AGENDA

Meeting Type:	BUSINESS
Date:	05/22/1995

City of Charlotte, City Clerk's Office

CHARLOTTE

Mayor Richard Vinroot | *Mayor Pro Tem Patrick McCrory*

Charles Baker
Stan Campbell
Patrick D Cannon
Mike Jackson
Nasif Rashad Majeed
Hoyle H Martin
Don D Reid
Ella Butler Scarborough
Sara Spencer
Lynn M Wheeler

Council Agenda

CITY COUNCIL MEETING
Monday, May 22, 1995

4:00 p.m. — **Meeting Chamber**

- **Budget Presentation**

5:00 p.m. — **Conference Center**

- **Ultimate Fighting Championship**
- **Annexation Council Districts**

6:30 p.m. — **Meeting Chamber**

- **Invocation**
- **Pledge of Allegiance**
- **Citizens Hearing**

7:00 p.m. — **Formal Business Meeting**

CITY COUNCIL AGENDA
Monday, May 22, 1995
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Request for Council Action

3A. Public Hearing for Abandonment of Asphalt Place

Motion/Second to Cont to June 26 Unan.

A Open the public hearing for abandonment of Asphalt Place and receive public comments; and

B Continue public hearing to June 26, 1995 at the request of the petitioner.

Staff Resource. Scott Putnam

Policy To abandon right-of way that is no longer needed for public use

Explanation of Request

CDOT

At the April 24, 1995 Council Meeting, the Council voted to set a hearing date for the abandonment of Asphalt Place on May 22, 1995 Asphalt Place is located north of McAlway Road between Craig Avenue and Monroe Road and is within the property of the proposed Home Depot (rezoning petition 95-16) Council was requested by the Home Depot to defer their decision on the rezoning petition from May 15th until June 19th For this reason the petitioner for the abandonment of Asphalt Place, John Copeland of the Rea Construction Company, has requested that the public hearing for the abandonment be rescheduled from May 22nd to June 26th

Public hearing notices have been sent to appropriate parties and the public hearing has been advertised Because some citizens may attend Monday's meeting to speak at the public hearing, the Attorney's Office advises that the Council open the public hearing and vote to continue the public hearing on June 26th

Funding Not applicable

Attachment yes
Description of Attachment Vicinity Map

Background **Petitioner:**
Rea Construction Company

Right of Way to be Abandoned
Asphalt Place

Location
From McAlway Road westwardly
approximately 195 feet

Reason
To incorporate the right-of-way into adjacent
property for redevelopment

Adjoining property owners-No objection

Neighborhood/Business Association(s)-
Hillsborough Acres Neighborhood
Association - No objection

Private Utility Companies - No objection

City Departments -
Review has identified no apparent reason
this closing would

1 Be contrary to the public interest, or,
2 Deprive an individual(s) owning property in the vicinity reasonable ingress/egress to his property as outlined in NCGS 160-299

Responsible Dept Transportation

Agenda Date Req May 22, 1995

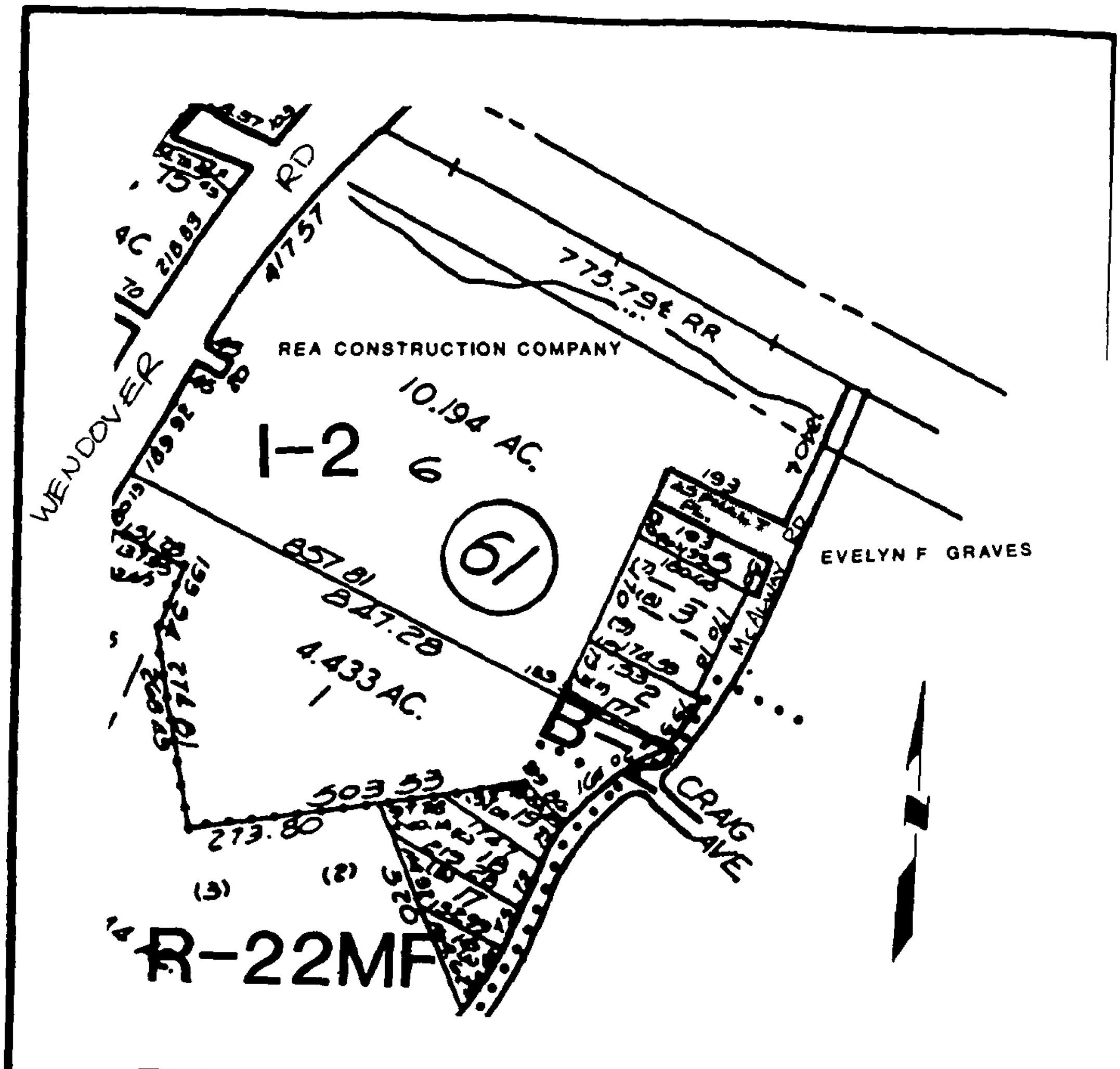
Consequences if Agenda Date is Delayed or Action is Deferred None

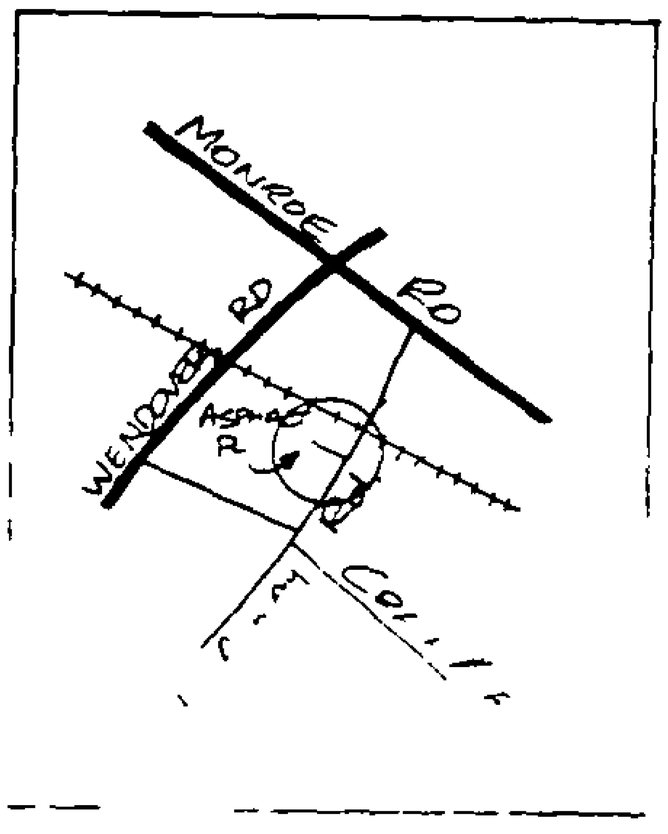
Contact Person for Questions from the City Manager's Office
Scott L Putnam, 336-7085 (hll)

Does this action require a Budget Ordinance? No

Does this action require an Ordinance amending the City Code? No

Is a resolution necessary? No





ROADWAY TO BE ABANDONED

CITY OF CHARLOTTE
DEPARTMENT OF TRANSPORTATION
TRANSPORTATION ENGINEERING DIVISION

ROADWAY ABANDONMENT

ASPHALT PLACE

POS PROJECT NO	FILE NO.

REA
CONSTRUCTION

May 19, 1995

Mr. Scott L. Putnam
Manager of Engineering Services
Transportation Engineering Division
City of Charlotte
600 East Fourth Street
Charlotte, North Carolina 28202-2858

Re: Right-of-Way Abandonment Petition 95-1: Asphalt Place

Dear Mr. Putnam:

Please delay the hearing on Abandoment of Asphalt Place until June 26, 1995. Thank you for your help in this matter.

Sincerely,

John W. Copeland

John W. Copeland
Vice President

/pjm

Post Office Box 32487
6135 Park South Drive
Charlotte NC 28232
Telephone 704 553 6500
Facsimile 704 553 6598

May 22, 1995

Addendum to the Agenda

Item #8a: Sale of NFL land: Prince-Holbrook Property

Action: Approve a process to finalize our commitment to Richardson Sports with regard to providing parking for the NFL project.

Wheeler/Carmen approve McCarley & Scarborough upon

Staff Resource: Boyd Cauble, DeWitt F. McCarley

Policy: NFL Project Agreement and Privatization Recommendations for the Disposl of Public Property

Explanation of Request:

The Prince-Holbrook Property was purchased by the City several years ago to enable us to provide surface parking spaces to meet our NFL commitment. Shortly after the property was acquired, Richardson Sports presented an alternative to the City for meeting the City's obligation to provide 1,200 parking spaces to Richardson Sports and to assist them in obtaining an additional 1,500 spaces. Richardson Sports' alternative was the construction of the Duke Power/City of Charlotte parking deck adjacent to the stadium.

While entering into an agreement with Duke Power to build the approximate 2,200 space parking deck, Richardson Sports agreed to acquire the Prince-Holbrook Property from the City for the amount the City paid for the property. Richardson Sports proposed to use the Prince-Holbrook Property for additional surface parking to meet their requirements for skybox and club seat patrons.

Richardson Sports has now entered into an agreement with Duke Power which would allow Duke to acquire the Prince-Holbrook property for employee parking and to pledge the needed spaces to Richardson Sports on event days Duke has assumed Richardson Sports' proposal to acquire the Prince-Holbrook Property and thereby satisfy the City's commitment to assist the Richardson Sports in obtaining an additional 1,500 spaces near the stadium.

Mgr's Office Reed/Wheeler Proceed with Covent w/ warrant approve it unless they can work out a satisfactory resolution with Neighborhood - 6/3 - 10 - Carmen, Mayor + Mark

Highlights of the agreement and the process for the sale of the land of the Prince-Holbrook site are as follows:

- Duke Power has submitted to the City a proposal to acquire the Prince-Holbrook Property for $1,650,000 (the amount the City paid for the property). Their method for acquiring the property would be under the N. C. guidelines for a proposal with upset bids. Upon Council approval of our process for sale of the Prince-Holbrook Property, we will advertise the Duke proposal Friday, May 26, in the Mecklenburg Times for a ten day period. During this time, the City will be open to any qualifying upset bids to purchase the subject property.

- If there are no other offers received by the City prior to Monday, June 5, the Duke offer will be on Council's June 8 agenda for approval.

- Duke's offer and the June 8 deadline are important because of additional tax credits Duke seeks prior to June 15.

Funding: N/A

Background:

- The City has committed to providing 1,200 parking spaces and assisting Richardson Sports in obtaining additional spaces in the Uptown area. Part of the commitment evolved around selling the Prince-Holbrook Property to Richardson Sports for not less than the amount the City paid for the property

- Over the past year and a half the City, Richardson Sports, and Duke Power have discussed the optimum use of the Prince-Holbrook Property and how it might complement the entire development around the stadium. Duke Power has purchased additional parcels fronting on Morehead Street to complement the eventual Prince-Holbrook acquisition.

- Duke Power, in conjunction with Richardson Sports, has designated the Prince-Holbrook site as replacement employee parking for the loss of existing parking which will be displaced by the "Cousins Project".

- The City has estimates for value of the property which approximate the cost that the City incurred in acquiring the property. Duke Power has an MAI appraisal which represents one-half the cost of the City's purchase of the property. In evaluating the offer of Richardson Sports to "make the City whole", and in meeting our obligation to assist Richardson Sports in acquiring additional parking spaces, the City is proposing to entertain Duke Power's offer to buy the Prince-Holbrook Property for what the City paid for it and to allow anyone else to upset this proposal as required by State law

- The proposed method for disposing of the property may conflict with the literal interpretation of the Privatization Committee's recommendation to market surplus property. The conflict occurs because of existing Council policy to assist Richardson Sports in obtaining additional parking spaces and the most recent recommendations by the Privatization Committee.

BUSINESS

9. Providence Road/Outerloop Special Project Plan Amendment

Action:

A. Amend the text of the Providence Road/Outerloop Special Project Plan for acquiring, through the development process, additional right-of-way for cloverleafs on the south side of the Outerloop interchange at Providence Road; and

B. Request the County Commission also adopt the City Council plan amendment

Staff Resource. Laura Harmon

Focus Area Transportation

Explanation of Request.

- Add language to the adopted Providence Road West/Outerloop Special Project Plan to this effect· *Encourage the County to secure enough right-of-way at the interchange for two cloverleafs on the south side of the interchange through the development process, with no loss of potential development rights to the property owners where land is dedicated*

- The area affected by the text change is within the County's jurisdiction, therefore, the County would have to amend the plan If Council approves the language, it will be presented to the Commission as a request by Council for consideration of the text change While the land is currently in the County, it will eventually be annexed into the City

Planning

Jackson / McCrary
to amend text
Sec Scarborough / Mayer
not to amend text
Mr Jackson with my motion

Sec McCrary / Reid
approve A+B
6/5 yea Baker, Comp Jackson,
McCrary, Reid, White
Nay, Carson, Mayer, Martin
Spencer + Sisk

Background.

- When City Council adopted the South District Plan, a traffic study for the Providence Road/Outer Loop Interchange area was requested The results of the study and four options for the future land use pattern were presented to Council on October 19, 1994 Council referred the study to the Planning Commission. The Planning Committee made its final recommendation on the plan at its February 27, 1995 meeting. Property owners and surrounding neighborhoods were notified of this meeting and were given an opportunity to speak to the Committee The Planning Committee then forwarded its recommendation to City Council

- At the April 24 meeting, Council discussed the recommendation and requested additional information concerning Allison Lane to help make a decision The additional information follows

  - The Charlotte Department of Transportation's analysis of future traffic volumes indicates a need for a loop ramp in the southeast quadrant of the N C 16/1-485 interchange and a second loop ramp in any one of the three remaining quadrants

  - If the N C 16/I-485 diamond interchange is not upgraded in the future, the following will occur

    1) Motorists will experience severe congestion as they enter or exit I 485 at this location

    2) To avoid congestion, motorists will shift to the Rea Road/I-485 interchange, creating stress for this interchange

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Request For Council Action

12A. **Marketing the Old Convention Center**

Read/Wheeler to approve
Ms. Spencer

Action: Approve the selection of Percival's, Inc. as a listing broker to market the Old Convention Center.

Staff Resource: Kent G. Winslow

Policy: On July 13, 1994 City Council adopted an Asset Management policy for staff to maximize its return on existing assets.

Explanation of Request:

Eng Real Estate

On March 27, 1995 City Council requested staff to begin the planning and RFP process to market the Old Convention Center property for sale.

Percival's Inc. in affiliation with Grubb & Ellis and Cushman & Wakefield was unanimously chosen by the Selection Committee (composed of members of the Privatization/Competition Advisory Committee and City staff) to market this property.

Grubb & Ellis and Cushman & Wakefield provide international exposure for the brokerage team to complement Percival's, Inc. knowledge and experience of the Charlotte market.

Fifty Thousand Dollars ($50,000) will be advanced to the broker for marketing, advertising, brochures, and any video presentations.

Commission is paid when closing occurs. **A commission is also due should the City decline the offer if the following conditions are met:**

- **Broker submits a bona fide offer at or above fair market value.**

- **Offer represents a use of the property that is acceptable to the City.**

Funding:

Fifty Thousand Dollars ($50,000) advanced from General Treasury.

Background:

Staff consulted with the Chamber of Commerce and other local commercial brokers to identify the major international commercial brokers that would be best suited to market the Old Convention Center. The following six firms were requested to submit proposals:

- Vinson Colliers International
- C. B. Commercial
- Trammell Crow Company
- Percival's, Inc.
- Binswanger
- LaSalle Partners

The listing agreement will contain the following requirements:

- 3 1/2% commission paid on the gross amount if brokered in-house.

- 4 1/2% commission paid if co-brokered. A minimum of 2% will be paid to the selling broker.

- 24 month listing agreement

- City to advance, upon request, up to $50,000 Dollars for marketing, advertising, brochures, and any video presentations. The marketing cost will be deducted from the commission upon sale of the property.

- Should the structure of the management team change, the City has a right to renegotiate or cancel the listing agreement.

Responsible Department: Engineering & Property Management

Agenda Date Requested: May 22, 1995

Consequences If Agenda Date Delayed Or Action Is Deferred:
Delays may result in loss of revenues to the City.

Contact person for questions for the City Manager's Office:
Kent G. Winslow (x2252)

Does this action require a Budget Ordinance?

Does this action require an Ordinance amending the City Code? No

Is a resolution necessary? No

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CONSENT ITEMS

1 Approval of Minutes:

- April 3 Workshop
- April 5 Mini-Retreat
- April 10 Regular Meeting

2. Consent agenda items 13 through 29 may be considered in one motion except those items removed by a Councilmember. Items are removed by notifying the City Clerk before the meeting.

Staff Resource: Julie Burch

PUBLIC HEARING

3. Public Hearing and Ordinance for Annexation Agreement with the Town of Weddington and the Village of Marvin

Action:

A. Conduct a Public Hearing on entering into an annexation agreement with the Town of Weddington and the Village of Marvin; and

B. Adopt an ordinance approving the annexation agreement and authorizing the Mayor to execute the agreement on behalf of the City

Staff Resource: Mike Boyd

Explanation of Request

- Before entering into an annexation agreement, a public hearing must be held by Council After the public hearing, Council may adopt an ordinance approving the agreement

- The proposed annexation agreement provides
  - Weddington will not annex property in Mecklenburg County
  - Marvin will not annex property in Mecklenburg County.
  - The City will not annex property in Union County
  - The term of the proposed agreement is 10 years
  - Other provisions of an earlier annexation agreement between the City and Weddington remain in effect

Background·

- Effective January 1, 1986 the City entered into an annexation agreement with Weddington to settle litigation in which the City challenged Weddington's efforts to annex a Mecklenburg subdivision (Hearthstone) Weddington abandoned its efforts to annex the entire subdivision.

- The existing annexation agreement provides extended protection to Hearthstone from annexation by Charlotte (25 years) and by Weddington (30 years) This allows Charlotte a 5-year window of opportunity to annex Hearthstone, if it qualifies under our existing policy

- In addition, Charlotte agreed not to annex property in Union County for 10 years, and Weddington agreed not to annex property in Mecklenburg County for 10 years

- Weddington has proposed that these latter terms of the existing agreement be extended for an additional term of 10 years

- Because the Village of Marvin was recently incorporated south of Weddington and in the vicinity of the Union/Mecklenburg County line, Weddington agreed to ask Marvin to join in the agreement

- Both Weddington and Marvin have taken the necessary steps to enter into the proposed annexation agreement. The proposed agreement will not be effective until executed by all of the parties

POLICY

4 City Manager's Report

5. Political Consolidation

Action:

A. Consider a joint resolution adopting the charge for the political consolidation Charter Commission;

B. Adopt a budget ordinance appropriating $34,000 (County - $17,000, City - $17,000) to fund the work of the Commission; and

C. Make 10 appointments to the Commission

Staff Resource: Pam Syfert

Focus Area: Restructuring Government

Explanation of Request:

- At the May 8 joint meeting with the Mecklenburg County Commission, the Council received the report of the Charter Drafting Committee
- Council voted to place the report on the May 22 meeting agenda
- On May 16 the County Commission voted
  - to not accept the Charter Drafting Committee's report,
  - to ask the Committee to continue its work to define the merits of consolidation and how it will impact the community,

- to have the Committee include in its work a mandate of $4 million savings each year for five years which could be overruled only by a 2/3's vote; and

- to have the Committee report back to the governing bodies no later than September 15, 1995 This schedule would prohibit a November 1995 vote on consolidation

- The budget ordinance appropriates $17,000 in County funding and the City match of $17,000 from General Fund Contingency (balance $71,900)

Attachment 1
Resolution
Budget for the Charter Commission
Communications Plan
Information on 6 & 8 Districts

6. Occupancy Tax - House Bill 716

Action: **Review analysis of House Bill 716 - Modify Mecklenburg Room Tax**

Staff Resource Boyd Cauble

Explanation of Request:

- On March 30, 1995, legislation was introduced on behalf of the Greater Charlotte Hospitality and Tourism Alliance (HTA) that would eliminate the City's authority to decide how marketing funds are to be used The legislation would also reduce by $1 3 million the amount of tax that is currently programmed to service City debt Mecklenburg County and some towns would also lose revenue

- Council unanimously passed a resolution on April 10, 1995 opposing HB716 and requested that the Manager present a report on the impact of HB716 at the next Council Meeting

- Attached is an analysis prepared by the Finance Department which summarizes the impact of HB716 on the City of Charlotte

- Also attached is a statement by the Convention and Visitors Bureau Board and the Uptown hotel properties opposing HB716.

- Council asked Mr Mohammad Jenatian, Executive Vice-President of the HTA, to present his position on HB716 at the next Council Meeting Mr Jenatian requested his presentation be postponed until the May 22 Council meeting so members of his Board could respond to Council's questions

- Council will be given a brief report by City staff regarding the Occupancy Tax followed by a presentation from the HTA Representatives of the CCVB and the Coliseum Authority will be present to answer questions

Attachment 2

7 Human Resources Philosophy Amendment

Action: **Approve a recommendation by the Personnel and Finance Committee to amend the Human Resources Philosophy to include the Commitment to Competition**

Committee Chair Hoyle Martin

Item No.

Staff Resource: Bill Wilder

Focus Area: Restructuring Government

Policy City Council adopted the Human Resources philosophy in April 1994 It provides a comprehensive and consistent yardstick against which to judge the City's human resource actions

Explanation of Request:

- One of the action steps for Restructuring Government is to amend the Human Resources Philosophy to include the City's commitment to competition and the marketability of employees with training and retraining The proposed amendment to the Human Resources Philosophy adds a new section entitled "Commitment to Competition."

- This new section does the following.

  - It reinforces the City's commitment (as already stated in the Guidelines for Services Contracting) to provide quality services at a market competitive cost through service delivery by City employees or, when costs would be lower, through privatization

  - It commits the City to skills development of its employees, both to enhance their services to citizens or, when necessary due to organizational changes or privatization, to prepare them for other opportunities within or outside of the City organization.

Background. The proposed amendment is consistent with the City Council approved policies for Services Contracting and Employee Placement

Attachment 3
Human Resources Philosophy

8. Ultimate Fighting Championship

Action: **Give staff direction regarding regulation or bans on future Ultimate Fighting Championship events, or similar events.**

Staff Resource: Mac McCarley

Explanation of Request: In response to questions and concerns expressed by the Mayor and members of the City Council, the staff has developed a list of options which could be pursued if the Council wishes to regulate, restrict or ban future fights like the Ultimate Fighting Championship The following options are available

1. Outright ban by local ordinance

One possibility is to enact a local ordinance which bans the Ultimate Fighting Championship (UFC) or similar events The Legal Department anticipates some difficulty in defining exactly which events are banned so that legitimate events, such as martial arts competitions and amateur boxing matches, are not also banned as an unintended consequence

2 Regulation by Charlotte Boxing Commission

A second option would be to request the Charlotte Boxing Commission to study this issue and enact appropriate regulations The range of regulation could vary from minimal regulations related only to contestant safety, to a more extensive level of regulation which would make it unlikely that the UFC could qualify for a permit

3 Request the Coliseum Authority not rent facilities to UFC

A third option would be to request the Coliseum Authority refuse to rent City-owned facilities to the UFC for any future events We have not completed the legal research to determine whether this action would survive a challenge by UFC. In addition, there may be some private facilities in the community large enough to accommodate the event, thus allowing it to still occur in Charlotte

4. Prohibit CMPD off-duty employment

A fourth option is for the Chief of Police to prohibit Charlotte-Mecklenburg officers from working at the UFC in an off-duty capacity The same legal and practical questions regarding refusing to rent City-owned facilities to UFC apply to this option also

5. Request state law amendments

A fifth option would be to request the General Assembly amend state law to prohibit events like the UFC. An advantage to this option is a state prohibition would apply state-wide, and would not simply move the event from Charlotte to another North Carolina community A bill has been introduced to establish a State Boxing Commission

6. Combination of actions

A final option is to combine some or all of the above-listed actions With the exception of options 1 (total ban) and 2 (regulation by Boxing Commission), none of the options are mutually exclusive Options 1 and 2 are mutually exclusive, unless the City Council chooses to request that the Boxing Commission "regulate" bare knuckle fights in such a way that they are prohibited

BUSINESS

9. Providence Road/Outerloop Special Project Plan Amendment

Action:

A. Amend the text of the Providence Road/Outerloop Special Project Plan for acquiring, through the development process, additional right-of-way for cloverleafs on the south side of the Outerloop interchange at Providence Road; and

B. Request the County Commission also adopt the City Council plan amendment.

Staff Resource. Laura Harmon

Focus Area Transportation

Explanation of Request:

- Add language to the adopted Providence Road West/Outerloop Special Project Plan to this effect *Encourage the County to secure enough right-of-way at the interchange for two cloverleafs on the south side of the interchange through the development process, with no loss of potential development rights to the property owners where land is dedicated.*

- The area affected by the text change is within the County's jurisdiction, therefore, the County would have to amend the plan If Council approves the language, it will be presented to the Commission as a request by Council for consideration of the text change While the land is currently in the County, it will eventually be annexed into the City

Background

- When City Council adopted the South District Plan, a traffic study for the Providence Road/Outer Loop Interchange area was requested The results of the study and four options for the future land use pattern were presented to Council on October 19, 1994 Council referred the study to the Planning Commission. The Planning Committee made its final recommendation on the plan at its February 27, 1995 meeting Property owners and surrounding neighborhoods were notified of this meeting and were given an opportunity to speak to the Committee The Planning Committee then forwarded its recommendation to City Council

- At the April 24 meeting, Council discussed the recommendation and requested additional information concerning Allison Lane to help make a decision The additional information follows

  - The Charlotte Department of Transportation's analysis of future traffic volumes indicates a need for a loop ramp in the southeast quadrant of the N C 16/1-485 interchange and a second loop ramp in any one of the three remaining quadrants

  - If the N C 16/I-485 diamond interchange is not upgraded in the future, the following will occur

    1) Motorists will experience severe congestion as they enter or exit I-485 at this location

    2) To avoid congestion, motorists will shift to the Rea Road/I-485 interchange, creating stress for this interchange

3) Traffic on Providence Road West will increase dramatically as drivers begin using the Rea Road interchange to access this area.

- Allison Lane is a small neighborhood located in the southwest quadrant of the I-485/Providence Road intersection (see attached map) The neighborhood contains approximately 35 lots and 25 housing units

- The Planning Committee recommendation states that the right-of-way to the cloverleaf design would be obtained "through the development process." Therefore, if any Allison Lane properties are needed for the construction of the interchange, they would be obtained only as the result of a redevelopment proposal for the Allison Lane area Such a proposal would occur in conjunction with the voluntary sale and/or redevelopment by existing Allison Lane property owners

- Dewayne Sykes, the Project Design Engineer for North Carolina Department of Transportation (NCDOT), told CDOT staff that he does not know if any homes along Allison Lane would be removed if a loop ramp was added to the southwest quadrant of the interchange The extent of impacts on these houses would depend on the design of I-485's exit ramp to N C 16 in this quadrant However, at the time when these properties might be needed, Allison Lane property owners would have already chosen to sell or redevelop their properties

- The future addition of a loop ramp in the southwest quadrant will not create a need for noise protection for Allison Lane homeowners
Construction of noise walls, berms, etc is based on a home's proximity to the main line of the freeway where traffic volumes are greatest
According to NCDOT staff, shifting an exit ramp 50 to 100 feet closer to these homes would not result in a need for noise protection

Attachments 4
Background Information
Map of the Allison Lane Neighborhood

10. Annexation Areas Assignment to Council District

Action:	**Assign the 1994 and 1995 annexation areas to the existing City Council Districts**
Staff Resource:	Dick Black
Policy	Federal Voting Rights Act/State Annexation Laws
Explanation of Request	Areas annexed since the last City Council election must be assigned to an election district before the July filing date for Mayor and City Council Four areas have been annexed since the last City Council election in November 1993 - University Research Park Area (June 30, 1994), - IBM/YMCA Voluntary Annexation (November 14, 1994),

- U S 21/N C 115 Area (June 30, 1995), and

- Hembstead/Providence Plantation Area (June 30, 1995)

Each annexation area was assigned to the adjacent City Council District. No shifting of precincts among districts is required. Adding the four areas to the adjacent districts does not increase the deviation between the largest and smallest above 10% and does not unduly dilute minority voting strengths

Attachment 5

11. Olympic Torch Relay

Action:

A. Authorize the Mayor to invite the Olympic Torch Relay to Charlotte and;

B. Approve a budget ordinance of $25,000 for City services required by the Olympic Torch Relay.

Staff Resource: Tom Flynn

Policy City policy requires events that close City streets to pay the police costs necessary to secure the street closure

Explanation of Request:

- The Atlanta Committee for the Olympic Games (ACOG) has asked if the City of Charlotte is interested in being a stop on the Olympic Torch Relay The City must respond by July 1, 1995 with an invitation to the Torch Relay and a commitment to provide the following City services **at no cost to ACOG**

- Police escort and secure environment along the route and at event site

- Post-event trash clean-up and removal

- Waivers from all City fees

- Barricades, cones and other traffic control devices necessary to secure the route and event site

- Agreement to close roads as needed for the Torch Run (some of this road closure may occur in the morning rush hour)

- We estimate these services will cost $25,000 and request Council approve a budget ordinance appropriating this money from FY95 General Fund Contingency (balance: $71,900)

- While we will try to get these costs deferred from private sector donations, this may be difficult because

  - Coca Cola sponsors the Torch Run, therefore they have exclusive promotional rights which makes fund raising more difficult,

  - Private fund raising will also have to fund the celebration event welcoming the torch to Charlotte

  - Other local Olympic events (i e , Marathon Trials, Bike Trials, and German Olympic Team) will be seeking private sector donations

- We recommend that Council appropriate these funds with the understanding that any excess donations would go to defer the City's expenses

Background:

- If selected by ACOG, the City will work with the Charlotte Chamber, Regional Sports Commission and the United Way on the Olympic Torch Run. Based on a preliminary schedule, the Torch Run would be in Charlotte in late June 1996, arriving in the early evening and departing the following morning

- The United Way would be responsible for selecting "Community Heroes" to be the torchbearers

12. Workshop Agenda

Action: **Approve topics for the June 5 Workshop agenda:**

- **Coopers and Lybrand Competition Cost Methodology**

- **Competition Update**

- **Focus Area Update**

- **City Services Day**

Introduction to CONSENT I and II

The consent portion of the agenda is divided into two sections: Consent I and Consent II.

Consent I consists of routine items that have been approved in the budget, are low bid, and have met MWBD criteria.

Consent II consists of routine items that have also been approved in the budget, but may require additional explanation.

Minority and Women Business Development Program (MWBD) Abbreviations:
BBE - African American
ABE - Asian American
NBE - Native American
HBE - Hispanic
WBE - Non-Minority Women

CONSENT I

13. Various Bids

A. Helicopter Overhaul — Police

Recommendation: The Police Chief recommends the low bid of $109,531 by Keystone Engine Service of West Chester, PA.

MWBD Compliance. Yes, no known vendor available for this project

B. Maintenance and Repairs for Governmental Plaza and City Fair Parking Decks — Engineering and Property Management

Recommendation: The City Engineer recommends the low bid of $89,270 50 by Construction Adhesives Bonding, Inc of Charlotte, N C

MWBD Compliance: According to the MWBD Plan, goals are not set on projects estimated at less than $100,000 Low bidder is a WBE which gives this contract 100% participation

C. USAir Training Facility - HVAC Modifications **Aviation**

Recommendation: The Aviation Director recommends the negotiated contract amount of $176,000 by Tompkins-Johnston Company, Inc of Charlotte for Mechanical Construction be accepted

MWBD Compliance: Yes, the Aviation Department has reviewed the contractor's good faith efforts to meet project goals, however, no DBE subcontractors were available.

D. Odor Control - Sugar Creek Treatment Plant **CMUD**

Recommendation: The Charlotte-Mecklenburg Utility Director recommends the low bid of $125,210 by Davis Process Company of Tallevast, Florida

MWBD Compliance: Yes, no known MWBE's available for this service

E. Water Main Construction - 16-Inch Water Main Along Mt. Holly-Huntersville Road - From Copenhagen Lane to NC Highway **CMUD**

Recommendation. The Charlotte-Mecklenburg Utility Director recommends the low bid of $706,236 30 by R H Price, Incorporated of Charlotte, N C

MWBD Status	Amount	% of Project	Project Goals
BBE	$500	0 7%	3%
WBE	$705,736 30	100%	2%

MWBD Compliance: Yes, the Contractor has exceeded the established goal for WBE The Contractor is a certified WBE

F. **Water Main Construction - 16-Inch Water Along McCoy Road and Beatties Ford Road** **CMUD**

Recommendation: The Charlotte-Mecklenburg Utility Director recommends the low bid of $723,649.82 by 7 Star Construction Company, Incorporated of Rock Hill, South Carolina

MWBD Status·	*Amount*	*% of Project*	*Project Goals*
BBE	$723,649 82	100%	3%
WBE	$0	0%	2%

MWBD Compliance Yes, the Contractor has exceeded the *established goal for BBE The Contractor is a certified BBE*

G. **Sanitary Sewer Construction - Steele Creek Outfall - Brown Grier Road to Gable Road** **CMUD**

Recommendation: The Charlotte-Mecklenburg Utility Director recommends the low bid of $315,757.16 by McDaniel Construction Contractors of Bostic, North Carolina

MWBD Status:	**Amount**	**% of Project**	**Project Goals**
BBE	$0	0%	5%
NBE	$0	0%	1%
WBE	$315,757 16	100%	5%

MWBD Compliance. Yes, the Contractor will exceed the established goal for WBE participation The Contractor is a certified WBE

14. **In Rem Remedy**

A. **403 Jones Street**

Action· **Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 403 Jones Street (Lakewood Neighborhood), located in the City Within a City boundaries.**

Attachment 6

B. 3305 Tuckaseegee Road

Action: Adopt an ordinance authorizing the use of In Rem Remedy to demolish and remove the dwelling at 3305 Tuckaseegee Road (Enderly Park Neighborhood), located in the City Within a City boundaries.

Attachment 7

15 Resolution for Public Auction

Action: Adopt a resolution declaring furnishings surplus and approve sale of furnishings by public auction on Tuesday, June 27, 1995.

Attachment 8

16. Resolution for The Plaza Minor Roadway Improvements Municipal Agreement

Action:

A. Approve a Municipal Agreement between the City and NCDOT to allow the City to construct a merging lane on The Plaza (SR 2830) from Harris Boulevard to Quiet Cove Road, and

B Adopt a Resolution to authorize the Director of Transportation to execute the Municipal Agreement.

Item No

17 Refund of Certain Taxes

Action: Adopt a resolution authorizing the refund of certain taxes assessed through clerical or assessor error in the amount of $27,661.37

Attachment 9

18 Speed Limit Change

Action. Adopt an ordinance to lower the speed limit to 25 MPH on nine Charlotte streets

Blackvine Drive (Olde Creek)
Fringe Tree Drive (Holly Hills)
Mahogany Drive (Holly Hills)
Oak Tree Trail (Olde Creek)
Olde Creek Trail (Olde Creek)
Orchard Knob Drive (Olde Creek)
Outer Bridge Lane (Providence Commons)
Stem Court (Holly Hills)
Upas Lane (Holly Hills)

CONSENT II

19. FY95 Budget Wind-Up Ordinance

Action: **Adopt the FY95 year-end ordinance reflecting changes to the annual ordinance adopted in June 1994 and reflecting changes necessary to comply with generally accepted accounting principles.**

Policy: Staff holds non-emergency actions until year-end in an attempt to reduce the number of ordinances throughout the fiscal year Some of these changes are technical accounting changes Others are to provide additional funding for projects that require action before the next fiscal year

Explanation of Request:

- Section 1 appropriates $599,106 from General Fund Fund Balance for payment to Mecklenburg County for their share of accumulated parking revenues in excess of expenditures since the opening of the CMGC parking deck The County receives 39.4% of parking debt revenues in excess of operation and maintenance costs

- Section 2 appropriates $3,000,000 from the Fund Balances of the General, Transit, Water and Sewer and Aviation Funds to the Workers' Compensation, General and Auto Liability self-insurance fund The payment brings the reserves in the self-insurance fund to the level recommended by the actuarial report

- Section 3 appropriates $454,202 from Assets Forfeiture to the Police Department for the purchase of computer technology and for renovation of the Police Athletic League facility

- Section 4 appropriates $792,600 within the Convention Center Tax Fund

- Section 5 transfers $200,000 from the Storm Water Operating Fund to the Storm Water Capital Fund to accelerate storm water repair projects

- Section 6 appropriates $883,077 in interest earnings within the Water and Sewer Construction Fund and the General CIP

- Section 7 amends the accounts and center numbers to and from which Airport Funds will be advanced pending receipt of a Federal Grant

- Section 8 establishes a new account to receive grants and fines revenue for the Emergency Management Division of the Fire Department

Attachment 10
Ordinance
Risk Management Memo on Loss Funding

20 **Audit Services Contract**

Action: **Approve a contract with Coopers and Lybrand for $75,902 to provide audit services for the fiscal year ended June 30, 1995**

Policy: Audit services are provided by an independent auditing firm on a rotating basis for periods not to exceed four years after receiving and evaluating audit proposals

Explanation of Request. Coopers and Lybrand was selected as the City's auditing firm in 1992 This will be the firm's fourth year to provide audit services

Funding. Various funds (General, Water and Sewer, Airport, Public Transportation, Community Development, Employment and Training, Insurance and Risk Management and Storm Water)

Background: State law requires that the City engage a certified public accountant at the end of each fiscal year to audit the accounting records, evaluate internal controls and audit the annual financial report

21 McAlpine Creek Residuals Management Facility, Electrical Contract #4, Change Order #2

Action: **Approve Change Order #2 with Watson Electric Company, Inc. to the McAlpine Creek Residuals Management Facility Contract #4 - Electrical Construction for $74,720**

Explanation of Request:

- This change order will allow for installation of an electrical duct bank that will accommodate major power feeds for future expansion at the McAlpine Creek Wastewater Management Facility

- Installing the duct bank during current construction will

  avoid future construction in the area of major underground power feeds,

  - eliminate the need to install the duct bank at an extremely deep level due to fill material that will be placed in the area during construction of the Residuals Facility,

  - reduce the overall project cost and eliminate future interruptions to the treatment plant operation

Background:

- On February 28, 1994, Council approved the original contract with Watson Electric Company, Inc for $2,764,371
- On March 24, 1995, the Key Business Executive approved Change Order #1 for $26,838
- This will increase Watson Electric Company, Inc contract from $2,791,209 to $2,865,929

22. Wastewater Residuals Management Procurement - Professional Services Contract

Action. **Approve a Professional Services Contract with CH2M Hill to manage the competition process for Wastewater Residuals Management for $83,742.**

Explanation of Request:

- The Utility Competition Plan includes operation of the Residual Management Facility (RMF) under construction at McAlpine Creek Wastewater Plant and land application of treated sludge. The annual operating cost of these two operations is approximately $900,000
- CH2M Hill will develop the Request for Proposals They will also
  - develop technical and performance specifications,
  - assist in evaluating qualifications of bidders,
  - evaluate proposals, and

- assist in negotiating a contract with the successful bidder.

- CH2M Hill was selected based on the knowledge and experience obtained from designing the RMF and administering its construction. They also have experience in contract operations through an associated firm, Operations Management Inc. which will be represented on the project team.

- The RMF will be completed in January 1996

23. Sanitary Sewer Rehabilitation - Phase 2 - Professional Services Contract

Action: **Approve a Professional Services Contract with Camp Dresser and McKee (CDM) for design and construction management of continuing rehabilitation of the sanitary sewer system for $644,900.**

Explanation of Request:

- This agreement will authorize CDM to provide design and construction management services related to the rehabilitation of approximately 232,270 linear feet (44 miles) of sewer located in the upper portion of the McMullen Creek drainage basin

- Rehabilitation was recommended in a sanitary sewer evaluation study completed for this area

Background.

- In 1991 a sanitary sewer evaluation study was completed in the upper portion of the McMullen Creek drainage basin and the upper portion of the Four Mile Creek drainage basin as a pilot project to develop a rehabilitation program

- This study recommended that sewer rehabilitation be prioritized and completed in 27 sub areas of the pilot areas that exhibited high inflow and infiltration of water into the system Four of the sub areas were rehabilitated as part of the first phase of rehabilitation

- Follow-up study of these four areas after rehabilitation indicated a significant reduction (up to 70% in some areas) of water entering the system

- The proposed work is part of a continuing program to rehabilitate the existing sanitary sewer infrastructure in a cost effective manner

- CMUD has recently completed the development of a sanitary sewer facility plan This plan identified sewer rehabilitation, along with flow equalization storage and construction of relief sewers, as keys to reducing or eliminating overflows in the sanitary sewer system

24 Irwin Creek and Sugar Creek Wastewater Treatment Plants - Engineering Services Agreement Addendum

Action: **Approve an agreement addendum with Gannett Fleming Corddry and Carpenter, Inc. in the amount of $377,800 to provide additional engineering services to complete the additions and alterations to the Irwin Creek and Sugar Creek Wastewater Treatment Plants (WWTP) With this amendment, Gannett Fleming Corddry and Carpenter's contract will total $4,962,678**

Item No

Explanation of Request:

- After construction began in November 1993 at Irwin Creek and Sugar Creek WWTP, CMUD learned of improvements in the electrical system and aeration blower system that were desirable to incorporate in the current construction effort

- In order to complete the approved changes, construction management and design services need to be extended from June 15, 1995 until April 1, 1996

- This addendum provides:

  - training of CMUD plant operators in operation of newly installed equipment,

  - training of plant personnel in changes to process operations due to alterations at the plant,

  - design of new blower systems at both plants,

  - extending the construction management service period of Gannett Fleming to allow inspection during construction at both plants

Background.

- Upgrades to Irwin Creek WWTP to meet new discharge limits began with City Council approval of four construction contracts on October 10, 1993

- Expansions to Sugar Creek WWTP from 15 to 20 million gallons per day began with City Council approval of four construction contracts on October 10, 1993

- Gannett Fleming received approval from City Council on February 11, 1992 to provide study, design and construction services to both Irwin Creek and Sugar Creek WWTP's

25 Transportation Design Projects - Engineering Services

Action:

A. Approve a budget ordinance totalling $3.2 million from 1988 Street Bonds; and

B. Approve three agreements for Engineering Services:

1. Eight Roadway and Minor Intersections Improvements - HDR Engineering, Inc - $411,650.

2. Three Sharon Road Improvements - Ralph Whitehead Associates - $410,000

3 Three Beatties Ford Road Improvements - Presnell Associates Inc. - $414,860

Explanation of Request:

- This action initiates a plan to accelerate the implementation of road and intersection projects

- The Plan is being initiated to expend 1988 Street Bonds within the time constraints specified by state and federal law

- State law requires that bonds be issued within 7 years of authorization This October the remaining 1988 Street Bonds ($29 million) will be issued Federal law requires the expenditure of bond funds within three years of issuance

- The accelerated transportation plan is the product of an inter-departmental team that evaluated alternatives The team recommended grouping projects and outsourcing planning and design

- This action appropriates $3 2 million in Street Bonds and awards three planning/design contracts to three engineering firms An additional five planning/design contracts are planned for award on June 26

- The Council-approved consultant selection process was used to select the firms to provide design services on the projects

- The cost of these services is comparable to the cost of similar work for other transportation projects.

- Attached is detailed information on projects to be implemented and costs

Attachment 11

26. Reid Park Neighborhood Reinvestment Phase 2, Change Order #1

Action: **Approve Change Order #1 with Ferebee Corporation for $140,317.91. This change order will provide sidewalk, drainage, and street improvements to the Reid Park Neighborhood, bringing the total contract amount to $1,064,570 62**

Explanation of Request:

- As requested by the Neighborhood Development Department, this Change Order will provide sidewalks, drainage and street improvements along Amay James Avenue before fall of this year

- The contractor has agreed to extend his prices for the change order This will save the City time and cost of further design and bidding on this project

Background

- The Reid Park Community was targeted for infrastructure improvements under the Neighborhood Reinvestment Program Approximately $2,225,000 in infrastructure repair was committed toward this goal.

- Reid Park Phase I construction was completed at a cost of $307,000 Reid Park Phase II construction contract was awarded by City Council to Ferebee Corporation on June 27, 1994, in the amount of $924,252 71 Additional infrastructure improvements within the neighborhood will be constructed as Reid Park Phase III.

27. **Convention Center, HVAC Contract, Change Order #3**

Action: **Approve Change Order #3 as a final settlement to the Convention Center HVAC contract with John J. Kirlin Company for $800,000, increasing their contract from $8,951,901 to $9,751,901**

Explanation of Request:

- This change order is the result of negotiations to settle John J Kirlin's final claim for additional compensation originally submitted on June 28, 1994, in the amount of $2,333,941 This is consistent with previous contract settlements

- After extensive negotiations, Fluor Daniel and The FWA Group recommend that the City accept this final settlement offer of $800,000

Background

- On January 11, 1993, Council approved the contract with John J Kirlin for $8,766,343

- On October 24, 1994, Council approved Change Order #1 for $185,558

- Change Order #2 was charged against the contract contingency resulting in no change to the contract amount.

Attachment 12
Budget Summary

28. Convention Center, Miscellaneous Steel Contract, Change Order #9

Action: **Approve Change Order #9 to the Convention Center Miscellaneous Steel contract with Owen Steel Company for $190,930 increasing their contract from $4,108,272 to $4,299,202.**

Explanation of Request:

- This change order incorporates many of the changes that occurred during the final months of construction
- It includes additional design modifications necessary to meet actual field conditions, and other added work, not in the original scope of Owen Steel's contract
- These are the changes that were readily agreeable to the architect, construction manager, and Owen Steel
- We are continuing negotiations with Owen on other outstanding items, and will prepare a final close out change order for approval on a future Council agenda

Attachment 13

29 Approve the following property acquisitions (A-L) and adopt the condemnation resolutions (K-P).

Acquisitions:

A. Project: FAR Part 150 Land Acquisition
Owner(s) Mr. and Mrs Robert Miller
Property Address 4421 McKinley Drive
Property to be acquired 241 acres
Improvements. Ranch - 3bdr, 1 bath
Tax Value $41,290
Purchase Price $49,000
Remarks The purchase was determined by an independent appraiser and was reviewed by a second appraiser Each appraisal takes into consideration the specific size and condition of the house The tax value is determined on a more generic basis and will be higher or lower for houses with certain features Residential property is acquired per Federal Guidelines 49 CFR Part 24 of the Uniform Acquisition and Relocation Act of 1970 The owners are eligible for relocation benefits. Acquisition and relocation costs are eligible for Federal Aviation Administration reimbursement

B Project 54" Water Transmission Main, Parcel #7
Owner(s) William Auther Myers & wf., Lucy Mae Myers
Property Address 15604 Northcross Drive
Property to be acquired 6,045 25 sq ft (14 AC) plus temporary construction easement 4,836 20 (11 AC)
Improvements Landscaping, trees, concrete driveway, fencing, rock border
Tax Value $168,050
Purchase Price $15,000
Remarks A 54" water line easement is required that varies in width Also needed is a 20' temporary construction easement This easement causes the loss of trees, concrete driveway, fencing, rock border and shrubbery These damages are reflected in the City's offer

Zoned R-3 Use Single Family
Tax Code 009-091-06

C. Project Six Mile Creek Basin/Sanitary Sewer, Parcel #4
Owner(s) Mary Ellen Ardrey
Property Address Wade Ardrey Road
Property to be acquired 101,059 20 sq.ft. (2.32 AC) plus temporary construction easement 67,518 sq.ft. (1 55 AC)
Improvements Fencing, trees
Tax Value $1,040,000
Purchase Price: $33,252 57
Remarks The subject parcel is on Wade Ardrey Road The project requires the acquisition of a 30' wide sanitary sewer permanent easement and a 20' temporary construction easement along the rear of the property causing the removal of trees and cattle fencing Compensation amount derived from independent appraisal

Zoned. R-3 Use Single Family
Tax Code 229-031-06

D. Project Walker Branch Outfall to Sam Neely Road, Parcel #1
Owner(s) Sarah Belk Gambrell
Property Address 167 350 Acres York Road/NC Highway 160
Property to be acquired 69,058 sq ft (1 59 AC) permanent easement plus 60,771 sq ft (1 40 AC) temporary construction easement
Improvements Hardwood trees
Tax Value $2,752,970
Purchase Price $12,500
Remarks A 25' wide permanent easement is required for the installation and future maintenance of a 30" sanitary sewer line Also required is a temporary construction easement which varies in width Compensation amount based upon an independent appraisal

Zoned CC Use Residential/Commercial
Tax Code Part of 201-231-03

E. Project Beatties Ford Road, Parcel #20
Owner(s) Bertha B Perry
Property Address 2300 Beatties Ford Road
Property to be acquired· 1,729 sq.ft (0 040 AC) in fee simple, 2,291 sq ft (.053 AC.) temporary construction easement
Improvements Landscaping
Tax Value: $128,980
Purchase Price $15,600
Remarks The addition of a left turn lane causes the loss of frontage and side yard from 12 to 48 feet and the loss of landscaping. Compensation amount was based on the appraisal

Zoned· B-2 Use Commercial
Tax Code Part of 075-021-06

F. Project Carmel Road Widening, Parcel #104
Owner(s) Joseph S Whiteside and wf , Ida N Whiteside
Property Address 4412 Carmel Road
Property to be acquired 892 97 sq ft (0 0205 AC) plus temporary construction easement of 1,413 56 sq ft (0 0325 AC)
Improvements Landscaping, sight and sound barrier made up of various trees, shrubs and evergreens
Tax Value $152,040
Purchase Price $17,000
Remarks This property fronts on Carmel Road and will lose approximately nine feet in depth plus a temporary construction easement causing the loss of their landscaped sight and sound barrier A negotiated settlement was made by the Legal Department prior to filing of condemnation Compensation is based upon appraisals

Zoned R-3 Use Residential
Tax Code 209-272-10

G. Project Carmel Road Widening, Parcel #88
Owner(s): Carmel Country Club, Inc.
Property Address: 4735 Carmel Road
Property to be acquired 5,042.21 sq.ft. (0.1157 AC.) plus temporary construction easement of 21,913 25 sq.ft. (0 5031 AC.)
Improvements Landscaping, gas lights, cart paths, trees and shrubs providing a buffer from Carmel Road, sprinkler system and small island
Tax Value $10,637,030
Purchase Price $203,100
Remarks This road widening project will result in the loss of the natural buffer from Carmel Road Two cart paths will be removed and relocated, a change of grade will raise entrance medians and have banks cut back causing the loss of trees and landscaping A golf course architect, retained by the City, recommended that a brick wall be constructed along Carmel Road to serve as buffer and sound barrier to replace natural barrier that will be removed for construction of the new road Compensation is based upon the architect's recommendation and independent appraisals of the property

Zoned R-3 Use Golf Course
Tax Code 211-177-01

H Project Milton Road Widening, Parcel #112
Owner(s) J Ralph Squires
Property Address 2624 Milton Road
Property to be acquired 15,737 sq ft (0.36 AC) fee simple plus 8,091 sq ft (0 18 AC) temporary construction easement
Improvements Brick entrance wall, flora
Tax Value $110,370
Purchase Price $26,700

Remarks The property will lose frontage along Milton Road and impacts a brick wall and floral landscaping The acquisition paid is based upon an independent appraisal

Zoned R-17MF **Use** . Residential
Tax Code Part of 099-211-02

I. **Project** Milton Road Improvements, Parcel #27
Owner(s) Greater Providence Baptist Church Trustees
Property Address 3 37 Acres Milton Road
Property to be acquired 9,935 sq ft (228 AC) plus 11,621 sq ft (267 AC) temporary construction easement
Improvements Trees
Tax Value $69,200
Purchase Price $17,300
Remarks Milton Road widening causes the loss of approximately 10' on the frontage Also affected are the driveway and landscaping. This loss of property and damages are reflected in the independent appraisal report

Zoned R-4 **Use** Church
Tax Code 099-152-21

J. **Project** Milton Road Improvements, Parcel #24
Owner(s) Fifty-Four Investment Company
Property Address 4500 Perth Court
Property to be acquired 7,419 sq ft (17 AC) plus 6,845 sq ft (157 AC) of temporary construction easement
Improvements Trees
Tax Value $575,910
Purchase Price $14,200
Remarks Milton Road Widening causes loss of parking and common area in front of this apartment complex Compensation amount based upon independent appraisal

Zoned R-17MF Use Apartment Project
Tax Code· 107-011-07

Condemnations:

K. Project 54" Water Transmission Main, Parcel #2
Owner(s) Louisa C McAulay
Property Address 15101 Hugh McAulay Road
Property to be acquired 248,377.60 sq ft (5 70 AC)
Improvements Trees
Tax Value· $463,980
Purchase Price $52,200
Remarks This project requires the acquisition of a 30' water line easement and a 50' temporary construction easement causing loss of trees and 2,600 linear feet of wire fencing. After numerous contacts to the attorney, agent for Louisa C McAulay, an agreement has not been reached at this time due to a unrelated lawsuit involving the property

Zoned R-3 Use Single Family
Tax Code 009-071-07

L Project 54" Water Transmission Main, Parcel #12
Owner(s) Leslie M Holbrook (heirs) and any other parties of interest
Property Address I-77 Highway
Property to be acquired 45,397 60 sq ft (1 04 AC)
Improvements Trees
Tax Value $40,800
Purchase Price $3,900
Remarks A 30' permanent easement and an additional 25' temporary construction easement crosses this landlocked property The City's offer was based upon an independent appraisal The owner provided a counter-offer that is over double the City's offer and was not substantiated by an appraisal

Zoned R-3 Use Single Family
Tax Code 009-131-05

M Project 54" Water Transmission Main, Parcel #3
Owner(s) Louisa C McAulay
Property Address 15210 Hugh McAulay Road
Property to be acquired: 79,184 sq ft. (1 82 AC.)
Improvements· Trees
Tax Value $465,670
Purchase Price $19,600
Remarks This project requires the acquisition of a 30' water line easement and a 50' temporary construction easement causing removal of trees, sheds and 1,400 linear feet of wire fencing After numerous contacts to the attorney, agent for Louisa C McAulay, an agreement has not been reached at this time due to a unrelated lawsuit involving the property

Zoned R-3 Use. Single Family
Tax Code 009-081-24/009-071-01

N. Project Six Mile Creek Basin/Sanitary Sewer, Parcel #2
Owner(s) Sam R Ardrey & wf , Janie Moss Ardrey and any other parties of interest
Property Address 17525 Marvin Road
Property to be acquired 73,090 50 sq ft (1 68 AC)
Improvements Trees, fencing
Tax Value $757,110
Purchase Price $10,900

Remarks The property requires the acquisition of a 30' wide sanitary sewer permanent easement and a 20' temporary construction easement along the rear of the parcel causing the removal of trees and extensive fencing After contacting the owner and his attorney numerous times, the property owner refuses the City's appraised offer A counter-offer was presented in the amount of $30,000 without justification

Zoned. R-3 **Use** Single Family
Tax Code 229-031-018

O. **Project** 54" Water Transmission Main, Parcel #11
Owner(s) Leslie M Halbrook (Heirs) and any other parties of interest
Property Address· Northcross Drive
Property to be acquired 71,800 sq ft. (1 63 AC.)
Improvements· N/A
Tax Value $108,000
Purchase Price $13,400
Remarks A 54" water line is proposed along Northcross Drive The City's offer was based upon an independent appraisal The owner provided a counter-offer that is over double the City's offer and was not substantiated by an appraisal

Zoned R-3 **Use** Single Family
Tax Code 009-091-01

P. Project Fairview/Sharon Road Widening, Parcel #1
Owner(s) Colony on Fairview Unit Owners Association, Inc and any other parties of interest
Property Address. 6719 Fairview Road
Property to be acquired 9,286 sq ft (2132 AC)
Improvements: Landscaping
Tax Value $10,158,720
Purchase Price: $135,000
Remarks This project requires an additional lane which moves traffic closer to the office condominiums causing substantial damages as reflected in two independent appraiser's reports. The Unit Owners Association requires an 80% majority to approve any sale of assets Negotiations have yet to bring an 80% majority vote Acquisition of 9,286 sq ft (2132 AC) of the total 283,990 sq ft. (6 52 AC) is required for the widening of Fairview Road 280,474 sq.ft. (6 44 AC) remaining

Zoned 0-6CD Use. Office
Tax Code 183-132-15 thru 99

ANNOUNCEMENTS

In its meeting of June 26, 1995, City Council will make nominations to fill positions on the following Boards and Commissions:

1 **Airport Advisory Committee**
Two three year positions beginning August 1, 1995. Laura McClettie and Henry Nicholson are both eligible and would like to be reappointed. Mr. Nicholson's position must represent an aviation affiliation

2 **Clean City Committee**
Three positions to begin immediately and expire June 30, 1997 Heather Fisk, Thomas Sowell and Michael Wilkinson have not met attendance requirements

2 **Convention and Visitors Bureau**
Two three year positions beginning September 16, 1995. Beverly Earle and Keith Haywood are both eligible and would like to be reappointed.

3 **Domestic Violence Advisory Board**
One three year appointment beginning September 22, 1995 Melody Moore-Hunt is eligible and would like to be reappointed.

4 **Mint Museum Board of Trustees**
One three year appointment beginning August, 1995. Michael Blair is eligible and would like to be reappointed

5 **Tree Advisory Commission**
One appointment to fill an unexpired term ending December, 1995 and the next regular three year term Jerry Regenbogen has resigned

6 **Waste Management Advisory Committee**
Four recommendations to the County Commission The representative for the legal category, James Exum, has not met attendance requirements Isaac Heard, Jr , representing the Planning Comittee, does not wish to be reappointed Robert Smith, in the Medical-Scientific category, is not eligible for reappointment Pamela Sharpe, representing the Clean City Committee, is eligible and would like to be reappointed

7 **Youth Involvement Council Advisory Board**
Two two year terms beginning August, 1995 Deborah Griffin does not wish to be reappointed Michael Whitehead is eligible and wants to be reappointed

Applications may be obtained from the Office of the City Clerk, Charlotte-Mecklenburg Government Center, 600 East Fourth Street, 7th Floor Call 336-2247 to have an application faxed. Applications must be returned by Monday, June 19, at 5.00 p m