocation of municipal water mains and sanitary sewer lines as part of the roadway project.

Terms of Agreement

Terms of the municipal agreement are:

- The NCDOT will be responsible for all costs associated with the roadway project including right-of-way acquisition, design, construction, installation of railroad grade crossing safety equipment, and traffic signal modifications.

- The City will pay the NCDOT for acquistion of right-of-way (which will not exceed $51,900) necessary to construct the retaining wall. The City will reimburse NCDOT for cost of the right-of-way upon conveyance of that right-of-way to the City.

- Under a separate agreement with the City and Knight Publishing (18 B), Duke Power has agreed to advance to the City the money to pay for construction of a retaining wall for the relocation of the railroad spur. The City will be required to reimburse Duke Power only if an NFL franchise is awarded to Charlotte. The design and construction of the retaining wall is estimated to cost $300,000.

- The City will pay the NCDOT the estimated construction cost prior to the award of the retaining wall construction contract. Additional construction costs, if any, will be paid upon completion of the project when final costs are known.

- The City will also reimburse the NCDOT for the cost of relocating municipal water mains and sanitary sewer lines which will be built as part of the roadway project. The estimated cost of the construction of the water mains ($160,000) and sanitary sewer lines ($180,000) totals $340,000. The City will prepare the design plans for the water mains and sanitary sewer lines.

Funding

The NFL stadium project budget includes funds for purchasing the necessary right-of-way and constructing the retaining wall. Under a separate agreement with the City and Knight Publishing, Duke Power has agreed to advance to the City the money to pay for constructing the retaining wall. The City will be required to reimburse Duke Power only if an NFL franchise is awarded to Charlotte.

Construction of the water mains and sanitary sewer lines will be funded from the Water and Sewer Capital Improvement Program.

Clearances The municipal agreement has been reviewed by the City Engineering Department, Charlotte/Mecklenburg Utility Department and the Charlotte Department of Transportation.

Attachment No. 10

B. Recommend approval of an agreement between the City, Duke Power Company and Knight Publishing Company relative to the payment of costs involved in the relocation of the spur track around the proposed NFL stadium site.

Spur Track Relocation As part of the proposed NFL stadium project, North Carolina Department of Transportation (NCDOT) has determined to proceed now with relocating a portion of South Graham and Mint Street around the proposed site. This causes the immediate relocation of a spur track belonging to Norfolk Southern Corporation so that it also circumvents the radius of the site. The spur track presently crosses property owned by Duke Power and provides rail service to Knight Publishing Company for its paper storage warehouse. The relocated track will no longer cross Duke's property and will serve Knight from another direction. As a result of the relocation, modifications will have to be made to Knight's warehouse.

Agreement Council is requested to approve an agreement wherein Knight Publishing, NCDOT, and Richardson Sports will be reimbursed for certain costs incurred as a result of the spur track relocation. Specifically, the terms of the agreement are:

1. Knight Publishing will be reimbursed for the costs it incurs in making modifications to its paper storage warehouse as may be necessitated by the relocation of the spur track;

2. Richardson Sports will be reimbursed the costs it incurs in the relocation of the spur track;

3. Duke Power will advance to the City an amount equal to the costs incurred by Knight, Richardson Sports, and NCDOT as it relates to building a retaining wall between a portion of the relocated track and the John Belk Freeway;

4. The City will reimburse Knight for actually incurred incremental trucking costs which may result if the old track is closed prior to the relocated track being in place and usable.

5. If a franchise is awarded Richardson Sports on or before December 31, 1993, the City will reimburse Duke for the costs it advanced to the City for payment to Knight, NCDOT, and Richardson Sports; and

6. If no franchise is awarded within the time allowed, Duke Power will remain liable for all items it advanced.

Funding — The NFL stadium project budget.

Clearances — The agreement has been reviewed by the City Engineering Department, the City Finance Department, the City Manager's Office and City Attorney's Office.

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The City Attorney advises that agenda items no. 19 through 33 may be considered in one motion. However, any member of Council may request that an item be divided and voted on separately.

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GRANT APPLICATION/BUDGET ORDINANCE

19. Recommend adoption of a resolution authorizing grant applications to the Urban Mass Transportation Administration and the North Carolina Department of Transportation for FY 91 transit assistance, and adoption of a budget ordinance appropriating estimated grant funds.

Annual Grants — Annually, the City applies for grants from the Urban Mass Transportation Administration (UMTA) and the North Carolina Department of Transportation (NCDOT) to assist in the funding of the transit program. UMTA's formula grant program, Section 9, allocates funds for both capital and operating assistance. In 1987 UMTA capped its participation in our operating assistance, and it is now $1,308,389.

FY 91 Grant

The FY91 grant from UMTA will provide the maximum anticipated appropriation for operating assistance of approximately $1,308,389.

This year's capital program, totalling $1,086,000, includes: replacement of four STS passenger vehicles and two service vehicles (pickups), purchase of an additional service vehicle and tow trucks, installation of a parking card access security system, purchase of heavy maintenance equipment for the CTS garage, and 50 additional bus shelters to complement the Tryon Mall and other high ridership locations.

Council approved a $10,000,000+ grant application for 54 buses last January. UMTA, under its Section 3 discretionary program, has approved a grant for only the 25 new buses. The 29 replacement buses will have to be funded instead through the Section 9 formula grants program. This FY 91 grant application includes 15 of the 29 replacements. The balance will be requested as UMTA funds become available.

Funding

Capital assistance

UMTA	(80%)	$3,268,800
NCDOT	(10%)	408,600
City	(10%)	408,600
		$4,086,000

Operating assistance

UMTA	$1,308,389

The operating assistance grant and the City 10% share for capital assistance were appropriated in the FY91 budget ordinance. The current budget ordinance appropriates estimated Federal and State funds.

Clearances

The City Attorney has approved the resolution as to form, and the staff grants review committee has approved this application.

BUDGET ORDINANCE

20. Recommend adoption of a budget ordinance to provide a supplemental appropriation of $175,000 for water main extension along Idlewild Road.

Idlewild Widening — The following bid section recommends a low bid award for the construction of the Idlewild Road widening project. Included in this contract is the installation of a 30-inch water main. The low bid on the entire project as submitted by Dickerson Carolina, Inc. is $4,328,366.09. The 30-inch water main portion is $1,537,599. CMUD has $1,441,000 appropriated for construction; $175,000 is needed to provide for the bid amount plus approximately 5% contingency.

Funding — The budget ordinance will transfer $175,000 from Water Main - Franklin Plant to Vanizer Street capital account to the Idlewild Road Water Main capital account.

Clearances — Utility Director.

21. Recommend adoption of a budget ordinance appropriating the County's share of the cost of Fire Station No. 27.

Fire Station No. 27 — The following bid section contains construction bids for Fire Station No. 27. The Fire Station No. 27 project began as an annexation fire station to serve the UNCC area. During the period of property acquisition, the City and County decided to construct a joint use facility for the Charlotte Fire Department and MEDIC. The County's proportionate share of the cost is 19 percent.

The budget ordinance appropriates the County's share.

As noted in the bid section, two of the fire station bids will not be received until October 3; we will notify Council in the Friday, October 5 Council-Manager memorandum of the bid recommendations. Once those bids are in, we will calculate the County's 19 percent share, and provide that information to Council.

BID LIST

22. 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. Idlewild Road Widening/Water Main — Engineering CMUD

Recommendation: By the City Engineer, based on the recommendation of the consultant, Rummel, Klepper, & Kahl, that the low bid of $4,328,366.09, as submitted by Dickerson Carolina, be accepted for award on a unit price basis.

Project Description: This project is a combination major roadway widening/CMUD water main. They were bid as one package to save money. Idlewild Road will be widened to four lanes from Flintridge Drive to East Harris Blvd. The portion presently four-lanes wide between Flintridge Dr. and Electra Lane will be upgraded. A major intersection improvement will also occur at East Harris Blvd./Idlewild Rd. Construction will include sidewalks, curbs and gutters, and storm drainage. The existing Campbell Creek bridge will be replaced with a box culvert.

Source of Funding: General Capital Improvement Fund - (Idlewild Road Widening). Water and Sewer Capital Improvement Fund - (Idlewild Road Water main). Water and Sewer Capital Improvement Fund - (Relocation of Mains in Widened Streets). Water and Sewer Capital Improvement Fund (Sewer in Streets to be Widened).

B. Fire Station #27 General Contract — Engineering

Recommendation: By the City Engineer, based on the recommendation of the architect, David Furman Architecture, that:

A. The $727,694.00 bid submitted by Farley-Miles Construction Co., Inc. be rejected as non-responsive, and

B. The negotiated bid of $609,837.00*, as submitted by Donald C. Neal Construction Co., Inc., be accepted for award on a lump sum basis. (* Bid negotiated down from original bid of $732,564.00).

Project Description: This project consists of the construction of a new three-bay fire station/MEDIC facility on Highway 49 near UNCC. The County is funding the proportionate cost of the MEDIC facilities.

The apparent low bidder, Farley-Miles Const. Co. failed to submit the required M/WBE documentation with the bid. Based upon an opinion from the City Attorney's Office, the Engineering Department and the M/WBE Program Director recommend that the bid be rejected as non-responsive.

Since the bids exceeded the available funds for the project, negotiations were conducted to reduce the cost. Changes in the project as a result of the negotiations include replacing ceramic exterior panels with conventional brick construction and replacing the exposed structural steel system with a conventional bar-joist system.

Source of Funding: General Capital Improvement Fund - (University Research Park).

C. Fire Station #27 Engineering
Electrical Contract

Recommendation: By the City Engineer, based on the recommendation of the architect, David Furman Architecture, that the negotiated bid of $104,000.00, as submitted by Watson Electric Company be accepted for award on a lump sum basis.

Source of Funding: General Capital Improvement Fund - (University Research Park).

D. Fire Station #27 Engineering
Mechanical Contract

Bids for the mechanical contract will be received October 3, 1990. The recommended bid award will be sent with the October 5, 1990 Council-Manager memorandum.

ITEM NO.

E. Fire Station #27 — Engineering
Plumbing Contract

Bids for the plumbing contract will be received October 3, 1990. The recommended bid award will be sent with the October 5, 1990 Council-Manager memorandum.

F. Sanitary Sewer Construction — Charlotte-Mecklenburg Utility Department
15-Inch Sanitary Sewer Replacement From Briar Creek To Sudbury Road

Recommendation: Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Sanders Brothers, Incorporated of Charlotte, North Carolina in the amount of $203,549.01 be accepted for award of contract on a unit price basis.

Project Description: Construction of this project will replace an existing 10-inch main located between Sudbury Road and Eastway Drive that is both undersized and deteriorating.

Source of Funding: Water and Sewer Capital Improvement Fund - (Sudbury Road Sewer Trunk).

G. Water Distribution Project — Charlotte-Mecklenburg Utility Department
24-Inch Water Main Along Prosperity Church Road, Phase II

Recommendation: Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Sanders Brothers, Incorporated of Charlotte, North Carolina in the amount of $575,484.59 be accepted for award of contract on a unit price basis.

Project Description: This project will extend water service into the Prosperity Church Road area and will fulfill a strategy of the 2005 Plan to redirect growth to the northeast section of the County by providing necessary infrastructure as an incentive for development.

Source of Funding: Water and Sewer Capital Improvement Fund - (Water Main along Prosperity Church Road - Phase I).

H. Sanitary Sewer Construction Mallard Creek Outfall To Eastfield Road (East) — Charlotte-Mecklenburg Utility Department

Recommendation: Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by Rea Brothers, Incorporated of Pineville, North Carolina in the amount of $407,554.67 be accepted for award of contract on a unit price basis.

Project Description: This project would provide sewer outfall extension based upon projected residential growth resulting from continued expansion of employment in the University Research Park area. This project is also a strategy of the 2005 Plan to redirect growth to the northeast by providing necessary infrastructure as an incentive for development.

Source of Funding: Water and Sewer Capital Improvement Fund - (Mallard Creek Outfall to Eastfield Road East).

I. Sanitary Sewer Construction 8-Inch Sanitary Sewer To Serve 7932 Knollwood Road — Charlotte-Mecklenburg Utility Department

Recommendation: Director, Charlotte-Mecklenburg Utility Department recommends that the low bid by W.M. Paris & Associates of Charlotte, North Carolina in the amount of $74,626.65 be accepted for award of contract on a unit price basis.

Project Description: Construction of this project would extend sewer service to the Knollwood Circle area.

Source of Funding: Water and Sewer Operating Fund - (Sewer Tapping Privilege Fee).

J. Reinforced Concrete Pipe D.O.T, St. Maint. Div.

Recommendation: By Purchasing Director and Department of Transportation Director that the low bid, Hydro Conduit Corporation, Thomasville, N. C., in the amount of $59,117.62, be accepted for award of contract on a unit price basis.

Project Description: Reinforced concrete pipe is used in the construction and maintenance of storm sewer systems.

Source of Funding: Powell Bill - (Street Drainage Facilities Maintenance - Powell Bill Operating).

K. Bus Shelters D.O.T.

Recommendation: By Purchasing Director and Director of Department of Transportation that the low bid, National Transportation Products, Seattle, Washington, in the amount of $97,615.00, be accepted for award of contract.

Project Description: This proposed purchase is for 35 bus shelters used to shelter citizens from the elements and to encourage transit ridership.

Source of Funding: Public Transportation Capital Improvement Fund - (Purchase of Bus Shelters - 80% Federal, 10% State and 10% Local).

BUDGET ORDINANCE/CONTRACT

23. Recommend (1) adoption of a budget ordinance to transfer $160,000.00 from the Water/Sewer Operating Fund Balance to the Paw Creek Parallel Outfall Account and (2) approval of a professional services contract not to exceed $152,290.24 with Land Design Engineering Services, Inc. to design the Paw Creek parallel outfall.

Contract: This project provides for the planning and design of a parallel outfall to meet future expected growth in the Paw Creek and Long Creek basins as recommended in a study of the basins by Henningson Durham and Richardson.

The project is included in the FY91-95 Capital Improvement Program at a total cost of $3 million. Project funding is scheduled from bonds to be authorized this November. The project needs to be accelerated due to the consultant's recommendation.

Contractor: Land Design Engineering Services, Inc.

Amount: Not to exceed $152,290.24

Selection: Seven firms submitted letters of interest. Land Design Engineering Services is recommended as the most qualified for the project.

Funding Adoption of the budget ordinance of $160,000 will cover the contract and permit a small amount for project contingency.

Clearances The Utility Director.

CHANGE ORDER

24. Recommend approval of Change Order No. 6 to mechanical construction contract with Sanders Brothers, Inc. for USAir aircraft maintenance hangar for $104,762.00.

Contract: USAir maintenance hangar mechanical construction contract.
Contractor: Sanders Brothers, Inc.
Date of Award: July 11, 1988
Contract Amount: $2,885,500.00
Change Order No. 6: $104,762.00

Change Order: This change order is the final contract amendment and provides compensation for additional or changed work not included in the contract documents. Sanders Brothers, Inc. submitted claims totalling $343,144.00 related to this contract. The City, Day & Zimmermann, USAir, and the architect have determined that items totaling $104,762.00 are legitimate. This change order mutually resolves all claims between the contractor and the owner.

Funding: Funds are available in the project account for the USAir Maintenance Facility to cover this work.

Clearances: Aviation Director, Odell Associates, Day & Zimmermann and USAir concur in this change order.

25. Recommend approval of Change Order No. 2 for $53,121.60 to the contract with Howard Management Group Of Greensboro, North Carolina.

Contract: Construction of an extension of the 54-inch water main from Vanizer Street to the Walter M. Franklin Water Treatment Plant

Contractor: Howard Management Group of Greensboro

Date Awarded: May 22, 1989

Change Order: Bid quantities are based on estimates of projected items required to construct the project. Change Order No. 2 is an adjustment of final construction quantities required. Revised actual quantities installed are based on actual field conditions, changed conditions and/or extra work required to successfully complete installation of the water main.

Funding: Transmission Main - Franklin Plant to 54" Water Main Capital Account.

Clearances: Utility Director.

REHABILITATION LOANS

26. The following loans are funded through Community Development Block Grant funds. The loan applications were reviewed by the Community Development Department and all criteria to qualify for financial assistance have been met by the applicants in accordance with the requirements of the Community Development Standard Rehabilitation Loan and Grant Program. Complete background information on each loan is attached.

In each case, replacement housing is provided by the relocation of a City-owned house that had been displaced by a road project.

A. Recommend approval of a loan agreement with Charlie Feaster and wife, Annie, for $52,767 to purchase and rehabilitate a house relocated to 9801 China Grove Church Road.

Borrower	Property Address	Amount	Term	Int. Rate	Type of Asst.
Charlie Feaster and wife Annie	9801 China Grove Ch. Rd.	$52,767	20 Yrs.	3%	Loan

Attachment No. 11

B. Recommend apprvoval of a loan agreement with Oneal Gregory and wife, Ozbeth, for $56,041 to purchase and rehabilitate a house relocated to 430 East Todd Lane.

Borrower	Property Address	Amount	Term	Int. Rate	Type of Asst.
Oneal Gregory and wife Ozbeth	430 E. Todd Lane	$56,041	30 Yrs.	3%	Loan

Attachment No. 12

C. Recommend approval of a loan agreement with Ernest Alexander and wife, Daisy, for $59,899 to purchase and rehabilitate a house relocated to 318 Nance Road.

Borrower	Property Address	Amount	Term	Int. Rate	Type of Asst.
Ernest Alexander and wife Daisy	318 Nance Road	$54,178	30 Yrs.	3%	Loan
		5,721	N/A	0%	Deferred Payment Loan

Attachment No. 13

RIGHT OF WAY LEASE AGREEMENT

27. Recommend approval of a right-of-way lease agreement with McDevitt and Street Company for the NCNB Corporate Center.

Temporary Street Closing Policy: City Council's approved temporary street closing policy allows the Charlotte Department of Transportation to approve temporary closings of less than one year. Closings of more than one year or in the Central Business District during the holiday shopping season must be approved by City Council.

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NCNB Corporate Center

Contractor: McDevitt and Street Company

Description of Right-of-Way: Sidewalk and travel lane area of North College Street; sidewalk and travel lane of North Tryon; sidewalk area of East Trade Street.

Time Period: November 1, 1990 to September 3, 1991 (North College Street); November 1, 1990 to March 9, 1992 (North Tryon Street and East Trade Street). CDOT previously approved using these rights-of-way for construction from March 2, 1990 to October 31, 1990. Minor right-of-way usage (no sidewalk or travel lane closures) was required during the demolition phase only from November 1, 1989 to March 1, 1990.

Lease Amount: $401,848.82

Clearances: The Engineering Department and the Department of Transportation concur in this request.

A map is attached.

Attachment No. 14

SPEED LIMITS

28. A. Recommend adoption of an ordinance amending City Code Section 14-131(c) to change the speed limit on one Charlotte street.

Central Avenue — Central Avenue between Morningside Drive and Progress Lane is a thoroughfare street, with a posted speed limit of 40 mph. Due to the frequency of accidents in this section of Central Avenue, a lowered speed limit of 35 mph is recommended.

Clearances — Charlotte Department of Transportation; the City Attorney has approved the ordinance as to form.

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

25 MPH — In accordance with Council's approved policy, one street in one neighborhood has had a petition validated and is determined by the engineering study to be appropriate for a 25 miles per hour speed limit. The street is:

Dartmouth Place (Myers Park)

Clearances — Charlotte Department of Transportation; the City Attorney has approved the ordinance as to form.

EASEMENT RELOCATION

29. Recommend approval of the relocation of an existing powerline easement off the bank of Sugar Creek, south of Archdale Drive.

City-owned Land — The City owns a 25 acre tract of vacant land south of Archdale Drive along and including a portion of Sugar Creek. This land is currently encumbered by a Duke Power Company permanent powerline easement. The easement closely parallels Sugar Creek. At one point along the creek the water is eroding the base of the power line tower.

Relocate Easement	Duke Power Company is requesting approval to relocate the permanent powerline easement away from the bank of Sugar Creek. Upon the approval of the revised permanent easement, Duke Power Company agrees to release and abandon its easement rights on the portion of the existing easement that is no longer needed.
Funding	No funds are required. The realignment of the permanent easement is an even land exchange.
Clearances	Parks and Recreation Department and Engineering/ Real Estate Division have reviewed and concurred with this action.

TAX REFUND

30. Recommend adoption of a resolution authorizing the refund of certain taxes in the total amount of $3,787 96 which were assessed through clerical error or illegal levy against 20 tax accounts.

SET PUBLIC HEARING

31. Recommend a public hearing be set for November 13, 1990 for a public hearing to obtain the views of citizens on a proposed ordinance to amend the Charlotte Housing Code.

CONDEMNATION RESOLUTION AMENDMENT

32. Recommend adoption of a resolution amending the resolution adopted by City Council on July 23, 1990, authorizing condemnation proceedings for the acquisition of certain real property located at 6632 Providence Road.

Correction On July 23, 1990, City Council authorized condemnation proceedings for the acquisition of real property located at 6632 Providence Road. This acquisition is needed for the Intersection Improvements - Providence/Alexander/Rea Roads project. The legal description in the originally approved resolution contained "24,202 square feet for fee-simple taking." This was an error and the wording should be "20,649 square feet for fee-simple taking." Also, "9,609 square feet lying within the existing right-of-way for fee-simple taking" was included.

Funding No additional funds required for this correction.

Clearances Engineering and Legal Departments concur in this request.

PROPERTY TRANSACTIONS

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

1. Project: Park/Johnston Road Widening, Phase II, Segment I
   Owner(s): Betty P. Schachner
   Property Address: 2100 Sharon Road West
   Property to be acquired: 2,580 sq.ft. (0.0592 ac.) plus 15,077 sq.ft. (0.3461 ac.) Temporary Construction Easement
   Improvements: Landscaping, driveway, wooden fence, shade trees, shrubs and lawn
   Price: $16,000.00
   Remarks: Zoned R12 - used as single family residential

2. Project: Park Road/Johnston Road Widening, Phase II, Segment II
   Owner(s): Charles M. Gerber
   Property Address: 9605 Sweet Cedar Lane
   Property to be acquired: 3,211 sq.ft. (0.0737 ac.) plus 2,735 sq.ft. (0.0628 ac.) Temporary Construction Easement
   Improvements: Berm, landscaping, lawn, privacy fence, trees
   Price: $15,700.00
   Remarks: Zoned R15 - used as single family residential.

3. Project: Shamrock Drive Widening
   Owner(s): United Dominion Realty Trust, Inc.
   Property Address: 23.35 ac. 3235 Shamrock Drive
   Property to be acquired: 8,065 sq.ft. (0.1851 ac.) plus 19,116 sq.ft. (0.4388 ac.) Temporary Construction Easement
   Improvements: Flag poles, trees, shrubs, fence, yard area
   Price: $26,850.00
   Remarks: To acquire areas for road widening. Zoned R9MF, used as apartment complex.

4. Project: Airport F.A.R. Part 150 Noise Compatibility Program - Residential purchase.
   Owner(s): Sarah G. Hopper, widow
   Property Address: 4403 Denver Avenue, Charlotte NC
   Property to be acquired: .573 acres (25,000 sq. ft.)
   Improvements: 3 bedrooms, 1380 sq. ft. ranch home
   Price: $63,000.00
   Remarks: Property purchased under Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition & Relocation Act 1970. Owners eligible for relocation benefits. Acquisition eligible for Federal Aviation Administration reimbursement.

5. Project: F.A.R. Part 150 Noise Compatibility Program - Residential purchase.
   Owner(s): Charles G. Long, Jr. & Mary P. Long, husband and wife
   Property Address: 3108 Moores Lake Drive, Charlotte NC
   Property to be acquired: .501 ac. (21,850 sq. ft.)
   Improvements: 3 bedrooms, 1782 sq. ft. ranch home
   Price: $74,000.00
   Remarks: Property purchased under Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition & Relocation Act 1970. Owners eligible for relocation benefits. Acquisition eligible for Federal Aviation Administration reimbursement.

6. Project: Wallace Neel Road Master Plan Land Acquisition residential purchase.
   Owner(s): Ronald and Carol C. Walters, husband & wife
   Property Address: 3848 Wallace Neel Road, Charlotte NC
   Property to be acquired: 1.209 ac. (52,644.04 sq. ft.)
   Improvements: 2 bedroom 1749 sq. ft. brick ranch home
   Price: $80,000.00
   Remarks: Property purchased under Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition & Relocation Act 1970. Owners eligible for relocation benefits. Acquisition eligible for Federal Aviation Administration reimbursement.

CONDEMNATIONS

1. Project: Delta/Newell-Hickory Grove Road
   Owner(s): Jack Liebau, and any other parties of interest
   Property Address: 34± acres W. T. Harris Blvd.
   Property to be condemned: 4,707.81 sq. ft. (0.108 ac.) Permanent Water Main Easement.
   Improvements: none
   Price: $3,153.00
   Reason for condemnation: Numerous heirs located in California are involved with this parcel. Waiting for all signatures would delay construction schedule.

2. Project: Delta/Newell-Hickory Grove Road
   Owner(s): Harold Morris, and any other parties of interest
   Property Address: 3.238 acres W. T. Harris Blvd.
   Property to be condemned: 2,609.76 sq. ft. (0.060 ac.) Permanent Water Main Easement.
   Improvements: none
   Price: $2,087.00
   Reason for condemnation: Numerous heirs are involved with this parcel. Waiting for all signatures would delay construction schedule.

3. Project: Park Rd/Johnston Rd Widening-Ph. II, Seg. I
   Owner(s): Richard H. Jones & wf Mary Long Jones and all other interested parties
   Property Address: Sharon Road West
   Property to be condemned: Fee simple 5,639 sq.ft. (0.1295 ac.) and Temporary Construction Easement 11,555 sq.ft. (0.2653 ac.)
   Improvements: None
   Price: $4,700.00
   Reason for condemnation: Zoned R9MF-used as vacant land. Owners will not accept City's offer - want triple the appraisal amount. There is a cloud on the title.

4. Project: Add-A-Lane: Carmel Road At Mill Pond
   Owner(s): Norma H. Wiles and all other interested parties
   Property Address: 3659 Mill Pond Road
   Property to be condemned: 857 sq.ft. (.020 ac.) site distance easement.
   Improvements: Brick column wall, shrubbery, trees
   Price: $8,200.00
   Reason for condemnation: Property owner was offered $8,200.00 for right-of-way and severance damages. Owners made counter offer of $15,000.00. Zoned R-12, used as residential property.

5. Project: Swan Run Branch Replacement Phase II Sanitary Sewer
   Owner(s): Robert M. Stein and wife Lenora S. Stein and any other parties of interest
   Property Address: 6125 Fair Valley Drive Charlotte, North Carolina 28226
   Property to be condemned: (0.037 ac.) 1,616.403 sq.ft. sanitary sewer right-of-way.
   Improvements: undeveloped backyard - trees
   Price: $900.00
   Reason for condemnation: The property owners dispute the need for the sanitary sewer replacement and have countered at $29,000. The original S/S line is located along a meandering stream which has been eroding the ground supporting the S/S line. CMUD engineers have reviewed the new alignment and confirm that the easement corridor must shift to firmer ground.

34. APPOINTMENTS TO BOARDS AND COMMISSIONS

The City Council may want to go into executive session for the purpose of casting ballots. The City Clerk will announce the results of the balloting.

A. Safety Action Committee - Henry Underhill, City Attorney, is seeking recommendations for one appointment which must be a Bar Association Member, and it will be presented to you at the next regular meeting.

The other appointment begins December 31, 1990. Terms are for two years. The following persons have been nominated:

(1) Mohammed Jenatian nominated by Councilmember Clodfelter
(2) Marty Lambert nominated by Councilmember Scarborough
(3) Lionel Lewis nominated by Councilmember Hammond

Attachment No. 15

B. Zoning Board of Adjustment - One appointment for an unexpired term ending January 31, 1991. In the interest of time, Council may want to also fill the next full term which will begin on January 31, 1991. Terms are for three years.

The following nominations were made for the regular seat including some of the alternates currently serving on the board:

(1) Tom Mullinax by Councilmember Patterson
(2) Humphrey Cummings nominated by Councilmember Scarborough
(3) Don Abernathy nominated by Councilmember Patterson
(4) Sam Byrts nominated by Councilmember Patterson
(5) James Carter nominated by Councilmember Clodfelter

Mr. Mullinax's alternate position is a Mayoral appointment. If one of the other alternates is appointed to the board, the following nominations were made to fill the alternate seat:

(1) James Carter nominated by Councilmember Mangum
(2) Sam Byrts nominated by Councilmember Patterson

Attachment No. 16

MANDATORY REFERRAL REPORT NO. 90-44
CHARLOTTE-MECKLENBURG PLANNING COMMISSION
SALE OF WEST MOREHEAD PROPERTY
AUGUST, 1990

PROJECT PROPOSAL AND LOCATION

The Community Development Department, through the Engineering Real Estate Division is proposing to sell a vacant lot at the corner of West Palmer Street and South Church Street (formerly Jefferson Street). This property is 8114.18 square feet in size and is zoned I-2, heavy industrial. The tax parcel number is 073-081-08 and the site is vacant. The proposed use of the property is for a photographic studio-office.

PROJECT JUSTIFICATION

This proposal attempts to carry out the City's ongoing policy of disposing of surplus property in redevelopment areas when the sale would promote redevelopment of the area.

PROJECT IMPACT

There should be no significant impacts from this project. The proposed use is compatible with surrounding office and industrial uses. The sale contract will specify that the use and construction must be in accordance with the attached site plan. A reverter clause will allow enforcement. The property will be added to the community's tax base.

RELATIONSHIP TO OTHER PUBLIC AND PRIVATE PROJECTS

The sale of this property and the resulting employment are supportive of the West Morehead Redevelopment Plan and West Morehead Special Project Plan.

PROJECT COST

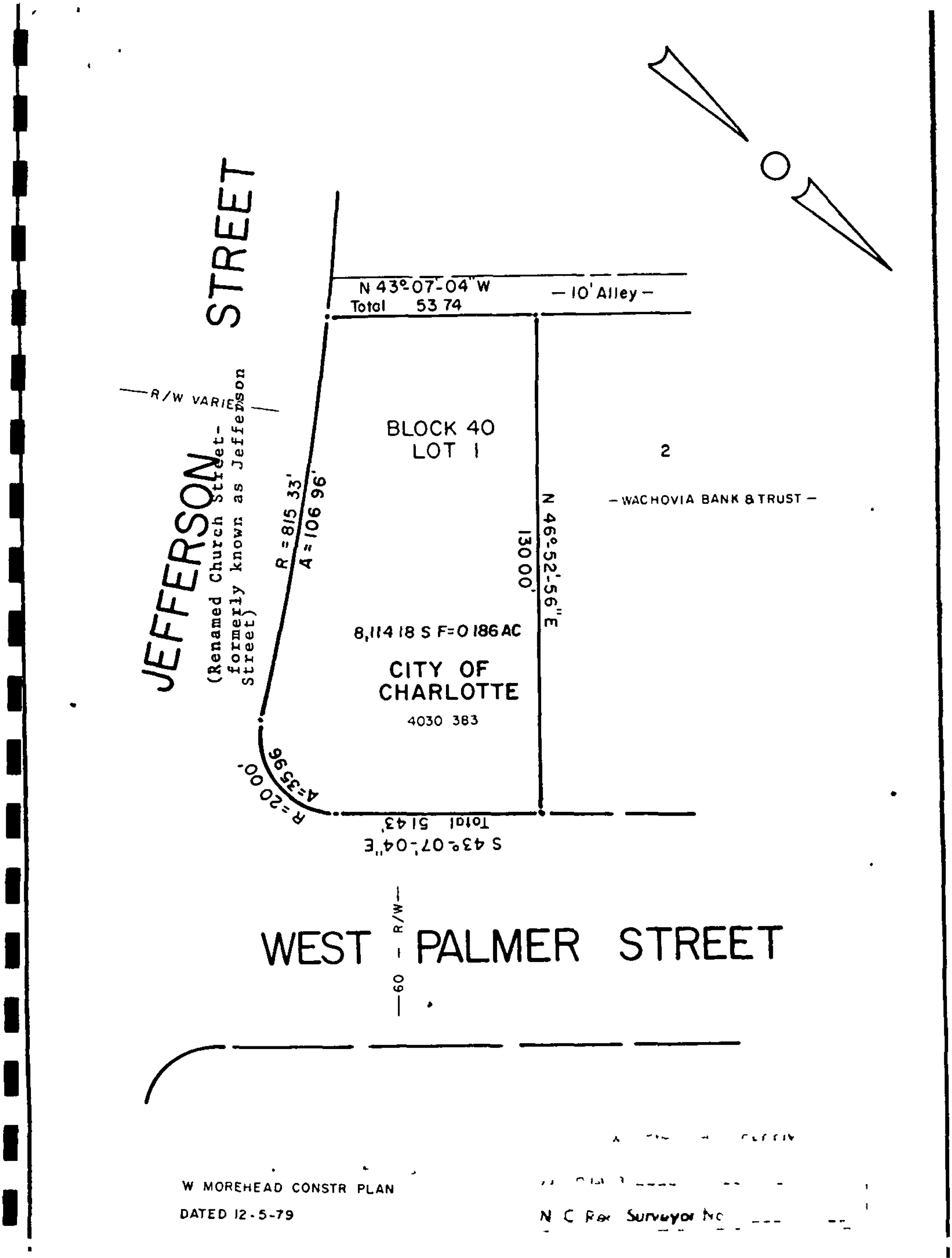
Costs associated with the appraisal, surveying, legal, and advertising are estimated to total $1,900.

STAFF RECOMMENDATION

Approval.

PLANNING COMMITTEE RECOMMENDATION

The Planning Committee unanimously approved staff recommendation at a meeting on September 4, 1990.



W MOREHEAD CONSTR PLAN

DATED 12-5-79

N C Rex Surveyor Inc

10/8/90
Item # 5

ALTERNATE ALIGNMENTS FOR OUTER BELT FROM I-77 SOUTH TO I-85 NORTH

CONSIDERATIONS	ALTERNATE A	ALTERNATE B	ALTERNATE C	ALTERNATE D
LENGTH (MILES)	28.4	30.1	28.6	30.3
RELOCATIONS				
RESIDENTIAL	170	191	173	194
BUSINESS	8	12	8	12
NOISE (IMPACTED UNITS)	252	288	265	301
WETLANDS (ACRES)	41.72	32.14	40.22	30.64
HYDROLOGIC CROSSINGS	83	92	84	93
PRIME FARMLAND (ACRES)	195.1	212.72	189.22	206.84
HAZARDOUS WASTE (POTENTIAL SITES)	1	4	1	4
HISTORIC PROPERTIES	1	2	0	1
ARCHEOLOGICAL SITES	0	0	0	0
COSTS (MILLIONS)	$355.85	$363.95	*	*

ALTERNATES:
A. (CLOSEST TO THOROUGHFARE PLAN) MIDDLE ON WEST, SOUTH ON NORTH.
B. (COULWOOD BYPASS) MIDDLE, EW3, MIDDLE A, SOUTH B.
C. (TCC RECOMMENDATION) MIDDLE, SOUTH A, SOUTH B1, MIDDLE B2.
D. (BYPASSES COULWOOD AND PARK) MIDDLE, EW3, MIDDLE A, SOUTH B1, AND MIDDLE B2.

NOTES: * INFORMATION NOT YET TOTALLED.

CHART PREPARED BY TCC - 9-19-90: REVISED 9-27-90: 10-4-90

CHARLOTTE

#15

Request for Council Action

To the City Council from the City Manager

Action Requested: Consider proposed modifications to City's lease with Crosland-Erwin on Charlotte Apparel Center and authorize the City Manager to enter into amendments needed to carry out these changes.

Responsible Department: Finance

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

Background:

Pursuant to our 1987 agreements, the City is the landlord to Crosland-Erwin-Merrifield for the Charlotte Apparel Center. The City paid $5.6 million dollars for the land and leases it to CEM for fixed and contingent rents. CEM in return leases a substantial portion of the building to the Carolina-Virginia Fashion Exhibitors (CVFE) to conduct their tradeshow business. Due to the fact that the CVFE is having difficulty meeting its obligations to pay rent to CEM they have requested that they be allowed to lease less space with a resulting reduction in rent. CEM has asked the City to modify its lease and NCNB to allow concessions on the mortgage loan to accommodate CVFE needs and to create a greater cash flow for the project.

Explanation of Request:
After a number of meetings and an exchange of letters, CEM has proposed the following renegotiation guidelines. First, the City would allow CEM to pay reduced fixed rental for up to five years. Second, the unpaid portion of these rents would be deferred and paid back to the City at 8% interest over a 20 year period. Third, the City would agree to sell its land to CEM at any time in the next ten years for its cost plus a compound return at 8%.

It is the Finance Director's opinion that these guidelines could form the basis for a modified agreement if the other parties (NCNB and CVFE) to the transaction make the concessions that they have indicated on the attached sheet and provided the agreements can be modified so as to retain the protections negotiated on behalf of the City in the event of the project failure. Because the City entered this project largely to retain the CVFE, it would appear to be essential to guarantee that these concessions would

serve to their benefit. If so instructed, we would seek to make these points a part of the renegotiated agreements.

It is also important to note that the sale of the property by the City was not previously a part of this project. In fact, the sale possibility has been raised with a previous Council and rejected. The CVFE was opposed to this when it was raised before. Obviously, if we sell we will lose all control over the project.

We will further note that the reduction in the space utilization by the CVFE in the building was not contemplated in the original agreements. Under the Crosland-Erwin proposal the 2nd floor could be leased to any tenant for any purpose. We would suggest some reasonable guidelines need to be retained as well as some requirements by CEM to put CVFE people or other tradeshow groups in this space in the future.

There may be other provisions that have to be modified to achieve the purpose, but we believe this could be done within the spirit of the original agreement if that is Council's wish. Certainly, the concessions by the City would be done mutually by all parties with proper written guarantees.

<u>Source of Funding</u>:
None required.

/

CHARLOTTE APPAREL CENTER

Proposed Modifications

CITY OF CHARLOTTE

1. Reduce fixed rental to $150,000 a year for years 1991-1995. This is a total deferral of $1,450,000 over the 5 year period.

2. The deferred rents would be paid back to the City at 8% interest over a 20 year period. Beginning in 1996 this would amount to an additional $178,191 per year.

3. The City would agree to sell its land at any time in the next ten years for its cost plus a compound return at 8% minus credit for actual rents paid. If the purchase was made at the end of the ten year period the cost would be $11,488,348.

4. Make all changes while maintaining protections already in the agreements.

5. See that CVFE receives the benefit of concessions and to the greatest extent possible preserve the status of the Charlotte Apparel Center as a tradeshow facility and CVFE's role in that facility.

CONDITIONS FOR CITY APPROVAL

CROSLAND-ERWIN ASSOCIATES

1. Provide an additional debt service guarantee to NCNB of up to $1,200,000.

2. Amend CVFE lease on their ability to pay with new minimums as follows:

	Current Lease	Amended
1991	$2,475,000	$1,835,000
1992	2,635,000	1,894,000
1993	2,740,000	1,986,000
1994	2,850,000	2,099,000
1995	2,964,000	2,163,000

This is a total reduction over the five year period of $3,667,000.

CAROLINA-VIRGINIA FASHION EXHIBITORS

1. Renew 100,000 square feet of leases by individual CVFE members through 12/31/93. (Apparently the CVFE will be unable to accomplish this objective.)

2. Reduce rent based on ability to pay
3. Relinquish 2nd floor
4. Agree to operating controls and review from landlord.

NCNB

1. Suspend principal repayments for three years:

1991	$141,228
1992	157,103
1993	174,759

2. Reduce interest rate from 10.7% to 9.7%. Annual cost reduction of $238,330, plus interest differential over the remaining loan period.

3. Provide additional loans for the re-upfitting of the 2nd floor.

Net Effect on CEM Cash Flow

Year	Original Pro-Forma	*Revised Pro-Forma	Net
1991	$ 464,325	($345,509)	$ 809,834
1992	761,474	(233,218)	994,692
1993	873,734	(89,491)	963,225
1994	947,697	(108,453)	1,056,150
1995	1,077,489	(41,046)	1,118,535

*These figures show no income from second floor rentals in space relinquished by CVFE.

#52

FIRE STATION #27 BIDS

D. Fire Station #27 — Engineering
Mechanical Contract

Recommendation: By the City Engineer, based on the recommendation of the architect, David Furman Architecture, that the low bid of $129,540.00 as submitted by Action Mechanical Contractors, Inc. be accepted for award on a lump sum basis.

Source of Funding: General Capital Improvement Fund - (University Research). (Pending approval of budget ordinance).

E. Fire Station #27 — Engineering
Plumbing Contract

Recommendation: By the City Engineer, based on the recommendation of the architect, David Furman Architecture, that the low bid of $85,986.00 as submitted by Piping Plumbing Mechanical Contractors, Inc. be accepted for award on a lump sum basis.

Source of Funding: General Capital Improvement Fund - (University Research Park). (Pending approval of budget ordinance).

ALTERNATE ALIGNMENTS FOR OUTER BELT FROM I-77 SOUTH TO I-85 NORTH

CONSIDERATIONS	ALTERNATE A	ALTERNATE B	ALTERNATE C	ALTERNATE D
RELOCATIONS				
RESIDENTIAL	170	191	173	194
BUSINESS	8	12	8	12
NOISE (IMPACTED UNITS)	252	288	265	263
WETLANDS (ACRES)	41.72	32.14	40.22	40.04
HYDROLOGIC CROSSINGS	83	89	84	87
PRIME FARMLAND (ACRES)	195.1	212.72	189.22	189.22
HAZARDOUS WASTE (POTENTIAL SITES)	1	4	1	1
HISTORIC PROPERTIES	1	2	0	1
ARCHEOLOGICAL SITES	0	0	0	0
COSTS (MILLIONS)	$355.85	$363.95	*	*

ALTERNATES:
A. (CLOSEST TO THOROUGHFARE PLAN) MIDDLE ON WEST, SOUTH ON NORTH.
B. (COULWOOD BYPASS) MIDDLE, EW3, MIDDLE A, SOUTH B.
C. (TCC RECOMMENDATION) MIDDLE, SOUTH A, SOUTH B1, MIDDLE B2.
D. (BYPASSES COULWOOD AND PARK) MIDDLE, EW3, MIDDLE A, SOUTH B1, AND MIDDLE B2.

NOTES: * INFORMATION NOT YET TOTALLED.

CHART PREPARED BY TCC - 9-19-90: REVISED 9-27-90

Attachment 3

CHARLOTTE

September 7, 1990

Mr. L. J. Ward, P.E., Manager
Planning and Environmental Branch
N. C. Division of Highways
P. O. Box 25201
Raleigh, NC 27611

Dear Mr. Ward:

We have reviewed the draft environmental impact statements for West and North Charlotte Outer Loop with regard to any potential impact on Charlotte/Douglas International Airport. We appreciate the opportunity to comment and offer the following:

A. We prefer the middle corridor with a crossover EW3 to the western corridor for the West Charlotte Outer Loop. We prefer the middle corridor alignment of A1 plus E1 plus M1 plus M2 plus E3 plus E4 because it will minimize the impact of the roadway on our Terminal VOR facility and will provide an opportunity for the development of compatible land uses on the airport side of the loop. We prefer the EW3 connector to the western corridor because this routing follows our flight departure corridor for Runway 36L and would encourage compatible development in this area.

B. We prefer the north Charlotte outer loop alignment which would coincide with the western corridor of the West Charlotte Outer Loop. We do not believe that any of the other proposed alignments for the Northern Charlotte outer loop would have a negative impact on Charlotte/Douglas International Airport.

If additional information is required, please advise.

Very truly yours,

T. J. Orr
Aviation Director

TJO:EJC:cs

Charlotte/Douglas International Airport
P O Box 19066 Charlotte NC 28219 704/359-4000

September 24, 1990

Funding Storm Drain Repair Capital Account.

Clearances Engineering Department.

Attachment No. 4

POLICY

7. Consider alternative alignments for the Sardis Road/Weddington Road Connector and direct the City's representative to the Metropolitan Planning Organization (MPO) concerning alignment selection for addition to the Thoroughfare Plan.

At the September 17, 1990 zoning meeting, Council voted to put this item back on the agenda.

At the September 10, 1990 meeting, Council voted to: (1) use the City's weighted vote; (2) have the City's representative to the MPO vote for either the E route as recommended by the technical staff, or the G' route; or, (3) to change the vote to support Matthews if Matthews chose a Sardis/Weddington connector in addition to the F alignment before the September 19 MPO meeting.

Council Action Council is requested to consider the various alignments for the Sardis Road/Weddington Road Connector and to provide direction for the City's representative to the MPO when a vote is taken on September 19 on adding this roadway to the Thoroughfare Plan. Addition of the roadway to the Thoroughfare Plan is necessary to protect the thoroughfare's right-of-way.

Description of the Connector Road The Sardis Road/Weddington Road Connector:

- is a proposed major thoroughfare intended to provide another continuous radial route from uptown to southeast Mecklenburg County as well as Union County;
- will provide an additional arterial, increasing roadway capacity in this portion of the County; and
- would be constructed within a 100-foot right-of-way.

Most of the proposed thoroughfare is located within Matthews corporate limits. As shown by Attachment 1, the only segment within Charlotte

or its sphere of influence is the portion from Weddington Road to the Matthews town limit (shown in red).

Chronology — A chronology of events related to this thoroughfare follows:

1985 — County Engineering and the Town of Matthews discuss the need for a Sardis Road/Weddington Road Connector in conjunction with proposed subdivision development. Because roadway right-of-way dedication is tied to a multi-family rezoning request, Matthews does not request addition of the road to the Thoroughfare Plan.

Fall 1987 — N.C. 51/Weddington Road Connector is recommended in the South Mecklenburg Interim District Plan. County Engineering begins an analysis of alternative alignments.

November 4, 1987 — Public meeting to review alternative alignments developed by County Engineering is attended by approximately 300 citizens. At the meeting, Matthews Mayor Shawn Lemmond suggests a new connector, known as Alignment F, from NC 51 to South Trade Street.

July 20, 1988 — The Technical Coordinating Committee (TCC) recommends Alternate E to the Metropolitan Planning Organization (MPO) for addition to the Thoroughfare Plan. The TCC is composed of staff members from the Charlotte Department of Transportation (CDOT), Charlotte-Mecklenburg Planning Commission (CMPC), City Engineering, County Engineering, and the N.C. Department of Transportation. The TCC recognizes Alignment F as a beneficial minor thoroughfare but does not believe that it meets the long-term transportation needs of the area because of Alignment F's failure to connect to Sardis Road.

The MPO considers the TCC's recommendation but adds Alignment F to the Thoroughfare Plan at Matthews' request. The MPO reserves the right to reconsider other alignments in the future as conditions warrant.

Spring 1990 — CMPC staff develop new population and employment projections for this portion of the county, which are considerably higher than the estimates used in development of the 2005 Transportation Plan. CDOT

staff resimulate projected travel in this corridor. New traffic projections show a need for a direct connection between Sardis and Weddington Roads plus the construction of Alignment F. County Engineering staff begin updating their 1987 alternatives analysis to determine the impacts of adding a Sardis Road/Weddington Road Connector to the Thoroughfare Plan.

June 27, 1990 — The TCC again recommends Alternate E to the MPO for addition to the Thoroughfare Plan. The MPO considers the TCC's recommendation but defers action at Matthews' request. MPO members direct the Matthews delegate to return to the August 15 MPO meeting with a recommendation from the town on Alternates D, E, or G (the alignments which provide a direct connection between Sardis and Weddington Roads). A new alternate is introduced at the MPO meeting by Harry Grimmer, developer of the Sardis Mill subdivision. MPO members request the TCC to compare the impacts of Mr. Grimmer's alignment, named Alternate H, to Alternate E (the recommended alignment).

July 18, 1990 — The TCC reviews the impacts of Alternate H, H' (a modification of the alignment suggested by Mr. Grimmer), and G' (a revision of an earlier alignment developed by County Engineering). The TCC continues to favor Alternate E, but would support Alternate H' if the reverse frontage resulting from this alignment is preferable to the affected residents.

August 15, 1990 — The MPO postpones action on alignment selection as requested by Matthews. A public meeting is held to discuss the need and possible alignments for the Sardis Road/Weddington Road Connector. The meeting is attended by approximately 500 persons with 40 persons making public comments or asking questions.

The majority of attendees oppose all possible alternates feeling that Alignment F alone is sufficient to handle future traffic volumes. No comments were made concerning any preference for Alternate H'. There is considerable discussion on the connector's impacts on established neighborhoods and why planning for the thoroughfare had not occurred prior to development. County Engineering staff will prepare a summary of the

comments made at the public meeting (including written comments that can be submitted until August 25) for review by MPO members.

Impacts

Attachment 2 lists the impacts of each alignment based on recent work by County Engineering.

Alternate E Recommended

The TCC, as well as CDOT and CMPC, recommend Alternate E because:

- It provides a major north-south radial in the corridor bounded by Monroe and Providence Roads. A new thoroughfare is needed in this corridor based on roadway spacing standards. This thoroughfare link clearly has regional significance.

- It is needed for future traffic capacity. Using the new population projections from CMPC (an increase from an estimated 9,000 residents in 1989 to a future population of 25,000 persons), CDOT projects volumes on Alternate E of 20,000 vehicles per day (a four-lane volume). If Alignment F only is constructed, future traffic volumes on this minor thoroughfare would be over 30,000 vehicles daily. This volume would require a six-lane roadway. Traffic bottlenecks would result at the two "T" intersections where Alignment F connects to NC 51 and South Trade Street. When both Alternates E and F are constructed, the volume on Alignment F decreases to 17,000 vehicles per day. Both roadways are needed to accommodate projected travel demand.

- Alternate E (which uses existing Courtney Lane) takes fewer homes (those residences in the right-of-way or houses having an affected setback) than alignments D and H.

  H' has slightly lower residential impacts, resulting in TCC's possible acceptance of this alignment based on neighborhood opinion of reverse frontage. At this time the neighborhood residents have not expressed an opinion on H'.

  As shown by Attachment 2, Alternate G' impacts the fewest homes. This alignment was not chosen by the TCC because 1) it requires

severe topography changes (extensive grading), 2) crosses wetlands (negative impacts on greenways), and 3) crosses additional major tributaries (increasing the number of required culverts or bridges). Construction costs for Alternate G' would be higher than for alignments E or H'.

Attachment No. 5

CHARLOTTE

Request for Council Action

To the City Council from the City Manager

Action Requested: That City Council consider the Planning and Public Works Committee recommendation on the concept of Zoning Issue Areas and make policy decisions on proposed corrective rezonings in the Toddville Road and Albemarle Road areas.

Responsible Department: Charlotte-Mecklenburg Planning Commission

The request should be organized according to the following categories: Background and Explanation of Request, Source of Funding, Ordinances, Bibliography

Background:
Zoning Issue Areas were created by Planning staff in an effort to address concerns in the district plans adoption process. The first concern was that the review of all components of a district plan was often limited because of the focus of public comment and attention on proposed corrective rezonings. This would isolate discussions to one aspect of the district plan instead of considering the plan as a whole.

Secondly, some of the proposed corrective rezonings involved extensive areas of a complex and controversial nature. The Zoning Issue Area was an effort to separate and evaluate those areas in a detailed manner.

The Zoning Issue Area also allowed the elected officials to acknowledge problems in zoning patterns while not adopting a policy for change of zoning prior to the rezoning process.

Explanation of Request:
The Planning and Public Works Committee considered the concept of Zoning Issue Areas against the traditional method of plan adoption that includes corrective rezonings. It was the unanimous recommendation of the Planning and Public Works Committee that all rezonings should be considered within the framework of a district plan to give clear direction to the public as to the policies of land use and zoning for all properties as is presently done. It was felt that the Zoning Issue Area only deferred a difficult issue and prolonged the uncertainty of land use policy for a particular area. Therefore, the Planning and Public Works Committee recommends that corrective rezonings continue to be included in district plans and that the Zoning Issue Area concept not be used.

One of the tasks of the district plans is to identify boundaries of the DEA's. The boundaries are indicated on the Proposed Land Use Map.

o Recommended Rezonings

The Northwest District Plan divides recommended rezonings into two groups. The first group includes those rezonings needed to correct currently improper zoning designations. Most of the rezonings are for multi-family districts which have been built with single-family residences. The second group consists of those rezonings necessary to implement the land use recommendations of this plan. The Planning Commission will initiate proposed rezonings. Maps showing the proposed rezonings are contained in Appendix 1.

Corrective rezonings recommended are:

1) From R-6MF and R-9MF to R-6: those areas along Trinity Road where single-family housing has been built

2) From I-2 to R-MH· the existing mobile home park on N.C. 16 just south of Belhaven Boulevard

3) From R-9MF to R-15 those properties on Leolillie Lane and Pleasant Grove Road which have developed with single-family homes

4) From R-6MF to R-6: the undeveloped properties in the Paw Creek, Eleanor Park, and Westwood Subdivisions which are within single-family areas. (Those fronting on Moores Chapel Road are not included)

5) The corrective rezonings described in the ABC and Thomasboro/ Hoskins Special Project Plans

6) From R-9MF to R-15: the single-family residential area west of Toddville Road and south of Old Mount Holly Road

7) From B-2 to R-12: the single-family residences on the west side of Valleydale Road south of Goodman Road

8) From R-12MF to R-12: the single-family area on the west side of Sam Wilson Road between Performance Road and Margo Drive

9) From R-9MF to R-9: the residential area east of Toddville Road and south of Old Mount Holly Road <u>except</u> for a multi-family site at the corner of Old Mount Holy and Toddville Road

10) From R-6MF to R-6: Todd Park

11) From R-9MF to R-12: appropriate portions of the Long Creek subdivision

12) From R-6MF to R-12MF: Those sites along Moores Chapel Road east of Walden Road to Old Mt Holly Road

The recommended rezonings resulting from the land use policies of this plan consist of the following·

13) RU, RR, and R-15 to R-1* the area west of Beatties Ford Road from the northern district boundary south to that area affected by the water supply watershed protection program

14) From RU and R-15 to R-1*: a strip of land 300' wide bordering both sides of Beatties Ford Road from the northern boundary of the district to Mt Holly-Huntersville Road, excluding land in other zoning classifications

15) From I-1 to R-6. the area immediately west of Todd Park which is not developed

16) From I-2 to I-1: an area south and west of Todd Park

17) From I-1 to R-9. the three properties south of Macon Street on the east side of Toddville Road plus the southern portion of another lot on the south side of Macon Street

18) From R-15MF to R-1*: a site near the Midas Springs bottled water plant on Beatties Ford Road

19) R-U to Residential all locations not previously described. R-U zoning is in the rural areas of the district. It allows certain rural, nonresidential uses which will not be compatible with the urbanizing county. Therefore, the land should be rezoned to a single family classification.

In addition to the preceding rezonings, a special project plan for the corridor along Mt Holly/Rozelles Ferry Road (identified on the Proposed Land Use Map) should be undertaken to determine the most suitable zoning for that area. There are presently numerous zoning and land use conflicts which need to be resolved.

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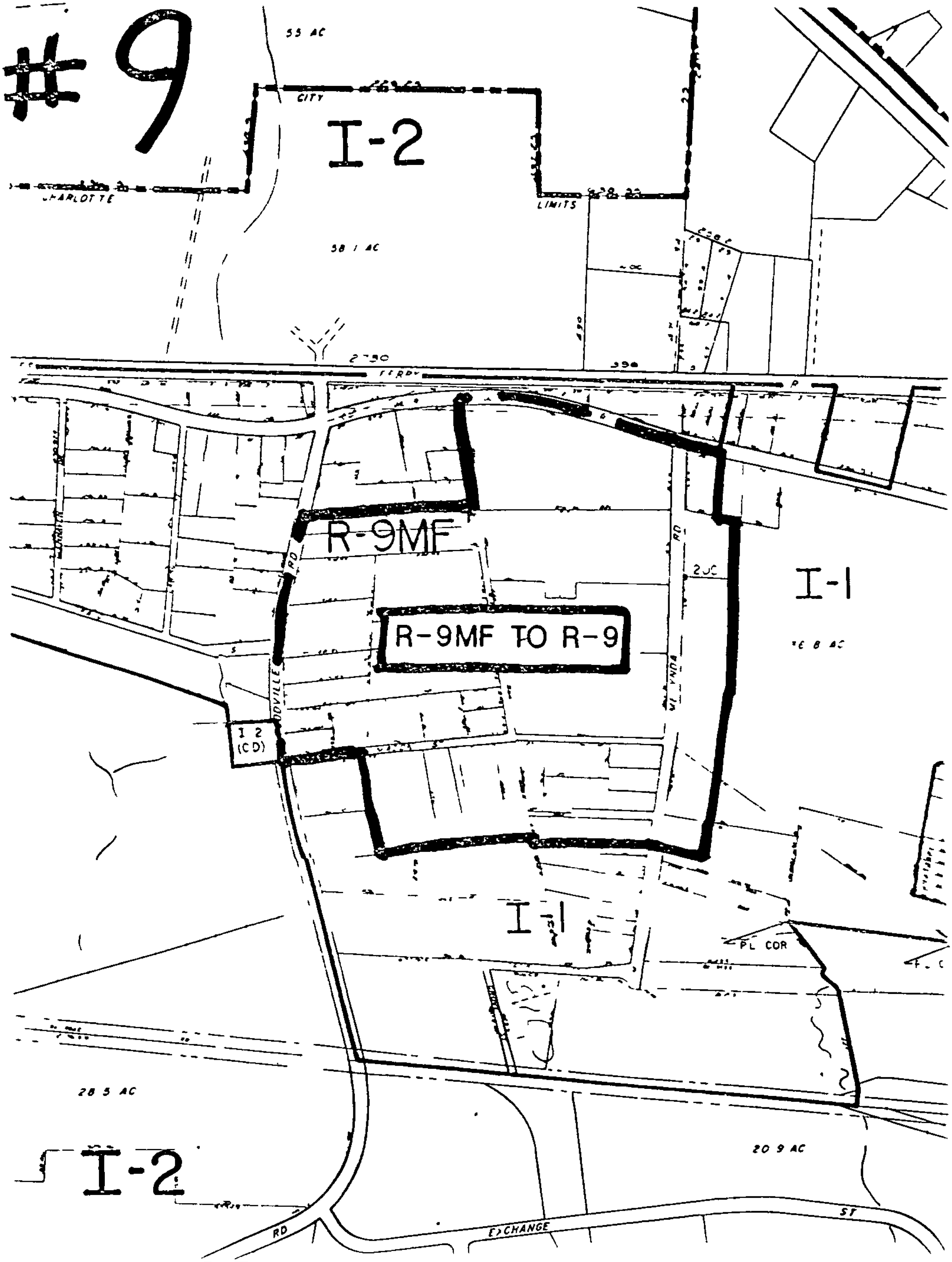
* The R-1 is not an existing zoning district but is in the proposed draft Zoning Ordinance. If the proposed ordinance is not adopted an equivalent (1 d.u.a.) district should be added to the current ordinance.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CHARLOTTE
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EXCHANGE
ST

- R-9MF to R-9: Properties along Sally Lane are currently zoned multi-family but have developed with single family homes. The corrective rezoning is recommended to bring the existing zoning in line with the existing and proposed land use.

- R-6MF to R-9 Properties along Winterfield Place are zoned multi-family These properties have developed with single family homes. The corrective rezoning is recommended to bring the existing zoning in line with existing and proposed land use.

- R-6MF to R-9. Properties along Purser Drive and Finchley Road are currently zoned multi-family yet have developed with single family homes. The corrective rezoning is recommended to bring the existing zoning in line with existing and proposed land use.

- B-1SCD to Site Plan Amendment Property along Milton Road is currently zoned B-1SCD. There is an existing convenience store on the property with the rest vacant. The site plan amendment is recommended to strengthen edge relationships of the proposed center with adjacent residential uses.

- O-6 to R-6MF: Property along Eastway Drive at Independence Boulevard is currently zoned for office use (O-6). The East District Plan recommends residential uses along this section of Eastway Drive, therefore, the corrective rezoning is recommended to bring existing zoning in conformance with proposed land use. The plan would allow for a multi-family high rise development on this site contingent upon a favorable site plan review through the conditional rezoning process.

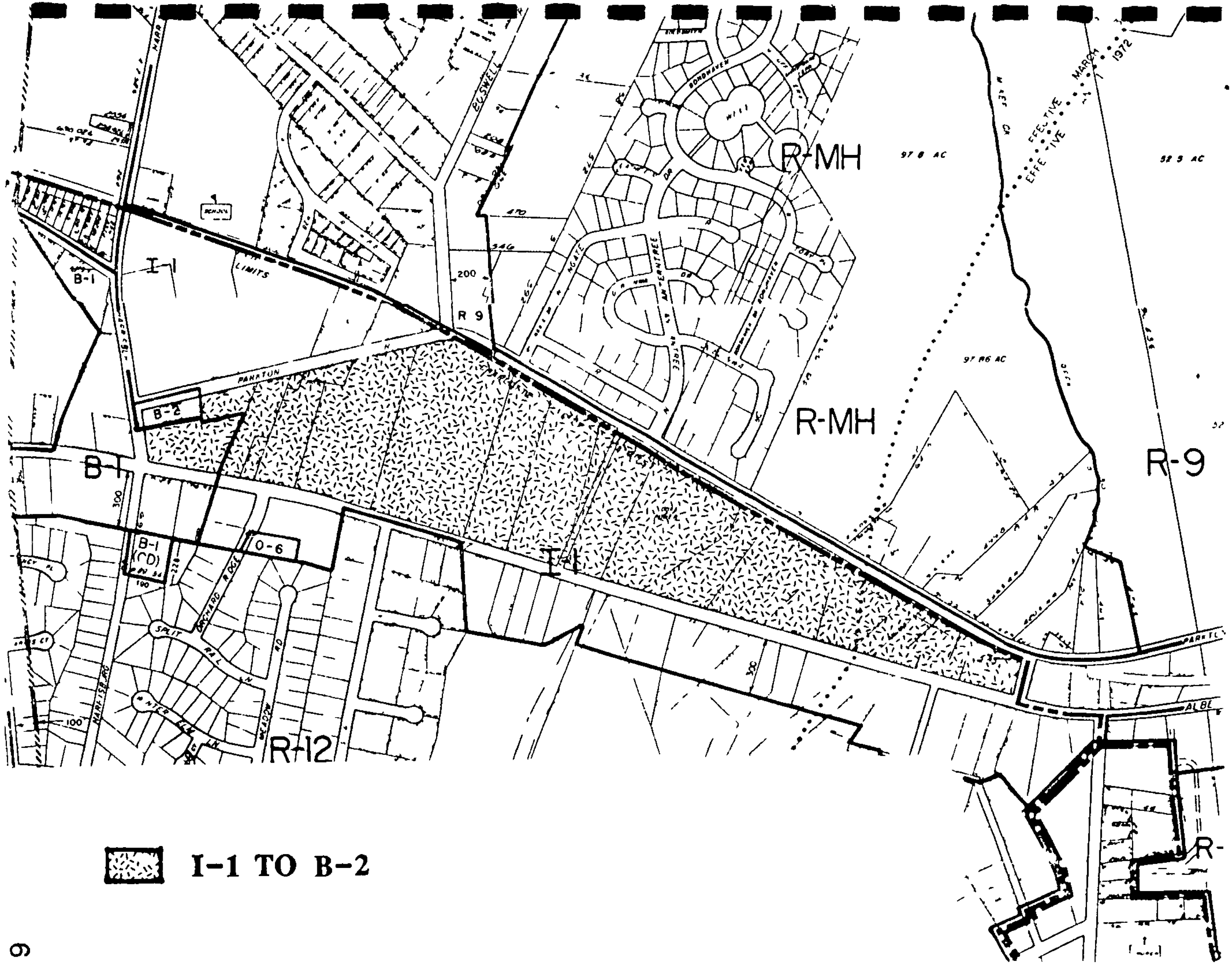
- I-1 to B-2· Properties along the north side of Albemarle Road between Harrisburg Road and Wilgrove-Mint Hill Road are currently zoned I-1. The East District Plan recommends retail uses in this area, therefore, the corrective rezoning is recommended to bring existing zoning in conformance with proposed land use and to eliminate the potential for additional industrial uses in that area.

- I-1 to B-2: Properties along the south side of Albemarle Road between Wilgrove-Mint Hill Road and Barfield's Equipment (included) should be rezoned to B-2. The corrective rezoning is being recommended to bring existing zoning in line with proposed land use.

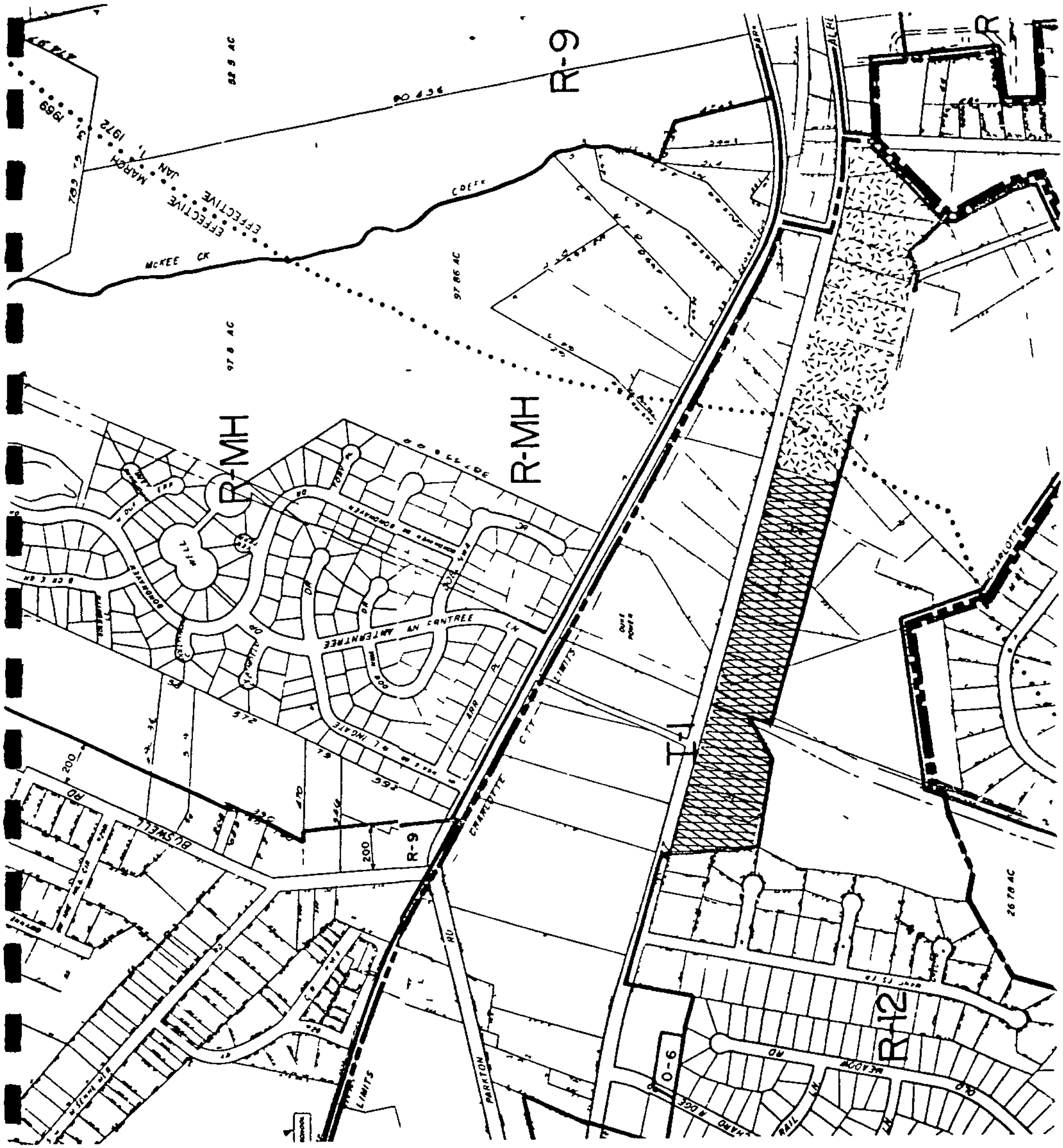
- I-1 to O-6: Properties along the south side of Albemarle Road between Barfield's Equipment and Manchester Lane are currently zoned I-1. The East District Plan recommends that the future land use be office for this frontage along Albemarle Road. The corrective rezonings are recommended to bring existing zoning in line with future land use.

- I-1 to O-6· Properties located at Albemarle Road and Orchard Ridge Road are currently zoned I-1. The East District Plan recommends that the future land use for this area be office. The corrective rezonings are recommended to bring existing zoning in line with future land use.

- B-1 to O-15 Vacant property exists between Dwightware Boulevard and an existing shopping center on the south side of Albemarle Road. The majority of the vacant property is zoned B-1. The East District Plan recommends an office use for this area as a transition to nonresidential land uses further to the west. The corrective rezoning is being recommended to bring existing zoning in line with the future land use.

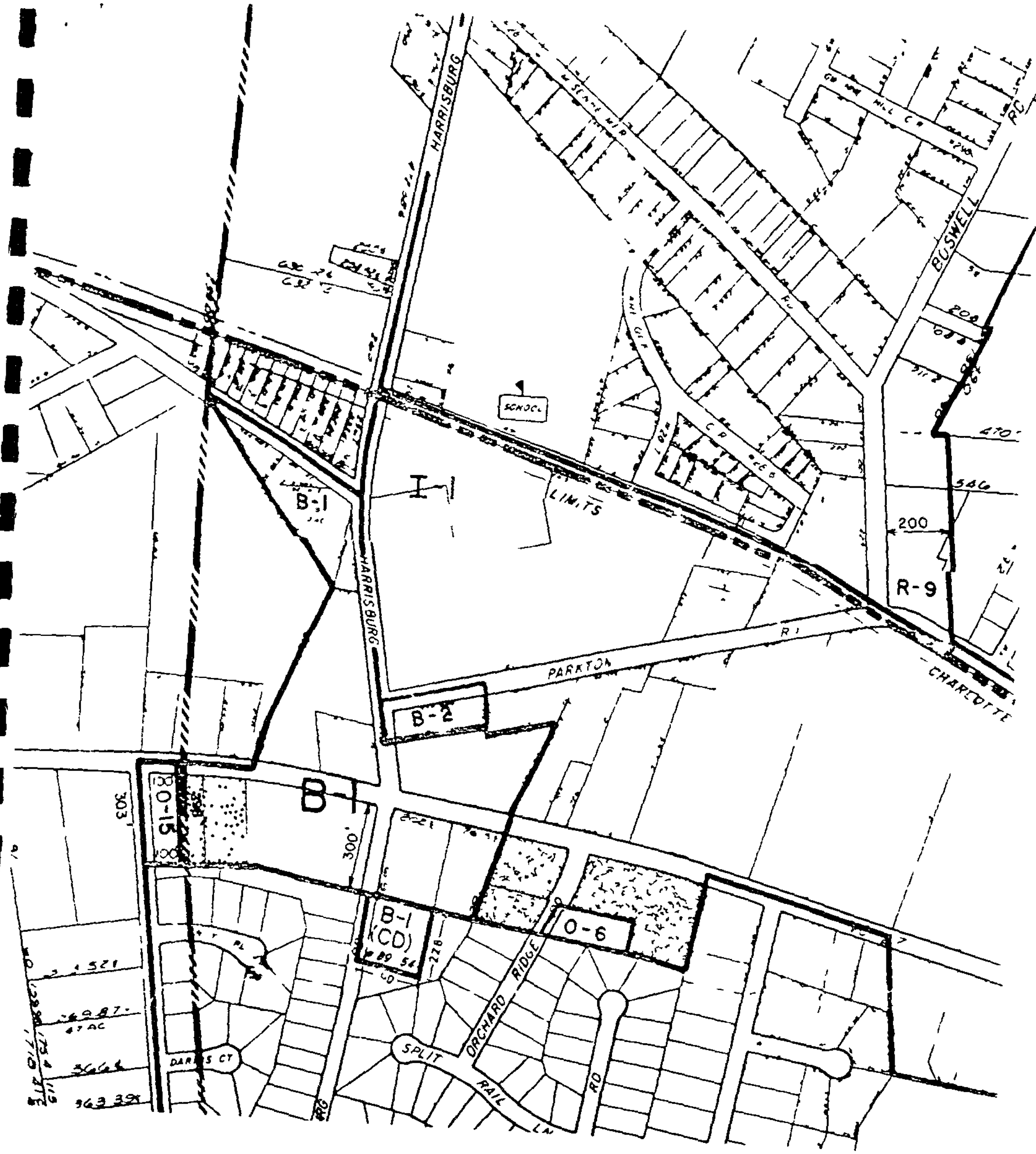

R-MH
R-MH
R-9
R-12
B-1
B-2
B-1
B-1 (CD)
O-6
I-1
I-1
I-1
LIMITS
PARKTON
BUSWELL
HARP
MARLISE RD
ORCHARD ROAD
SPLIT RAIL
MEADOW RD
ALBE
EFFECTIVE MARCH 1972
97.8 AC
97.86 AC
32.9 AC

I-1 TO B-2



I-1 TO O-6

I-1 TO B-2



I-1 TO O-6

B-1 TO 0-15

5 12

8/27/98

10. Recommend adoption of a resolution to amend the Mecklenburg County Solid Waste Management Plan.

Solid Waste Plan

On June 11, 1984, the City of Charlotte and Mecklenburg County entered into a Solid Waste Disposal Facilities interlocal agreement whereby the City collects solid waste, and the County disposes of it. A Solid Waste Management Plan was developed to address Mecklenburg County's needs through 2006. Council adopted the plan on November 23, 1987.

Plan Revisions

On August 12, 1989, the General Assembly ratified Senate Bill 111, An Act To Improve the Management of Solid Waste, effective October 1, 1989. It directly impacts the scope of Mecklenburg County's Solid Waste Management Plan.

To ensure compliance with the new State regulations and to be responsive to operational conditions and changes, Mecklenburg County has proposed some revisions to the Solid Waste Management Plan. The proposed revisions update the plan, are in compliance with Senate Bill 111, and allow Mecklenburg County greater flexibility in technology and management of the waste stream.

The proposed revisions are attached.

Clearances

Solid Waste Management Advisory Board, Solid Waste Services Department, City Attorney. The revisions will be adopted by the Mecklenburg County Commissioners after they have been adopted by all of the affected municipalities.

Attachment No. 6

RESOLUTION APPROVING AMENDMENTS TO THE MECKLENBURG COUNTY SOLID WASTE MANAGEMENT PLAN

WHEREAS, the City entered into that certain Solid Waste Management Plan Interlocal Agreement with Mecklenburg County in which Agreement the City approved the Mecklenburg County Solid Waste Management Plan dated September 1988, (the "Plan"); and

WHEREAS, Mecklenburg County, upon advice of its Waste Management Advisory Board, has requested that the City approve certain changes to the Plan, which changes are reflected on the attached document entitled "Mecklenburg County Solid Waste Management Plan Proposed 1990 Revisions.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that the City does hereby approve the changes to the Mecklenburg County Solid Waste Management Plan as outlined in the attached document entitled "Mecklenburg County Solid Waste Plan Proposed 1990 Revisions".

This resolution shall become effective immediately upon its adoption.

THIS the _____ day of _____, 1990.

APPROVED AS TO FORM:

Attorney for
Assistant City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the _____ day of _____, 198__, the reference having been made in Minute Book _____ and recorded in full in Resolution Book _____, page(s) _____.

Pat Sharkey
City Clerk

Mecklenburg County
Solid Waste Management Plan

Proposed 1990 Revisions

MECKLENBURG COUNTY

SOLID WASTE MANAGEMENT PLAN
****

1989 Update and 1990 Plan Revision
(Edited 8/15/89)

Present Language - Page 4

* Recycle 15% of the County's solid waste by 1994 and 30% by 2006.

* Convert 40% of the waste into energy for sale to businesses and institutions.

* Reduce the amount of solid waste going to landfills from 99% of the total to 30%.

Proposed Language

* Recycle 25% of the County's solid waste by 1993 as mandated by North Carolina legislation, and 30% by 2006.

* Convert 40% of the waste utilizing resource recovery technologies by 2006.

* Reduce the amount of solid waste disposed in landfills from 99% of the total to 30% by 2006.

MECKLENBURG COUNTY

SOLID WASTE MANAGEMENT PLAN
****
(Edited 8/15/89)

1989 Update and 1990 Plan Revision

Present Language - Page 5

Although landfills are currently the least expensive option, siting them is becoming increasingly difficult. The Mecklenburg County Zoning Ordinance requires that a special use permit be obtained prior to the siting of a landfill. Following the issuance of a County special use permit the landfill must also be permitted by the State Department of Human Resources before operations may begin.

Proposed Language

Permitting regulations from the State Department of Human Resources will require that future landfills be lined and have leachate collection facilities; however, the siting of such future landfills will continue to be politically difficult.

MECKLENBURG COUNTY

SOLID WASTE MANAGEMENT PLAN
****
(Edited 8/15/89)

1989 Update and 1990 Plan Revision

Present Language - Page 7

Current recycling operations include:

1. Two staffed and six unstaffed drop-off recycling centers.

3. Pilot Curbside Collection Program for glass, aluminum, PET and newspapers. At present 9100 households are serviced throughout Charlotte, Davidson, Cornelius, and Huntersville.

4. Disposal Site Salvaging. When weather permits a cardboard recovery program operates at the active area of the landfill.

Proposed Language

Current recycling operations include:

1. Staffed and unstaffed drop-off recycling centers within the County.

3. Curbside Collection Program for glass, aluminum, PET and newspapers. Households are serviced throughout Charlotte, Davidson, Cornelius, and Huntersville.

4. Disposal Site Salvaging. Cardboard recovery program operates at the landfill.

MECKLENBURG COUNTY

SOLID WASTE MANAGEMENT PLAN
****
(Edited 8/15/89)

1989 Update and 1990 Plan Revision

Present Language - Page 10 - 11

County has established a solid waste management goal of reducing the waste stream by 40% through the use of resource recovery facilities.

Proposed Language

County has established a solid waste management goal of reducing the waste stream by 40% through the use of resource recovery facilities. This portion of the Mecklenburg County integrated Waste Management System continues to stress that recycling comes first and then the removal of valuable metals, plastics, wood waste and glass complements resource recovery projects.

A cogeneration facility, completed in June 1989, was constructed on County property adjacent to the University of North Carolina at Charlotte. The steam produced is sold to the University while electricity generated is sold to Duke Power. This resource recovery facility represents 10% of the total solid waste stream.

EXECUTIVE SUMMARY
STATUS REPORT
ON
CITY/COUNTY SOLID WASTE MANAGEMENT PLANS

Introduction

Since solid waste management is such a major environmental issue, both the City and County have worked together for almost a decade to develop long-range comprehensive plans to achieve a mutually acceptable course of action. Such an approval must continue in this community.

History of The Community's Solid Waste Management Plan

During 1984 and 1987 the City of Charlotte and Mecklenburg County entered into agreements based on specific philosophies for handling the County's solid waste. Those agreements established the City as the collector and the County as the disposer of the waste. They also allowed for the adoption of a comprehensive county-wide solid waste management plan comprised of three integral parts -- landfills, recycling and resource recovery.

Landfills and resource recovery facilities impacted the City only as to their location and how that site may effect the refuse collection operation. They may also require the construction and operation of transfer stations -- a responsibility of the City.

Recycling activities under the plan require specific steps for both the City and County as subdivided into three phases. Phase I, which has already been completed, included:

- Drop-off recycling centers
- Metro-Mulch Program
- Pilot Curbside Recycling Program
- Cardboard recovery at the landfill
- Metals and office paper recovery
- Public Awareness Program

Phase II, with all activities to be operational by 1990, include:

- Additional drop-off recycling centers
- Extension of Curbside Recycling Program throughout Charlotte and all other County municipalities
- Construction of a materials processing facility
- Sorting operations for recyclables at all disposal sites
- Separate collection of yard waste and the construction of a yard waste recycling facility
- Extension of commercial/industrial waste recovery services to more waste generators.

Phase III is not yet defined and may only become necessary if the percentage goal for recycling by 2006 is not achieved through the activities in Phases I and II.

Additionally, with the City and County agreements, the County was authorized to enact flow control. They have done so with City of Charlotte vehicles and those vehicles operated by private haulers under contract to the City.

Future Programs Under The Solid Waste Management Plan

In addition to the possibility of requiring the construction of transfer stations, based upon specific economic consequences resulting from the location of County landfills and resource recovery sites, the City will be expected to implement at least six new programs to achieve the established recycling goals. While the first program is scheduled for implementation on January 1, 1991, no specific start-up date has been selected for the other five as long as they are operational in time to meet the 1993 goal of 25% of the waste stream being recycled. In brief, the six programs are:

1) Design and implement by January 1, 1991, a Yard Waste Curbside Collection Program for all City curbside collection customers.

2) Expand the Curbside Recyclables Collection Program to include multi-family complexes.

3) Adjustment of materials collected in the curbside program to reflect markets and to comply with State requirements.

4) Revise current collection operations, if necessary, in response to items banned from landfilling.

5) Possible participation in other materials recovery programs at City facilities.

6) Solicitation for increased participation in recycling programs through an enhanced public awareness program.

Senate Bill 111

On August 12, 1989, the North Carolina General Assembly ratified Senate Bill 111 to ensure proper handling of solid waste in the State. Those aspects of the bill that impact the City are as follows:

- The City/County recycling goal of 15% by 1994 was altered to 25% by 1993.

- The City will need to furnish the County with specific collection operational data on an annual basis.

- The City's current "white goods" collection program may need revisions once the County designates a disposal point and method of disposal. This may require additional operational expenditures and an ordinance change.

A final point, the banning of yard waste from the landfills by January 1, 1993, will already be addressed by the City with the implementation of the Curbside Yard Waste Collection Program on January 1, 1991.

One area of concern with the requirements of this Senate Bill is what happens if the County does not achieve the 25% recycling goal by January 1, 1993. The County has the authority to ensure to the maximum extent possible that municipalities within its boundaries participate in a recycling program. They can increase the tipping fee for all unseparated waste brought to their disposal facilities or refuse to accept unseparated waste. However, with flow control, refusal is not as realistic an option as higher tipping fees since the City's waste is needed to support the County's resource recovery facilities

Senate Bill 113

On January 26, 1990, Senate Bill 113 was ratified by the North Carolina General Assembly to provide the following authority to the County and the City. For both the City and the County, ordinances can be adopted to:

- Require source separation of materials prior to collection of solid waste.
- Require participation in recycling program approved by the board of commissioners and the City's governing board.

In addition, the City can adopt ordinances to:

- Require occupants of houses and other buildings to place solid waste in specific places or receptacles for collection.
- Impose charges for collection and disposal.
- Include any other proper materials as deemed appropriate by the governing board.

Future Action Steps

With all the above history in place, where is this community today and what other points come to mind that need clarification and/or possible investigation?

1) Regarding landfill space, Harrisburg Landfill is expected to close by March 31, 1991. The County is looking at two new landfill sites, one off U.S. 521 and one off Ridge Road; however, the 521 site is not scheduled for opening until July 1, 1991 and Ridge Road conditionally January 1, 1992. This leaves the County without their own landfill from April 1, 1991 to July 1, 1991, a very critical situation. To provide an alternate site, beginning October 1, 1990, the County has contracted with BFI to accept 300,000 tons per year of the County's waste at their Speedway Landfill site.

2) The University waste-to-energy facility has been operational since the second quarter of 1989. It currently accepts all of the City's backyard collection vehicles, some trash collection vehicles and a few vehicles from other collectors. Construction of a second facility in the Arrowood area is still being considered with the County's position at this time being some type of disposal site will be in that area -- whether or not it is a waste-to-energy facility.

3) Recycling is progressing well at this point. Programs implemented today are generating far more recyclables and far greater participation levels than anticipated. Annual tonnage estimates have increased from 10,000, as originally expected, to 13,750. With yard waste collection scheduled for January 1, 1991, and multi-family curbside collection to be implemented as the next phase, the major programs for the City will be in place.

   For the County, the next major step in the program is to implement recycling in the commercial/private sector. It is from that source the greatest recyclables tonnage is expected to help achieve the 25% goal.

4) What costs can be anticipated in the FY92 Budget for solid waste management? To reflect the start-up of the Yard Waste Program in January 1, 1991, a full year's cost for that service will be included. As tonnage and participation rates continue to increase in the Curbside Collection Program, additional equipment and personnel resources may be needed. Certainly, as plans progress to collect recyclables from multi-family complexes, costs for this service will be seen either in FY92 or FY93 Budgets.

   Another cost, that for tipping fees, is expected to increase again in FY92. When the solid waste management function was consolidated in 1984, the tipping fee was $5.00 per ton. Seven years later in FY91, tipping fees are $24.50 per ton. In 1996 when the City no longer disposes of the first 170,000 tons of waste at no charge, the City's cost for disposal will not only increase by the annual adjustment in tipping fees, but will include the first time charge for the 170,000 tons. At this year's rate of $24.50 per ton, the 170,000 tons would cost $4,165,000.

As stated earlier, other points come to mind in addition to the above information. While they are thought provoking at this time, responses must be prepared in the years to come. Those points are as follows:

- Must The City achieve a 25% recycling goal from its own waste stream?
- Can the County achieve the 25% goal while the City achieves a lesser percentage rate?
- How will recycling in the commercial waste stream be approached by the County?

- What are the County's landfill plans once Harrisburg Landfill is closed and how will they impact the City's operations?

- What is the status of the planned Arrowood Resource Recovery Facility and how will it impact the City's collection operations?

- Under Senate Bill 58, the creation of a regional solid waste management authority is now possible. That is certainly another option available for any two or more participating units of local government.

Conclusion

Management of the solid waste issues in this community will require long-range planning and certainly result in an economic impact. While all the steps are unknown at this time, what is known is that methods for handling solid waste will be continually changing, become more restrictive and the cost will be great.

Budget and Evaluation Department

Report

SURVEY OF CITY PROTOCOL FOR AWARDING
KEY TO THE CITY

The attached information represents a survey of cities' procedures for awarding a dignitary the Key to the City. Thirteen cities of comparable size to Charlotte were surveyed. Four of the thirteen cities surveyed were cities within North Carolina; Mecklenburg County was also surveyed. The Mayor's Office of the cities surveyed were asked four basic questions. Following are the questions asked of each city contacted:

1. Do you have a "Key to the City?" In what form is the key?

2. Who presents the key and how often is the key presented?

3. Are there specific guidelines for presentation, or who qualifies as a recipient?

4. Were there any problems in the last two years with awarding a key? Did any issues arise regarding awarding the key?

For information, the City also responded to these questions.

A review of the information gathered reveals that none of the cities contacted had encountered any problems or controversy with awarding the Key to the City. All the cities contacted noted that the Mayor or his/her designee were the persons with the responsibility to award the Key to the City. Council members were allowed in most cities to give out smaller gifts from the City, or some form of a smaller, informal Key to the City.

Refer to the attached pages for direct responses to the questions asked of the cities contacted. A summary of the responses from the cities contacted revealed the following:

- Of the thirteen cities contacted, nine had formal Keys to the City that were awarded to dignitaries. The four cities without a formal Key to the City presented other items such as a city gift, proclamation, medallion, tie clasp, or official Book of the City.

- Nearly all of the cities had other gifts for varying levels of recognition.

- All cities noted that the Mayor, Mayor Pro-Tem, or the Mayor's designee approved of, or gave out the Key to the City.

- None of the cities surveyed had any specific guidelines or rules for awarding the Key to the City. All cities noted that the Mayor decided if an occasion or dignitary was worthy of receiving the key. However, Orlando, Florida did note that a vote of City Council was taken to approve awarding the formal Key to the City. Orlando was the only city surveyed that required an official vote from Council to formally approve the awarding of a Key to the City.

- None of the cities surveyed had experienced any problems with deciding to award or not to award the key to a dignitary. None of the cities reported any controversial incidents.

KEY TO THE CITY

CITY:	Orlando, Florida
CONTACT NAME:	Charlotte Wise/Randal James
TELEPHONE:	(407) 849-2358
POSITION:	Administrative Receptionist
FORM OF GOVERNMENT:	Strong Mayor
SIZE OF COUNCIL:	Seven (7) Members

1. DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?

The Key to the City comes in several sizes. Different keys are given depending on the prominence of the person or event. Keys in the form of a trinket or paperweight can be presented by Commissioners. In addition, persons representing the City, such as City staff can give out the informal Key to the City. Disney worked with the City to design a formal Key to the City. This key is only given out by the Mayor. The formal Key to the City is in the shape of a key, is approximately ten inches long and is presented in a carved wooden box along with a certificate of authenticity.

2. WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?

Only the Mayor presents the formal key. Five dignitaries and all the Commissioners have been presented with the new Key to the City. The Mayor Pro-Tem may be designated to present the formal Key.

The informal keys are given out often by the Commissioners.

3. ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?

There are no special written guidelines. However, Commissioners approve of the recipient of the formal Key by voting.

Some outside groups that want a key ask for it in writing. If a decision is made not to give the key, a City medallion is given.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

None.

KEY TO THE CITY

CITY:	Richmond, Virginia
CONTACT NAME:	Gail Bingham
TELEPHONE:	(804) 780-7977
POSITION:	Mayor's Assistant
FORM OF GOVERNMENT:	Council/Manager
SIZE OF COUNCIL:	Nine (9) Members

1. **DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?**

   There is no Key to the City. The City presents a Medallion which serves as a Key. The Jefferson Pewter cup can also be presented as a substitute for the medallion.

2. **WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?**

   The Mayor or his designee presents the Medallion.

3. **ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?**

   There are no special guidelines. If an organization requests that they be presented a Medallion, the Mayor's Office will screen the request. If they feel that the individual or organization is not worthy, they will present another City gift. The Jefferson Pewter Cup is a high award presented instead of the Medallion. The Medallion serves as the Key to the City.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

   None.

KEY TO THE CITY

CITY:	Durham, North Carolina
CONTACT NAME:	Linda Evans
TELEPHONE:	(919) 560-4333
POSITION:	Administrative Assistant to the Mayor
FORM OF GOVERNMENT:	Council/Manager
SIZE OF COUNCIL:	Thirteen (13) Members

1. **DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?**

   The Key to the City is a bronze-colored key that can be used as a bottle opener. The Key contains the City seal.

2. **WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?**

   The Mayor, Mayor Pro-Tem, or his designee presents the Key.

3. **ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?**

   The Key is usually presented to a visiting dignitary. There are no formal guidelines. The Mayor decides who will be presented the City's Key.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

   None.

KEY TO THE CITY

CITY:	Winston-Salem, North Carolina
CONTACT NAME:	Ruth Cole-Burcah
TELEPHONE:	(919) 727-2058
POSITION:	Administrative Assistant to the Mayor
FORM OF GOVERNMENT:	Council/Manager
SIZE OF COUNCIL:	Nine (9) Members

1. **DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?**

   The Key to the City is six inches long, gold-plated and in the shape of a key.

2. **WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?**

   The Mayor or his designee presents the Key.

3. **ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?**

   There is no written policy. The Key is usually presented to a dignitary from out of town, or a prominent person leaving the community. The Key is usually given out two or three times a month.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

   None. If the Key were not warranted, a letter, tie clasp, or paperweight could be presented.

KEY TO THE CITY

CITY:	High Point, North Carolina
CONTACT NAME:	Margaret Newton
TELEPHONE:	(919) 833-3289
POSITION:	Mayor's Secretary
FORM OF GOVERNMENT:	Council/Manager
SIZE OF COUNCIL:	Nine (9) Members

1. **DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?**

   The Key to the City is in the shape of a key. It has a brass/bronze look, and is approximately eight to ten inches long. The Key to the City also contains the Mayor's name.

2. **WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?**

   The Mayor or his designee presents the Key.

   Frequency of presentation depends on the Mayor. Present Mayor hasn't given many out.

3. **ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?**

   The Mayor's secretary takes requests and the Mayor decides if a Key is warranted. If a Key is not warranted, the City will give out a small silver key charm, or High Point flag.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

   None.

KEY TO THE CITY

CITY:	Raleigh, North Carolina
CONTACT NAME:	Gail Crisp
TELEPHONE:	(919) 890-3050
POSITION:	Administrative Assistant
FORM OF GOVERNMENT:	Council/Manager
SIZE OF COUNCIL:	Eight (8) Members

1. **DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?**

   The Key to the City is six to eight inches long, shaped in the form of a key, and very heavy. The Key to the City contains the City Seal. A Medallion or small key is also given out if the Key to the City is not appropriate.

2. **WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?**

   The Mayor or his designee is authorized to present the Key. A Council Member may also present on approval from the Mayor. The Key to the City is given out approximately twelve times during the year.

3. **ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?**

   There are no formal or special guidelines. A recipient has to be approved by the Mayor.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

   None.

KEY TO THE CITY

CITY:	Albuquerque, New Mexico
CONTACT NAME:	Peggy Clemmons
TELEPHONE:	(505) 768-3000
POSITION:	Executive Secretary to the Mayor
FORM OF GOVERNMENT:	Council/Manager
SIZE OF COUNCIL:	Nine (9) Members

1. **DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?**

   Albuquerque no longer presents a Key to the City. Due to a $20 million deficit, the Key was discontinued. The Mayor presents a book to visiting dignitaries on the history of the City. The book is entitled "Albuquerque Colors." The City also gives out metal or plastic City pins for less formal occasions.

2. **WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?**

   The Mayor presents the book. He has given out several hundred books since December.

3. **ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?**

   There are no special guidelines. The Mayor decides who should be given the Key. The Key is usually presented to visiting dignitaries.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

   None.

KEY TO THE CITY

CITY:	Columbus, Ohio
CONTACT NAME:	Sharon Smith
TELEPHONE:	(614) 645-7671
POSITION:	Administrative Assistant
FORM OF GOVERNMENT:	Council/Manager
SIZE OF COUNCIL:	Seven (7) Members

1. **DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?**

   There is no Key to the City. The Mayor presents Proclamations appropriately written for the occasion.

2. **WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?**

   The Mayor or his representative presents a Proclamation. Approximately 100 were given out during the year.

3. **ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?**

   The Mayor decides who receives a proclamation. Proclamations are presented to those who have contributed something to the community. They are also presented for anniversaries and other special occasions. The proclamations are written appropriate for the occasion.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

   None.

KEY TO THE CITY

CITY:	Austin, Texas
CONTACT NAME:	Sharon McKinney
TELEPHONE:	(512) 499-2250
POSITION:	Executive Receptionist to Mayor
FORM OF GOVERNMENT:	Council/Manager
SIZE OF COUNCIL:	Seven (7) Members

1. DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?

The Key to the City is in the shape of a key. There is also a smaller key that Council Members may hand out. The large Key to the City is for visiting dignitaries. If a Key is not appropriate, the City may present proclamations, welcome letters or honoraries.

2. WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?

The Mayor or his representative presents the large official Key. Council Members receive requests and can give out the small informal Key.

3. ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?

There are no special guidelines. Council does not vote to approve a recipient. The Mayor decides if a presentation is warranted.

4. WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?

None.

KEY TO THE CITY

CITY:	Jackson, Mississippi
CONTACT NAME:	Carla Wall
TELEPHONE:	(601) 960-1084
POSITION:	Events Coordinator
FORM OF GOVERNMENT:	Mayor/Council
SIZE OF COUNCIL:	Seven (7) Members

1. **DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?**

   The Key to the City is gold, approximately six to eight inches long, and contains the City Seal. If the Key to the City is not given, the City may present a book entitled "Jackson - A Special Place."

2. **WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?**

   The Mayor or his representative presents the Key. The Key is not presented very often.

3. **ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?**

   The Mayor decides if presenting is appropriate. Council does not vote to approve a candidate.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

   None.

KEY TO THE CITY

CITY:	Portland, Oregon
CONTACT NAME:	Diane Trudo
TELEPHONE:	(503) 248-4120
POSITION:	Assistant to Mayor
FORM OF GOVERNMENT:	Mayor/Council
SIZE OF COUNCIL:	Five (5) Members

1. **DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?**

   There is no Key to the City. The City offers neckties with the City Seal, Proclamations and other gifts.

2. **WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?**

   The Mayor or his designee presents City items.

3. **ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?**

   There are no special guidelines. The Mayor and the Protocol Office reviews.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

   None.

KEY TO THE CITY

CITY:	Birmingham, Alabama
CONTACT NAME:	Louis White
TELEPHONE:	(205) 254-2277
POSITION:	Mayor's Office
FORM OF GOVERNMENT:	Mayor/Council
SIZE OF COUNCIL:	Nine (9) Members

1. **DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?**

   The Key to the City is three inches long, silver, contains the name of the Mayor, has a ribbon attached, and is hung around the visiting dignitary's neck. The Key has the City's seal on it. The City also gives out lapel buttons containing the City seal.

2. **WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?**

   The Key is presented by the Mayor.

3. **ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?**

   There are no formal guidelines. The Key is presented to dignitaries from outside of Birmingham.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

   None.

KEY TO THE CITY

CITY: Mecklenburg County

CONTACT NAME: Rose Cummings

TELEPHONE: (704) 336-2475

POSITION: Public Service and Information Director

1. DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?

Mecklenburg County has several gifts that it gives to visitors and its citizens. They include: lapel pins, brass coasters, proclamations and awards.

2. WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?

Any Commissioner can present a gift. However, presentations are screened and cleared by Chairperson Dupuy. Requests to present gifts, proclamations, etc., appear on the Commissioner's agenda at every scheduled Commissioner's meeting (twice a month). Consequently, these gifts are given quite frequently. No formal vote by Commissioners is necessary to approve the presentation of a gift. Commissioners follow the recommendation of the Chairperson.

3. ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?

There are no specific guidelines for presentation. The Chairperson of the Commissioners makes the initial judgement on whether a group or individual should be a recipient.

4. WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?

This is not normally seen as a high priority issue. However, a group was awarded a proclamation without the Chairperson or Commissioner's full awareness of the group's actions. This made the presentation awkward and led to the current system of screening.

KEY TO THE CITY

CITY:	Charlotte, NC
CONTACT NAME:	Belinda Crowell/Catherine Funderburk
TELEPHONE:	(704) 336-2244
POSITION:	Executive Assistant to the Mayor
FORM OF GOVERNMENT:	Mayor/Council
SIZE OF COUNCIL:	Eleven (11) Members

1. **DO YOU HAVE A "KEY TO THE CITY?" IN WHAT FORM IS THE KEY?**

   Charlotte has a "Key To The City" that is presented in the form of a letter opener.

2. **WHO PRESENTS THE KEY AND HOW OFTEN IS THE KEY PRESENTED?**

   The Mayor traditionally presents the key to other Mayors or visiting dignitaries. Councilmembers also present the key to visitors and dignitaries when they represent the Mayor. The Mayor presents the key on a very limited basis (at most 5-6 times a year). No record is kept on how often Councilmembers present the key.

3. **ARE THERE SPECIAL GUIDELINES FOR PRESENTATION OR WHO QUALIFIES AS A RECIPIENT?**

   There are no written or specific guidelines for presenting the key. Councilmembers can receive a key for presentation by simply requesting one. The Mayor, as an informal rule, will only present the official key to other Mayors and high level dignitaries. Charlotte has a more modest gift for visitors in the form of a lapel or apparel pin. The pin is a representation of Queen Charlotte's crown. City staff members such as the City Manager or Deputy City Manager occasionally present this pin to visitors.

4. **WERE THERE ANY PROBLEMS IN THE LAST TWO YEARS? ANY ISSUES ARISE REGARDING AWARDING THE KEY?**

   The only issue/controversy surrounding the presentation in the past two years has been the presentation of the key to Minister Farrakan.

CITIES CONTACTED

Orlando, Florida
(407) 849-2221

Durham, North Carolina
(919) 560-4333

Albuquerque, New Mexico
(505) 768-3000

Winston-Salem, North Carolina
(919) 727-2058

Austin, Texas
(512) 499-2250

Birmingham, Alabama
(205) 254-2277

Jackson, Mississippi
(601) 960-1084

Mecklenburg County, NC

Richmond, Virginia
(804) 780-7977

Raleigh, North Carolina
(919) 890-3050

Greensboro, North Carolina
(919) 373-2291

Columbus, Ohio
(614) 645-7671

Fort Worth, Texas
(817) 870-6193

High Point, North Carolina
(919) 883-3289

Portland, Oregon
(503) 248-4120

A RESOLUTION OF THE CHARLOTTE CITY COUNCIL IN SUPPORT OF THE NOVEMBER 6, 1990 CITY AND COUNTY BOND REFERENDUM

WHEREAS, the people of Charlotte-Mecklenburg enjoy an exceptionally high quality of life, and,

WHEREAS, this is a rapidly growing, vibrant community where the public and private sectors have a strong tradition of working together for the good of the community, and,

WHEREAS, coping with change requires progressive, innovative action on the part of local government; and,

WHEREAS, City government recognizes the need to address the problems of water and sewer service and bed space for detention/jail facilities; and,

WHEREAS, the high quality of life in a community is maintained by the development of adequate protective and utility services; and,

WHEREAS, City government has united in partnership with local citizens, business firms, and with other institutions and agencies to identify specific projects that will address our most pressing problems and facilities that will improve the life of our community; and,

WHEREAS, the "AAA" bond rating and sound financial structure of both the City and County enable them to issue bonds adequate to fund the new projects and facilities; and,

WHEREAS, the City and County have called a general obligation bond referendum for water, sewer and detention/jail facilities on November 6, 1990; now therefore,

BE IT RESOLVED that the Charlotte City Council supports these bonds and calls upon the voters of Charlotte-Mecklenburg to vote YES on November 6, for the preservation of the high quality of life in our community

This the eighth day of October, 1990

Approved as to form:

Henry W. Underhill Jr.
City Attorney

Revised RFP Process

Exhibit A

	Time
I Solicit Request for Proposals Phase	
Step 1 - Advertise RFP to developers	30 days
Step 2 - Hold pre-proposal conference	
Step 3 - Submission deadline	
° Sub Total	30 days
II Financial and Policy Compliance Review Phase	
Step 4 - Review by Innovative Housing Committee to screen proposals for compliance with RFP requirements and make to recomendations to City Council	15 days
Step 5 - City Council approve the selected proposals for continuation in the process	20 days
° Sub Total	35 days
III Neighborhood Notification and Site Plan Review Phase	
Step 6 - Neighborhood Notification and orientation meeting with neighborhood	30 days
Step 7 - Developers submit detailed site plan for review. The site plan review must conform with the attached site plan requirements	
Step 8 - Appraisals of proposed sites requested ° Developer would be required to submit two appraisals to the City from the City of Charlotte's approved list of appraisers; ° After the City receives the appraisals, the City would have a third independent appraiser review the two submitted appraisals in accordance with the Appraisal Review Check Sheet	
Step 9 - Second neighborhood meeting held to review site plan.	30 days
Step 10 - Determination of appraised value of land	
° Sub Total	60 days
IV City Council Decision Phase	
Step 11 - Innovative Housing Committee meets and makes final recommendation to City Council	5 days
Step 12 - City Council decision required - approval/disapproval of a site	20 days
° Sub Total	25 days
TOTAL	150 days

Exhibit B

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

MEMORANDUM OF UNDERSTANDING
(Seversville Elementary School)

THIS MEMORANDUM OF UNDERSTANDING, entered into this_____ day of _____, 1990, by and between the Charlotte-Mecklenburg Board of Education ("the Board") and the City of Charlotte ("the City");

W I T N E S S E T H :

The Board and the City have reached certain understandings relative to the disposition and development of the old Seversville Elementary School property located at 1701 Sumter Street, Charlotte, North Carolina, property boundaries shown on Exhibit "A" and wish to reduce to writing an outline of their understanding relative to same:

1. Subject to compliance with all statutory requirements as approved by the attorneys for both parties, the Board agrees to sell to the City and the City agrees to purchase from the Board the property known as the Old Seversville Elementary School property which consists of approximately 2.23 acres at 1701 Sumter Street, Charlotte, North Carolina, ("the Property") having an appraised value of $195,000.00.

2. After satisfaction of all statutory requirements as aforesaid, the Board agrees to convey the Property to the City upon the City's request with the understanding that payment for same shall be on a deferred basis as described below. (Each party agrees to pay its own attorneys' fees in connection with the conveyance.)

3. Upon transfer of title to the property to the City, the City agrees to secure bids from various developers to purchase the Property from the City and convert the buildings located thereon into homes for low income person(s).

4. Upon the sale of the property by the City to the developer, the City agrees to pay the Board for the property by conveying to the Board other property suitable and acceptable by the Board for public school purposes. The value of the property is to equal $195,000 or the amount equal to the purchase price received by the City from the developer, whichever is higher.

5. The payment to the Board by the City for the Property by means of a transfer of other property, must be made within twenty-four (24) months after the Property is first conveyed by the Board to the City.

IN WITNESS WHEREOF, the parties hereto have executed this Memorandum by their duly authorized officers, the day and year first above written.

THE CHARLOTTE-MECKLENBURG
BOARD OF EDUCATION

Attest:

By: _____
Chairman

_____
Secretary

CITY OF CHARLOTTE

Attest

By: _____
City Manager

_____
City Clerk

COMMUNITY DEV
3 OCT 90 11:43

MANDATORY REFERRAL REPORT NO. 90-47
CHARLOTTE-MECKLENBURG PLANNING COMMISSION

REUSE OF SEVERSVILLE ELEMENTARY
SCHOOL FOR LOW-INCOME HOUSING
SEPTEMBER, 1990

PROJECT PROPOSAL AND LOCATION

The City of Charlotte wants to use the Seversville Elementary School property located at 1701 Sumter Street to provide 25 units of low and moderate income housing. The Community Development Department is in the process of preparing a Request for Proposal (RFP) to develop the property. The RFP will outline specific criteria and development guidelines to elicit creative proposals from developers to convert the school into residential units. The school will be exchanged for property of equal value that the city currently owns.

PROJECT JUSTIFICATION

This is a public/private joint venture project as a part of the City's Innovative Housing Program. The project continues efforts to provide affordable housing for low and moderate income families in Charlotte.

PROJECT IMPACT

The proposed site is located in west Charlotte in the Seversville community. The property is currently being used by the school system for storage.

Land uses around the site are mostly single family homes. A church is located across the street from the site at the corner of Bruns Avenue and Sumter Street. On the southside of Bruns Avenue below the site are a couple of duplexes and Bruns Elementary School. The property is currently zoned R-6MF (Multi-family).

The site consists of approximately 2.2 acres of land. As it is currently developed, there is only a small amount of open space located at the rear of the property. The amount of available open space will further be reduced when the site is developed. Considering the size of the site and the surrounding land use which is primarily single family development, this project could have some adverse impacts if it is not designed well.

The proposed Central District Plan calls for the area around the site to be rezoned from R-6MF to R-6 (Single Family). The plan proposes that the predominantly single family character of the area around the site be preserved. Therefore, it is important that the project be done sensitively and in a manner that will not adversely impact the surrounding single family properties.

The recently adopted Housing Assistance Plan identifies census tract 41 where this property is located as a prohibited area for assisted housing. However, this provision does not apply to projects of 25 or less units. Therefore, the project is in compliance with the City's Housing Assistance Plan. Also, this particular project will help renovate a boarded-up government owned facility thereby replacing a potential eyesore with a viable development. The project will also increase the supply of affordable housing in an inner city neighborhood.

RELATIONSHIP TO OTHER PROJECTS

In 1987 Charlotte City Council approved a "Housing Policy Plan" which outlines the City's goals and commitment of resources towards its mission of reducing the number of households living in substandard, overcrowded, or unaffordable housing conditions." This project is consistent with the City's Housing Policy Plan and efforts to address the affordable housing problem in Charlotte.

PROJECT COST

The total cost of this project is estimated to be approximately 1.7 million dollars.

STAFF RECOMMENDATION

The site meets the location criteria for multi-family housing as established in the District Plan General Policies document. Although the project is located in a prohibited area for assisted housing, it warrants exemption because of the numerous benefits that could be derived from the project. Therefore, staff recommends that the City reuse the Seversville Elementary School property to build affordable housing.

Staff recommends that the following design issues be addressed:

- Every attempt should be made to preserve the character of the existing school building. Any new structures should blend in and be architecturally compatible with the existing structure;
- Every attempt should be made to preserve the existing trees at the site;
- All parking lots, service areas and dumpsters should be screened from the adjacent properties;
- Adequate landscaping should be provided at the rear of the site to protect and screen the adjoining single family properties and;

- Every attempt should be made to preserve as much open space as possible. This may require that the development be confined to the existing school building.

Staff recommends that the following issues be considered when the city-owned land is transferred:

- The land should be in or adjacent to a residential area;
- The land should be accessible to a major or minor thoroughfare;
- If park land is considered, the land should be taken from a large park to lessen the impact on small parks and areas where a shortage of park land exists;
- The land should be flat and usable for a school; and
- It should be scarcely vegetated to prevent existing wooded land from being destroyed by development.

PLANNING COMMITTEE RECOMMENDATION

Planning Committee recommends denial of the proposal for the following reasons:

(1) The proposal is inconsistent with the City's adopted Housing Assistance Plan which prohibits any additional low income housing in Census Tract 41 where this property is located;

(2) The site is too small for the number of units being proposed (40 to 50 units); and

(3) The proposal is inconsistent with the spirit of the Central District Plan which seeks to maintain and protect the single family character of the area around this site.

RECONSIDERATION OF MANDATORY REFERRAL REPORT NO. 90-47

This report was placed on the agenda at the request of the City Manager and Community Development Director for recommendation.

PLANNING COMMITTEE RECOMMENDATION

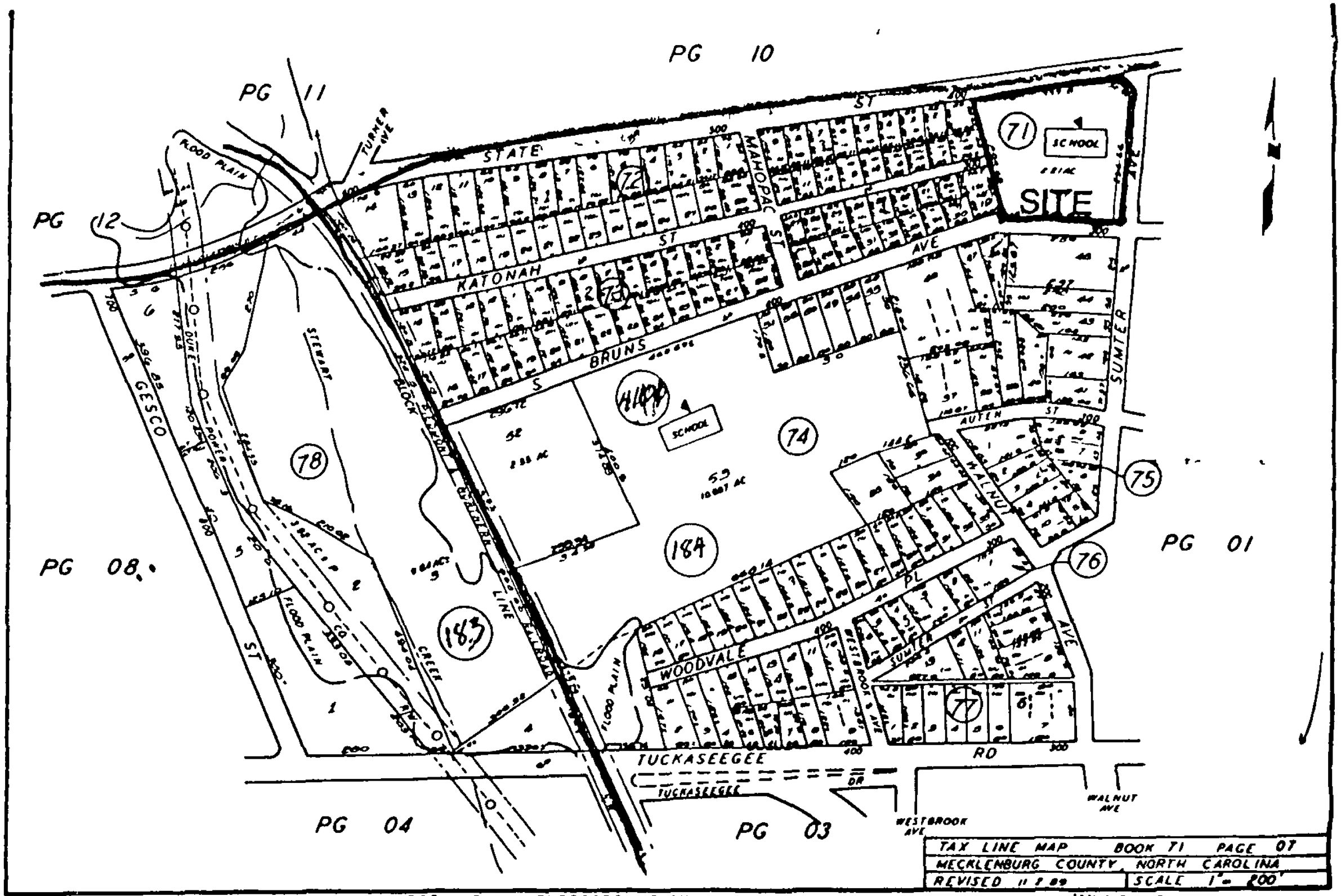
Planning Committee voted 3 to 2 against the proposal. However, since there weren't 4 affirmative votes to approve or 4 votes to deny the proposal, no recommendation can be carried forward to Council. The following summarizes Planning Committee's discussion of the proposal:

Approve

- The proposal will positively impact the neighborhood by removing a vacant structure.
- The project will help remove a potentially blighting element in the neighborhood.
- There are no other alternative proposals to reuse the property that is now being used as storage space and is a negative influence in the neighborhood.
- The project is consistent with the HAP policy because it is less than 25 units.

Deny

- Although the project is less than 25 units, it does not meet the spirit of the scattered site housing policy which seeks to decentralize low income housing.
- The project is inconsistent with the locational standards and objectives as listed in the HAP plan to avoid concentrations of low-income persons and to geographically disperse low-income housing.



FOR TAX PURPOSES ONLY

JAN 16 1990

for June
for October 3
agenda

September 20, 1990

Mr. Richard Vinroot
City Council Member
Robinson, Bradshaw & Hinson, PA
101 N. Tryon Street, Suite 1900
Charlotte, NC 28246

Re: Myers Park Presbyterian Church Driveway Permit

Dear Richard:

Approximately two years ago, Myers Park Presbyterian Church announced plans to demolish our Manse that was no longer used as a residence for our minister and construct a new parking lot. The Myers Park Homeowners Association, upon hearing of our plans, notified us of their strong opposition. We then began lengthy negotiations to develop an alternative that met the needs and objectives of both parties.

Needless to say, there were a number of compromises on both sides, but the end result saved the structure and allowed us a badly needed parking lot. An adjoining property owner, Mrs. Edith G. Dalton, now deceased, offered us the rear of her of her property to be combined with the rear of the Manse property, for our parking lot. Both houses, which front on Queens Road, would be preserved and maintain the residential character of that neighborhood that was important to Mrs. Dalton and the Myers Park Homeowners Association.

A lengthy document was drafted and one of the conditions was "Any supplemental parking area established on the Church Property may have one-way ingress or egress to and from Queens Road by means of the twelve-foot-wide driveway presently located on the Church Property. The Church may improve this driveway, but in no event may the driveway be widened or enlarged." When the Church applied for a permit to build the parking lot, the Transportation Department, who controls driveway permits, indicated that the driveway mentioned above must be widened to twenty feet as per City of Charlotte standards I appealed for special consideration due to the unusual circumstances stated above. Unfortunately, I was told that there were no provisions for any sort of variance.

The relief that I am requesting from City standards is obviously in the best interest of the Church, the adjoining property owner and the neighborhood as witnessed by the fact that all have signed an agreement committing and binding the Church to a twelve foot driveway. Therefore, there seems to be good and sufficient reason for the City of Charlotte to make an exception to its standard one-way driveway width.

I would like to request that you give this matter your serious consideration and grant the requested relief.

Sincerely,

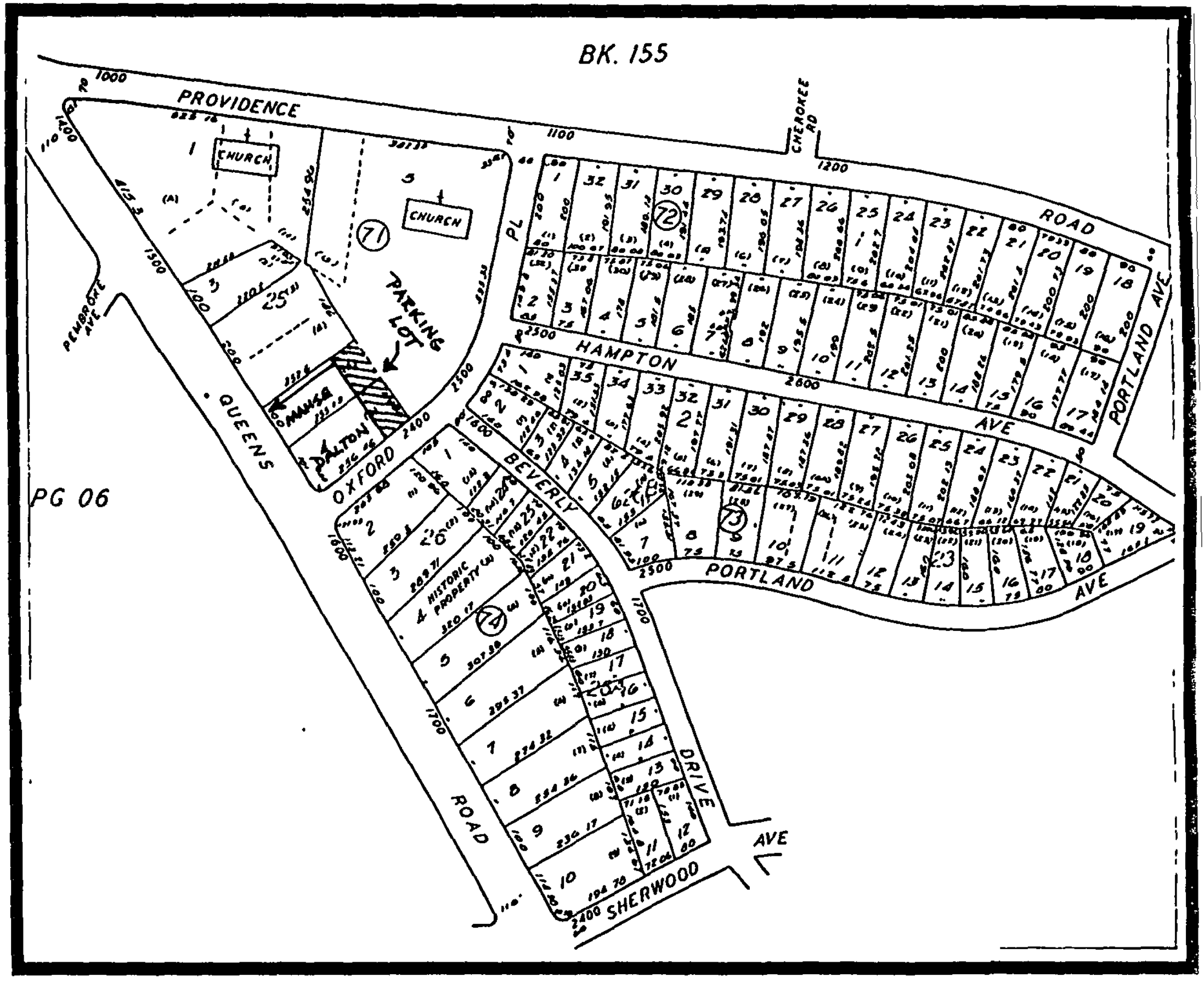
MYERS PARK PRESBYTERIAN CHURCH

Dan

G. Dan Page, Jr.
Elder

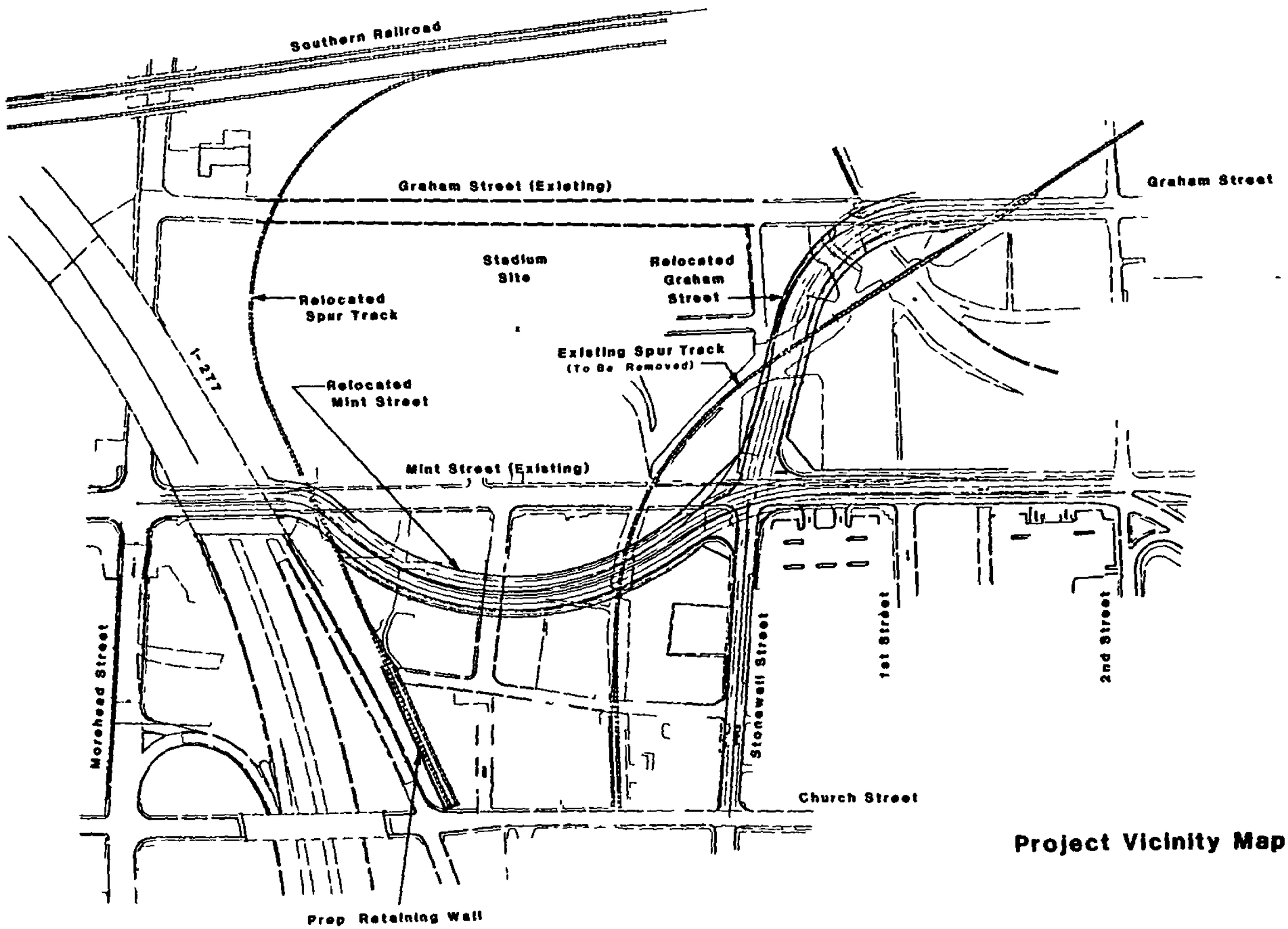
GDP.kvp
Enclosure

cc: Mr. Robert S. Lilien
Myers Park Homeowners Association
2121 Radcliffe Avenue
Charlotte, NC 28207


BK. 155
PROVIDENCE
CHEROKEE RD
ROAD
PORTLAND AVE
HAMPTON
AVE
PORTLAND
AVE
BEVERLY
DRIVE
SHERWOOD
AVE
OXFORD
PL
QUEENS
ROAD
PEMBROKE AVE
CHURCH
CHURCH
PARKING LOT
MANSE
DALTON
HISTORIC PROPERTY
71
72
73
74

PG 06

Tax Map



Project Vicinity Map

Mr. and Mrs. Charlie Feaster Loan

Mr. and Mrs. Charlie Feaster applied for a rehabilitation loan in May, 1988. Staff determined that it was not feasible to rehabilitate their house at 9801 China Grove Church Road, because the tax value was $13,050 and the rehabilitation estimate was approximately $50,000 in 1988. According to our housing code guidelines, if the repair estimates exceed 65% of the value of the house, demolition is recommended. Because the house is being demolished, the Feasters are being displaced and they earn 80 percent or less of median income. Therefore, in accordance with City policy for relocation benefits, they are eligible to come on to the City's relocation workload for replacement housing assistance.

In order to provide the Feasters with standard housing, other options were explored: 1) build a new house on site; 2) move an existing house to the site and rehabilitate it; and 3) buy an existing house. All three options required demolition of the dilapidated house. After consultation with the Feasters, it was determined that the second option, which was to move a house on-site and rehabilitate it, was the most feasible. Subsequently, the Feaster's dilapidated house was demolished, and they were temporarily relocated. A City-owned house containing 1,604 sq. ft., displaced by an intersection improvement at Quail Hollow and Sharon Roads, has been relocated onto the Feaster's site. City Council had directed staff to preserve, when feasible, houses displaced by capital improvement projects.

Mr. Charlie Feaster, who is 71, receives Social Security and retirement benefits in the amount of $883.23 per month. Mrs. Annie Feaster, age 58, is employed by E.C. Manufacturing and earns a gross monthly income of $1,268.80. The Feasters have a total monthly income of $2,152.03. The Feasters have a 9 year old grandchild who lives with them.

Under the Standard Rehabilitation Program approved by City Council on June 28, 1982 and amended on October 12, 1987, a family is to pay no more than 30% of their gross monthly income, less federal taxes, toward housng expenses. Housing expenses are defined as principal and interest payments, real estate taxes and insurance. Based on the 30% rule, Mr. and Mrs. Feaster would qualify for a 3% interest loan of $52,767 to be repaid in monthly installments.

An analysis of Mr. and Mrs. Feaster's income and projected housing expense is listed below. Their household income is 75% of the median income for a family of three.

Gross Monthly Income	$2,152.03
Less: Federal Taxes	- 148.81
	$2,003.22
	x 30%
Available for Housing	$ 600.97
Less: Taxes & Ins. (Est)	- 65.56
Available for Loan Payment	$ 535.41

Based on a term of 20 years at 3% interest, Mr. and Mrs. Feaster's principal and interest payment would be $292.86.

The breakdown of total costs involved in this purchase is:

Purchase Price of replacement house	$ 3,000.00
Rehabilitation Cost	35,445.00
Contingency	1,772.00
Attorney Fees/Closing Costs	1,300.00
Demolition/Move/Foundation	11,250.00
Total Loan Amount	$52,767.00

The purchase/rehabilitation assistance for Mr. & Mrs. Charlie Feaster is as follows:

Borrower	Property Address	Amount	Term	Interest Rate	Type of Assist.
Charlie Feaster and wife Annie	9801 China Grove Church Road	$52,767	20 Yrs.	3%	Loan

Mr. and Mrs. Oneal Gregory Loan

Mr. and Mrs. Oneal Gregory applied for a rehabilitation loan in June, 1988. It was determined that it was not feasible to rehabilitate their house at 430 W. Todd Lane because the tax value was $11,890 and the rehabilitation estimate exceeded $36,000 in 1988. According to our housing code guidelines, if the repair estimates exceed 65% of the value of the house, demolition is recommended. Because the house is being demolished, the Gregorys are being displaced and they earn 80 percent or less of median income. Therefore, in accordance with City policy for relocation benefits, they are eligible to come on to the City's relocation workload for replacement housing assistance.

In order to provide the Gregorys with standard housing, other options were explored: 1) build a new house on the site; 2) move an existing house to the site and rehabilitate it; and 3) buy an existing house. All three options required demolition of the dilapidated house. After consultation with the Gregorys, it was determined that the second option, which was to move a house to the site and rehabilitate it, was the most feasible. Subsequently, the Gregorys dilapidated house was demolished, and they were temporarily relocated. A City-owned house containing 1,315 sq. ft., displaced by an intersection improvement at Quail Hollow and Sharon Roads, has been relocated onto the Gregory's site. City Council had directed staff to preserve, when feasible, houses displaced by capital improvement projects.

Mr. Gregory, age 62, is employed by Ray Parker Grading Company and earns a gross monthly income of $970.67. Mrs. Gregory, age 57, is a housewife. A daughter and two grandchildren live with them. The daughter contributes $150 per month toward household expenses. The Gregorys have a total monthly income of $1,120.67.

Under the Standard Rehabilitation Program approved by City Council on June 28, 1982 and amended on October 12, 1987, a family is to pay no more than 30% of their gross monthly income, less federal taxes, toward housng expenses. Housing expenses are defined as principal and interest payments, real estate taxes and insurance. Based on the 30% rule, Mr. and Mrs. Gregory would qualify for a 3% interest loan of $56,041 to be repaid in monthly installments of $236.49.

An analysis of Mr. and Mrs. Gregory's income and projected housing expense is listed below. Their household income is 33% of the median income for a family of five.

Gross Monthly Income	$1,120.67
Less: Federal Taxes	- 91.00
	$1,029.67
	x 30%
Available for Housing	$ 308.90
Less: Taxes & Ins. (Est)	63.29
Available for Loan Payment	$ 245.61

Based on a term of 30 years at 3% interest, Mr. and Mrs. Gregory's principal and interest payment would be $236.49.

The breakdown of total costs involved in this purchase is:

Purchase Price of replacment house	$ 3,000.00
Rehabilitation Cost	34,565.00
Contingency	1,728.00
Attorney Fees/Closing Costs	1,300.00
Demolition/Move/Foundation	12,250.00
Water-Sewer Tap-On	3,198.00
Total Loan Amount	$56,041.00

The purchase/rehabilitation assistance for Mr. and Mrs. Gregory is as follows:

Borrower	Property Address	Amount	Term	Interest Rate	Type of Assist.
Oneal Gregory and wife Ozbeth	430 E. Todd Lane	$56,041	30 Yrs.	3%	Loan

Mr. and Mrs. Ernest Alexander Loan

Mr. and Mrs. Ernest Alexander applied for a rehabilitation loan in April 1989. Staff determined that it was not feasible to rehabilitate their house at 318 Nance Road because the tax value was $15,860, and the rehabilitation estimate was $47,000 in 1989. According to our housing code guidelines, if the repair estimates exceed 65% of the value of the house, demolition is recommended. Because the house is being demolished, the Alexanders are being displaced and they earn 80 percent or less of median income. Therefore, in accordance with City policy for relocation benefits, they are eligible to come on to the City's relocation workload for replacement housing assistance.

In order to provide the Alexanders with standard housing, other options were explored: (1) build a new house on the site; (2) move an existing house to their lot and rehabilitate it; and (3) buy an existing house. All three options required demolition of the dilapidated house. After consultation with the Alexanders, it was determined that the second option, which was to move an existing house on the site and rehabilitate it, was most feasible. Subsequently, the Alexander's dilapidated house was demolished, and they were temporarily relocated. A NCDOT-owned house on Shenandoah Avenue containing 1,106 sq. ft., displaced by the Independence Boulevard project, has been relocated onto the Alexander's site. City Council had directed staff to preserve, when feasible, houses displaced by capital improvement projects.

Mr. Alexander, who is 69, is employed part time by Park-N-Shop as a driver and earns a gross monthly income of $120.00. Mr. Alexander's monthly Social Security benefit is $639.60, and Mrs. Alexander, age 63, receives Social Security benefit of $276. The Alexanders have a total monthly income of $1,035.60.

Under the Standard Rehabilitation Program approved by City Council on June 28, 1982, and amended October 12, 1987, a family is to pay no more than 30% of their gross monthly income less federal taxes toward housing expenses. Housing expenses are defined as principal interest payment, real estate taxes and insurance. Based on the 30% rule, Mr. and Mrs. Alexander qualify for a 3% interest loan of $54,178 to be repaid in monthly principal and interest installments of $228.63 and a Deferred Payment Loan of $5,721 which becomes due and payable at their death, the transfer of title to the property or the rental of the house.

An analysis of Mr. and Mrs. Alexander's income and projected housing expense is listed below. Their household income is 41% of the median income for a family of two.

Gross monthly income	$1,035.60
Less Federal taxes	-24.70
Total	$1,010.90
	X 30%
Available for Housing	$ 303.27
Less taxes and insurance (est.)	-74.64
Available for loan payment	$ 228.63

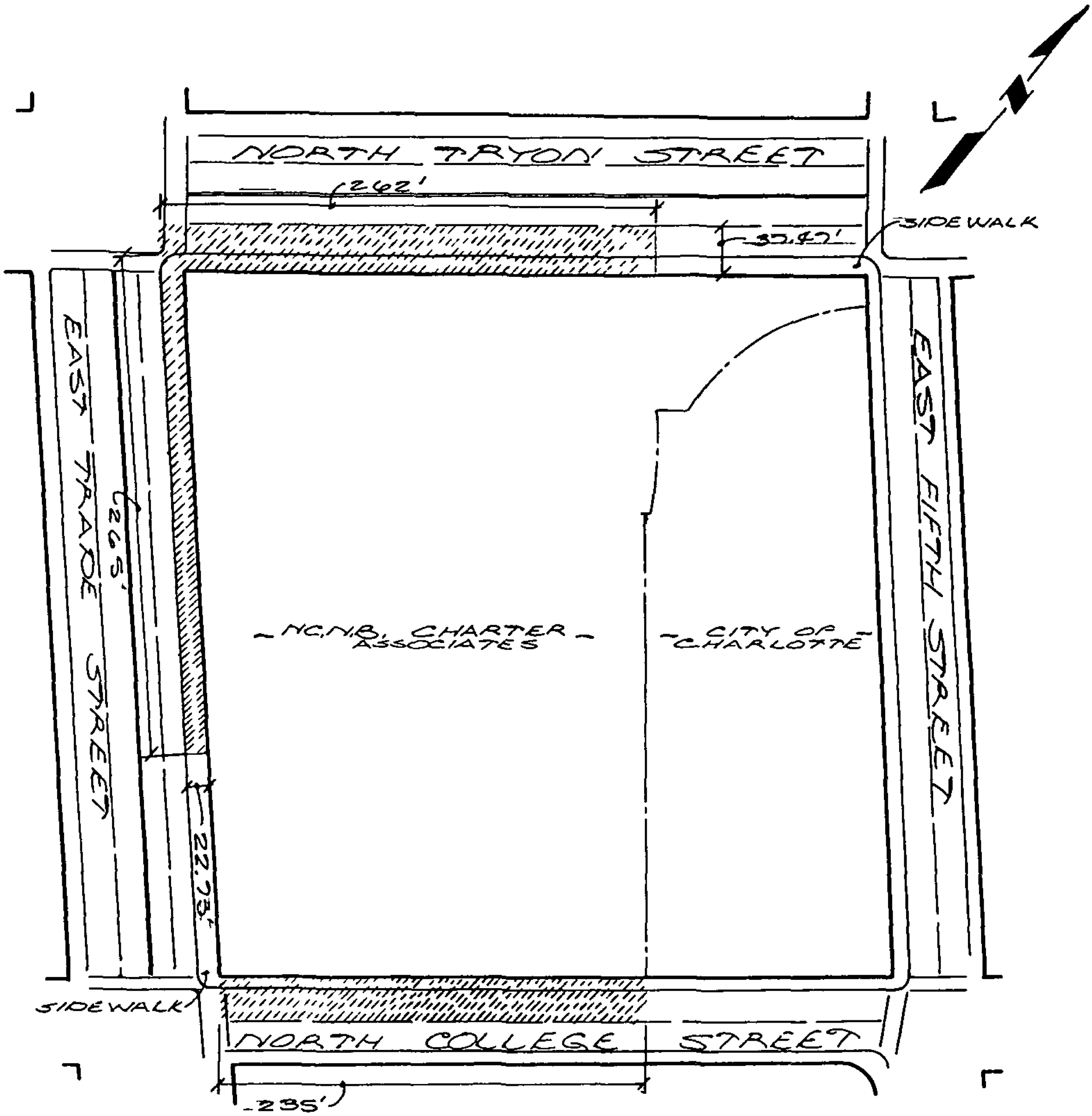
Based on a term of 30 years at 3% interest, Mr. and Mrs Alexander's principal and interest payment will be $228.63. The breakdown of total costs involved in this purchase is:

Purchase price of replacement house	$ 3,000.00
Rehabilitation cost	38,127.00
Contingency	1,144.00
Attorney fees/closing cost	1,626.00
Demolition/move/foundation	11,390.00
Water tap-on	1,112.00
Septic tank	3,500.00
Total loan amount	$59,899.00

The purchase/rehabilitation assistance for Mr. and Mrs. Alexander is as follows:

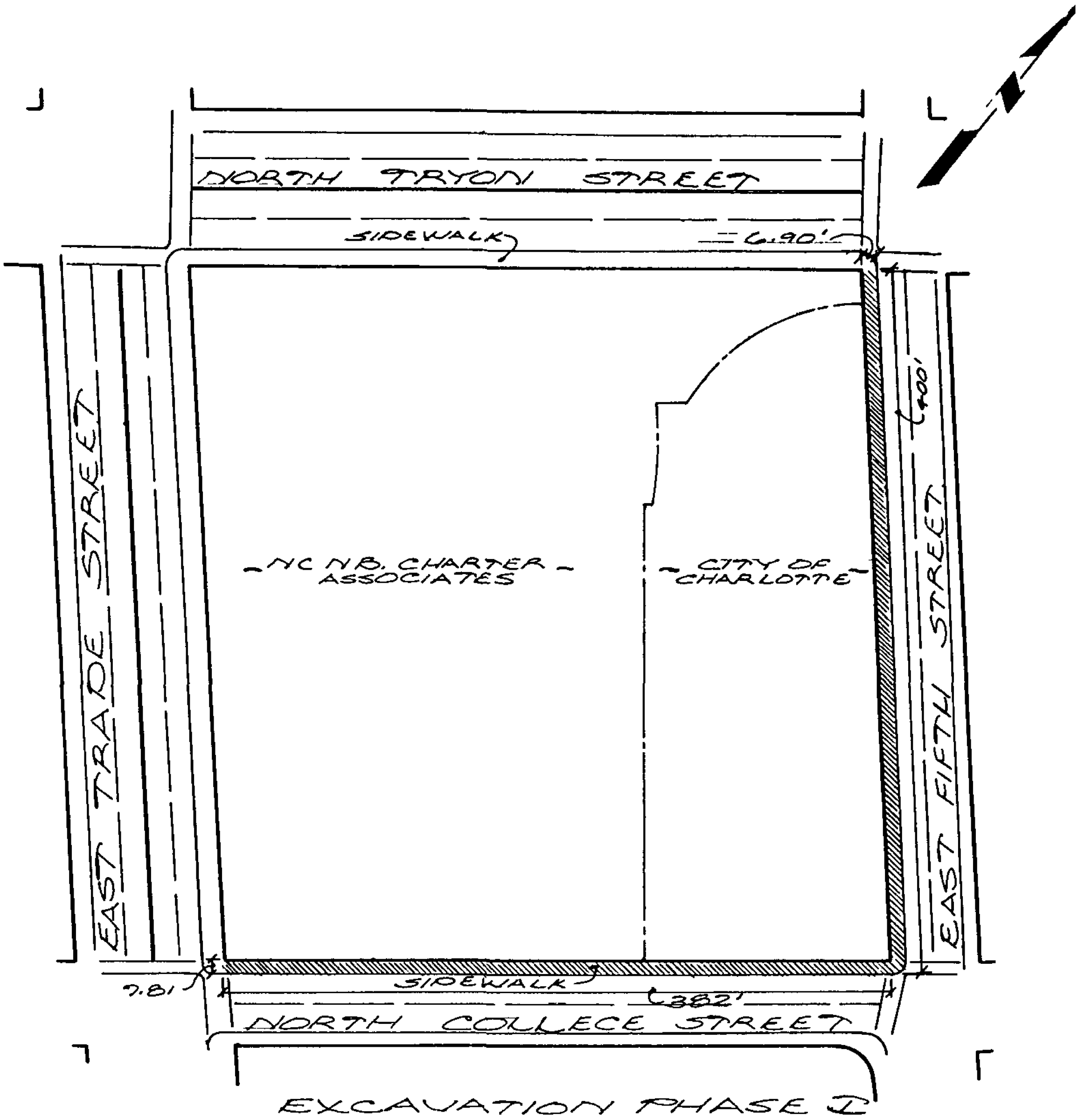
Borrower	Properrty Address	Amount	Term	Interest Rate	Type of Assist.
Ernest Alexander and wife Daisy	318 Nance Road	$54,178	30 Yrs.	3%	Loan
		5,721	N/A	0%	Deferred Payment Loan

City Council is being requested to approve entering into a loan agreement with Mr. and Mrs. Alexander in the amount of $59,899 to purchase and rehabilitate a house relocated to 318 Nance Road.



CONSTRUCTION - PHASE II

ENCROACHMENT/LEASE AGREEMENT
CITY OF CHARLOTTE
McDEVITT AND STREET COMPANY
N.C.N.B. CORPORATE CENTER



ENCROACHMENT/LEASE AGREEMENT
CITY OF CHARLOTTE
McDEVITT AND STREET COMPANY
N.C.N.B CORPORATE CENTER

N/O

3 Appointed by Mayor
4 Appointed by City Council

SAFETY ACTION COMMITTEE

(7 Members)

Membership - Comprised of five (5) citizens from the community and one repre-sentative each of the 26th Judicial Bar Association and the Greater Charlotte Chamber of Commerce. The Mayor designates the chairperson. Terms are for two years and no member is eligible to serve more than two full consecutive terms.

Responsibility - To administer a reward fund that can be used to attract information on criminal activities leading to the arrest, indictment, and convictionof criminals.

MEMBER	DIST.	BUSINESS/ PROFESSION	ORIGINAL APPTMT.	RE-APPTMT.	TERM	EXPIRATION
(C)Doris Asbury B/F	4	School Principal	12/12/88		2 yrs.	12/31/90
(M)Deborah Antshel /F			7/10/90		2 yrs.	12/31/92
(C)Gary S. Hemric W/M	6	Bar Association	8/11/86	12/12/88	2 yrs.	12/31/90
*(M)B. E. Lattimore W/M	3	Chamber of Commerce	9/23/86		2 yrs.	12/31/88
(C)Rodney A. Smith W/M	7	V.P./FUNB	1/12/87	12/12/88	2 yrs.	12/31/90
(M)Deborah Moser W/F		Executive Director Carolina Carrousel	1/29/88		2 yrs.	12/31/89
(C)Elizabeth Tesky W/F	7	Computer Operator	3/28/88	10/10/89	2 yrs.	12/31/91

Revised 7/31/90

*Chairman

Attorneys - Requirement - No
Limit - Terms - Yes

In Depth Review of Council - 76
1990
1994

APPLICATION FOR BOARDS, COMMISSIONS AND COMMITTEES
CHARLOTTE CITY COUNCIL

FOR OFFICE USE ONLY

Appointed to

Date

Please complete each section

FULL NAME MOHAMMAD JENATIAN (please print or type) Mr ✓ Mrs ____ Ms ____ Miss ____

HOME ADDRESS 6126 WINGED ELM COURT, CHARLOTTE NC ZIP 28212

BUSINESS ADDRESS 2400 WILKINSON BLVD. CHARLOTTE, NC ZIP 28208

HOME PHONE (704) 537-8814 BUSINESS PHONE (704) 377-6961

SPOUSE'S NAME N/A SPOUSE'S EMPLOYER N/A

SPOUSE'S TITLE N/A

PLEASE INDICATE Voting Precinct # 063 District # 5 Date of Birth 5/24/59

MALE ✓ BLACK ____ BOARDS/COMMISSIONS/COMMITTEES I AM MOST INTERESTED IN

FEMALE ____ WHITE ____ SAFETY ACTION COMMITTEE

SINGLE ✓ INDIAN ____

MARRIED ____ HISPANIC ____

OTHER ASIAN

EDUCATION (including degrees completed)

BACHELOR OF CIVIL ENGINEERING TECHNOLOGY, UNIVERSITY OF NC AT CHARLOTTE

CERTIFIED HOTEL ADMINISTERATOR, EDUCATIONAL INSTITUTE OF AMERICAN HOTEL/MOTEL ASSOCIATION

CURRENT EMPLOYER AIRPORT PARKWAY INN

TITLE BUSINESS CONSULTANT YEARS IN CURRENT POSITION 1 YEAR

DUTIES PROPERTY'S MANAGEMENT SUPERVISION, SALES, PUBLIC RELATIONS AND SUPERVISION OF PROPERTY'S RENOVATION FOR CONVERSION TO QUALITY INN

OTHER EMPLOYMENT HISTORY

COMFORT INN CITY CENTER, VICE PRESIDENT/GENERAL MANAGER (AUG 1985 - AUG 1989)

COMMERCIAL MANAGEMENT, INC, DBA DAYS INN, GENERAL MANAGER (OCT 1979 - JULY 1985)

(over)

INTERESTS/SKILLS/AREAS OF EXPERTISE PUBLIC RELATIONS, ECONOMIC DEVELOPEMENTS, COMMUNITY SERVICES AND DEVELOPEMENTS, PROMOTIONS, LEADERSHIP, RESEARCH, MANAGEMENT, EDUCATION

CURRENT PROFESSIONAL ORGANIZATIONS, CIVIC, RELIGIOUS AND POLITICAL ACTIVITIES

CHARLOTTE HOTEL AND MOTEL ASSOCIATION (DIRECTOR AND CHAIRMAN OF THE LEGISLATIVE COMMITTEE)

CHARLOTTE CONVENTION AND VISITORS BUREAU (DIRECTOR)

PAST PROFESSIONAL ORGANIZATIONS, CIVIC, RELIGIOUS AND POLITICAL ACTIVITIES

CHARLOTTE HOTEL AND MOTEL ASSOCIATION (PRESIDENT 1989, TREASURER 1987, 1988)

MEMBER OF CONVENTION CENTER CITIZENS ADVISORY COMMITTEE 1989 & 1990

MEMBER OF NORTH CAROLINA HOTEL AND MOTEL ASSOCIATION'S EDUCATIONAL AND PROFESSIONAL DEVELOPEMENT COMMITTEE

COMMENTS.

AFFIRMATION OF ELIGIBILITY

To your knowledge, has any formal charge of professional misconduct, criminal misdemeanor or felony ever been filed against you in any jurisdiction?

Yes_____ No ✓ If Yes, please attach explanation.

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the City Council?

Yes_____ No ✓ If yes, please attach explanation of the nature of the conflict.

I certify that the facts contained in this application are true and correct to the best of my knowledge I authorize investigation of all statements contained herein and the references listed above to give you any and all information concerning my qualifications and any pertinent information they may have, personal or otherwise, and release all parties from all liability for any damages that may result from furnishing the same to you

This form will be retained on file for one year and must be updated after that; otherwise, it will be removed from the active file

A personal contact with a City Councilmember is recommended

RETURN COMPLETED FORM TO

Office of the City Clerk
600 East Fourth Street
Charlotte, NC 28202-2857

Signature:

Date SEPT 12, 1990

PLEASE DO NOT SUBMIT RESUMES

RECEIVED
SEP 17 1990
OFFICE OF CITY CLERK

APPLICATION FOR BOARDS, COMMISSIONS AND COMMITTEES
CHARLOTTE CITY COUNCIL

FOR OFFICE USE ONLY

Appointed to

Date

Please complete each section

FULL NAME LIONEL LEWIS (please print or type) Mr ✓ Mrs ____ Ms. ____ Miss ____

HOME ADDRESS 6108-C Gray Gate Lane ZIP 28210

BUSINESS ADDRESS retired ZIP ____

HOME PHONE (704) 554-6638 BUSINESS PHONE ( ) —

SPOUSE'S NAME Raquel Doldán SPOUSE'S EMPLOYER Government of Uruguay

SPOUSE'S TITLE Physician

PLEASE INDICATE Voting Precinct # 076 District # 7 Date of Birth 12-22-26

MALE ✓ BLACK ____ BOARDS/COMMISSIONS/COMMITTEES I AM MOST INTERESTED IN

FEMALE ____ WHITE ✓ 1. Technical – radioactive or toxic waste, pollution, recycling, etc.

SINGLE ____ INDIAN ____

MARRIED ____ HISPANIC ____ 2. ~~Financial terms~~ SAFETY ACTION

OTHER ____ 3 ADVISORY ENERGY COMMISSION

EDUCATION (including degrees completed) Master of Science (M.S.) degree in Radiological Physics – University of Rochester

CURRENT EMPLOYER recent retiree of Duke Power

TITLE Technical Manager YEARS IN CURRENT POSITION 28

DUTIES In charge of radiation protection for all of Duke's nuclear power stations.

OTHER EMPLOYMENT HISTORY Radiation Protection professional in nuclear industry – governmental and private facilities – since 1954

(over)

INTERESTS/SKILLS/AREAS OF EXPERTISE Expertise in Radiation Protection, Pollution control, Emergency Planning, management and supervision of technical personnel.

CURRENT PROFESSIONAL ORGANIZATIONS, CIVIC, RELIGIOUS AND POLITICAL ACTIVITIES
Health Physics Society, American Board of Health Physics
New Heart Covenant Church

PAST PROFESSIONAL ORGANIZATIONS, CIVIC, RELIGIOUS AND POLITICAL ACTIVITIES
Member of N.C Radiation Protection Commission (appointed by Governor - resigned upon retirement.)

COMMENTS. I have lived in Charlotte for more than 22 years
Last year I lived in Uruguay (South America)
No present relationship with Duke Power.

AFFIRMATION OF ELIGIBILITY

To your knowledge, has any formal charge of professional misconduct, criminal misdemeanor or felony ever been filed against you in any jurisdiction?

Yes_____ No ✓ If Yes, please attach explanation.

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the City Council?

Yes_____ No ✓ If yes, please attach explanation of the nature of the conflict

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RETURN COMPLETED FORM TO:

Office of the City Clerk
600 East Fourth Street
Charlotte, NC 28202-2857

Signature: Lonal Lewis

Date May 10, 1990

PLEASE DO NOT SUBMIT RESUMES

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MAY 11 1990
OFFICE OF CITY CLERK

APPLICATION FOR BOARDS, COMMISSIONS AND COMMITTEES
CHARLOTTE CITY COUNCIL

FOR OFFICE USE ONLY

Appointed to

Date

Please complete each section

FULL NAME MARTIN LEE LAMBERT (please print or type) Mr ✓ Mrs ___ Ms ___ Miss ___

HOME ADDRESS 7264 MEETING STREET CHARLOTTE, N.C. ZIP 28210

BUSINESS ADDRESS 2500 EAST IND. BLVD #D-213 CHARLOTTE, N.C. ZIP 28205

HOME PHONE (704) 552-8677 BUSINESS PHONE (704) 333 7709

SPOUSE'S NAME PENNY SPANGLER LAMBERT SPOUSE'S EMPLOYER AMERICAN COMMERCIAL SAVINGS BANK

SPOUSE'S TITLE CORP. DEVELOPMENT OFFICER

PLEASE INDICATE. Voting Precinct # 076 District # 7 Date of Birth 02-19-56

MALE ✓ BLACK ___ BOARDS/COMMISSIONS/COMMITTEES I AM MOST INTERESTED IN

FEMALE ___ WHITE ✓ ✓ SAFETY BOARD

SINGLE ___ INDIAN ___ COLISEUM AUTHORITY

MARRIED ✓ HISPANIC ___ EDUCATION / Sister Cities

OTHER ___ TRAVEL - TOURISM / CCVB

EDUCATION (including degrees completed) HIGH SCHOOL, 2 YEARS COLLEGE

CURRENT EMPLOYER D L PHILLIPS COMPANY

TITLE MARKETING DIRECTOR YEARS IN CURRENT POSITION 1 ½ yrs

DUTIES SALES FOR CHARLOTTE MERCHANDISE MART

OTHER EMPLOYMENT HISTORY JEFFERSON PILOT COMMUNICATIONS - WBT/WBCY/WBTV

(over)

INTERESTS/SKILLS/AREAS OF EXPERTISE MEDIA - COMMUNICATIONS - PUBLIC SPEAKING - COMPUTER LITERATE - PHOTOGRAPHY - PILOT - OUT DOOR ENTHUSIAST TEAM ORGANIZER -

CURRENT PROFESSIONAL ORGANIZATIONS, CIVIC, RELIGIOUS AND POLITICAL ACTIVITIES

HOTEL / MOTEL ASSN

PAST PROFESSIONAL ORGANIZATIONS, CIVIC, RELIGIOUS AND POLITICAL ACTIVITIES

EPISCOPAL CHURCH

COMMENTS. _____

AFFIRMATION OF ELIGIBILITY

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Yes_____ No ✓ If Yes, please attach explanation.

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RETURN COMPLETED FORM TO

Office of the City Clerk
600 East Fourth Street
Charlotte, NC 28202-2857

Signature [signature]

Date. 09-12-90

PLEASE DO NOT SUBMIT RESUMES

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SEP 14 1990
OFFICE OF CITY CLERK

3 Appointed by Mayor
5 Appointed by City Council

ZONING BOARD OF ADJUSTMENT

(5 Regular Members; 3 Alternates)

Membership - Members are appointed for a term of three years, and until their respective successors have been appointed and qualified. No member shall serve more than two full consecutive terms. Alternate members serve on the Board in the absence of any regular members and are appointed in the same manner and for the same term as regular members. The Code makes no reference to residency requirements of appointees.

Responsibilities - Established under Section 1400 et seq of the City Code to hear appeals where it is alleged there is error in any order, requirement, decision, or determination made by the Director of the Charlotte-Mecklenburg Building Standards Department. It hears and decides appeals for variances from the requirements of the ordinance when strict application of its provisions would result in practical difficulties or unnecessary hardship.

MEMBER	DIST.	BUSINESS/ PROFESSION	ORIGINAL APPTMT.	RE-APPTMT.	TERM	EXPIRATION
(C)Thomas O'Brien W/M-RESIGNED	6	Real Estate Executive	*2/09/87	1/11/88	3 yrs.	1/30/91
*(M)Thelma Currence B/F	5		8/22/85	2/16/88	3 yrs.	1/30/91
(C)Cyrus M. Johnson W/M	1	Attorney	4/23/90		3 yrs.	1/30/93
(C)W. Edwin McMahan W/M	6	Architect/Developer	5/23/88	1/09/89	3 yrs.	1/30/92
(M)Barbara Watson		Gaul Orthopedic Group	2/10/89		3 yrs.	1/30/92
Alternates:						
(M)Thomas Mullinax, Jr. W/M	7	Architect	2/03/86	2/16/88	3 yrs.	1/30/91
(C)Don Abernathy W/M	5	Architect	3/23/87	1/11/88	3 yrs.	1/30/91
(C)Humphrey Cummings B/M	0	Trial Attorney	2/11/85	1/11/88	3 yrs.	1/30/91

* Served since 12/22/86 as alternate.

+ Chairman

Revised 5/29/90

APPLICATION FOR BOARDS, COMMISSIONS AND COMMITTEES
CHARLOTTE CITY COUNCIL

FOR OFFICE USE ONLY

Appointed to

Date

Please complete each section

FULL NAME Sam Byrts (please print or type) Mr X Mrs ____ Ms ____ Miss ____

HOME ADDRESS 7100-105 Winding Cedar Trace ZIP 28212

BUSINESS ADDRESS University of NC at Charlotte, 28223 ZIP ____

HOME PHONE (704) 532-2485 BUSINESS PHONE (704) 547-2231

SPOUSE'S NAME ____ SPOUSE'S EMPLOYER ____

SPOUSE'S TITLE ____

PLEASE INDICATE Voting Precinct # 84 District # 4 Date of Birth 7/6/44

MALE X BLACK X

FEMALE ____ WHITE ____

SINGLE ____ INDIAN ____

MARRIED ____ HISPANIC ____

OTHER ____

BOARDS/COMMISSIONS/COMMITTEES I AM MOST INTERESTED IN

Charlotte - Mecklenburg Planning Commission

Charlotte Park Advisory Committee

Certified Development Corporation

Zoning Board of Adjustment ✓

EDUCATION (including degrees completed) Bachelor of Science (B.S.); Master of Arts (M.A.); Ph.D. (Doctor of Philosophy)

CURRENT EMPLOYER University of North Carolina at Charlotte

TITLE Director of Student Employment and Career Services YEARS IN CURRENT POSITION 2

DUTIES Administration, management and evaluation of the campus placement operations for students and alumni.

OTHER EMPLOYMENT HISTORY Director of Cooperative Education (Empire State Univ.) Coordinator of Career planning Program (University of North Florida) Personnel management Specialist (U.S. Dept. of Justice) College professor (Florida Junior College at Jacksonville); Program Coordinator of Upward Bound (Georgetown Univ.).

(over)

INTERESTS/SKILLS/AREAS OF EXPERTISE Higher Education, Career planning and Develop Affirmative Action, management and organization, Promotion/public relations Recruiting, Community development, Debating, Public Speaking, George Ta

CURRENT PROFESSIONAL ORGANIZATIONS, CIVIC, RELIGIOUS AND POLITICAL ACTIVITIES
College placement Council, North Carolina placement Assoc, Southern College placement Assoc, Southeastern federal Recruiting Council, National College placement As

PAST PROFESSIONAL ORGANIZATIONS, CIVIC, RELIGIOUS AND POLITICAL ACTIVITIES
Cooperative Education Assoc, Kansas Career Development & placement Assoc, Emporia Chamber of Commerce, Kansas Children's Service League Advisory Council

COMMENTS I will be pleased to furnish a list of other involvement not mentioned on form. Held leadership posts in several organizations.

AFFIRMATION OF ELIGIBILITY

To your knowledge, has any formal charge of professional misconduct, criminal misdemeanor or felony ever been filed against you in any jurisdiction?

Yes_____ No X If Yes, please attach explanation.

Is there any possible conflict of interest or other matter that would create problems or prevent you from fairly and impartially discharging your duties as an appointee of the City Council?

Yes_____ No X If yes, please attach explanation of the nature of the conflict

I certify that the facts contained in this application are true and correct to the best of my knowledge I authorize investigation of all statements contained herein and the references listed above to give you any and all information concerning my qualifications and any pertinent information they may have, personal or otherwise, and release all parties from all liability for any damages that may result from furnishing the same to you

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A personal contact with a City Councilmember is recommended

RETURN COMPLETED FORM TO·

Office of the City Clerk
600 East Fourth Street
Charlotte, NC 28202-2857

Signature. [signature]

Date· 3/29/90

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OFFICE

APPLICATION FOR BOARDS, COMMISSIONS AND COMMITTEES
CHARLOTTE CITY COUNCIL

FOR OFFICE USE ONLY
Appointed to
Date

Please complete each section

FULL NAME JAMES H. CARTER (please print or type) Mr X Mrs ____ Ms ____ Miss ____

HOME ADDRESS 3212 LAZY BRANCH Rd, CHARLOTTE ZIP 28226

BUSINESS ADDRESS 901 ELIZABETH AVE, SUITE 501, CHARLOTTE ZIP 28204

HOME PHONE (704) 846-1346 BUSINESS PHONE (704) 372-3637

SPOUSE'S NAME LESLIE H. SPOUSE'S EMPLOYER SELF

SPOUSE'S TITLE ____

PLEASE INDICATE Voting Precinct # 91 District # 7 Date of Birth 3/11/46

MALE X BLACK ____ BOARDS/COMMISSIONS/COMMITTEES I AM MOST INTERESTED IN

FEMALE ____ WHITE X ZONING BOARD OF ADJUSTMENT

SINGLE ____ INDIAN ____ CHARTER COMMITTEE

MARRIED ____ HISPANIC ____

OTHER ____

EDUCATION (including degrees completed) B.A., UNC.
J.D., CAMPBELL SCHOOL OF LAW

CURRENT EMPLOYER SELF

TITLE ATTORNEY YEARS IN CURRENT POSITION 11

DUTIES ____

OTHER EMPLOYMENT HISTORY ____

(over)

INTERESTS/SKILLS/AREAS OF EXPERTISE Zoning, Government Structure

CURRENT PROFESSIONAL ORGANIZATIONS, CIVIC, RELIGIOUS AND POLITICAL ACTIVITIES

Member - American Bar Association, Association of Trial Lawyers of America, North Carolina Academy of Trial Lawyers, Member of Covenant Presb. Church.

PAST PROFESSIONAL ORGANIZATIONS, CIVIC, RELIGIOUS AND POLITICAL ACTIVITIES Board of Southeast Neighborhood Association

COMMENTS

AFFIRMATION OF ELIGIBILITY

To your knowledge, has any formal charge of professional misconduct, criminal misdemeanor or felony ever been filed against you in any jurisdiction?

Yes_____ No X If Yes, please attach explanation

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RETURN COMPLETED FORM TO:

Office of the City Clerk
600 East Fourth Street
Charlotte, NC 28202-2857

Signature: [signature]

Date: April 15, 1990

PLEASE DO NOT SUBMIT RESUMES

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APR 19 1990
OFFICE OF CITY CLERK