# Mayor Patrick L. McCrory Mayor Pro Tem Susan Burgess Michael Barnes John W. Lassiter

Michael Barnes John W. Lassiter
Nancy Carter Don Lochman
Andy Dulin James Mitchell, Jr.
Anthony Foxx Patrick Mumford
Patsy Kinsey Warren F. Turner

# CITY COUNCIL MEETING

Monday, February 13, 2006

# CITY COUNCIL AGENDA

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# 5:00 P.M. DINNER BRIEFING CONFERENCE CENTER

# 1. Status Report on Gangs

Resource: Darrel Stephens, Charlotte-Mecklenburg Police

Eddie Levins, Charlotte-Mecklenburg Police Harold Jackson, Charlotte-Mecklenburg Police

Time: 30 minutes

#### **Synopsis**

- This presentation will provide an updated overview on gang activity in Charlotte. The information to be presented will include:
  - Gang demographics
  - Gangs and their relationship to crime
  - Gang identification
  - Gang activity in Charlotte as compared to other large cities

#### **Future Action**

This presentation is for information only.

## 2. CIAA Basketball Tournament

Resources: Tim Newman, Charlotte Regional Visitors Authority

Chuck Adkins, Charlotte-Mecklenburg Police

Travis Stewart, Transportation David Christopher, Transportation

Time: 20 minutes

#### **Synopsis**

• This presentation will provide an update of the CIAA (Central Intercollegiate Athletic Association) Basketball Tournament which will be held in Charlotte from February 27 to March 4.

#### **Future Action**

This presentation is for information only.

February 13, 2006

# 3. South Corridor Land Acquisition/Scaleybark Station Area

Resources: Tom Warshauer, Economic Development Office

Tracy Finch, Economic Development Office

Time: 30 minutes

#### **Synopsis**

- The Smart Growth Land Acquisition Fund established in FY2002 provides funding for acquisition of property in close proximity to transit station locations and other locations where Smart Growth initiatives can be leveraged with private sector development.
- To date, \$5.4 million has been appropriated for Smart Growth land acquisitions.
- Smart Growth Land funds have been set aside for purchasing land in the light rail corridor for transit oriented development.
- Staff identified an 8.4 acre tract of land in the Scaleybark Station area as suitable for acquisition based on the following criteria:
  - Opportunity to remove blight and promote redevelopment in a portion of the corridor that has not begun to redevelop
  - Need for affordable housing in this portion of the corridor
  - Opportunity to incorporate this tract with surplus land at the Scaleybark Station Park and Ride immediately adjacent to this tract
  - Large size of the tract (8.4 acres) close to transit
- Due diligence on this property is currently underway. Highlights are as follows:
  - Survey 8.484 acres
  - Environmental Phase I findings show some areas of concern, Phase II currently underway
  - Appraisal the agreed upon purchase price for the City is \$5,435,000. The appraisal valued the property at \$6,544,376 (\$1,109,376 increase).
  - Mandatory Referral Currently underway to be completed by February 27, 2006
- Housing Trust Fund will contribute \$2 million towards the purchase of the property in order to achieve 5 25% affordable housing on this site. The remaining \$3,435,000 will come from Smart Growth Funds.
- Staff recommends soliciting private developers for this site with a Request for Qualifications (RFQ), followed by a Request for Proposal (RFP) to qualified developers. Selection criteria for the RFQ includes:
  - proven development experience in mixed use projects
  - the presented approach to the development
  - evidence of financial strength and ability
- Staff will update Council throughout the RFQ/RFP process.
- CATS has expressed interest in incorporating the Scaleybark Park and Ride into the RFQ/RFP process. Property to the south of the Park and Ride has also been placed under contract by a developer who has expressed interest in developing the entire 24 acre tract.

#### **Future Action**

Staff will request Council approval for the purchase of the property at the February 27, 2006 Council meeting.

#### **Attachment 1**

Map

# 4. 2006 Proposed Federal Legislative Agenda

Resource: Boyd Cauble, City Manager's Office

Time: 20 minutes

#### **Synopsis**

- In early December, Key Business Units were asked to assemble a listing of projects for which they would seek federal funding assistance. Projects were to be consistent with Council priorities and identified as unfunded needs.
- Holland & Knight, the City's Washington, DC lobbyists, met with Key Business Executives and staff on January 4<sup>th</sup>, reviewed the preliminary suggestions for federal funding and narrowed the list to eight requests.
- The final recommended federal agenda is based upon Congressional districts, project competitiveness, the number of different funding categories, the likelihood of federal earmarks availability, and Congressional staff feedback.
- The following eight suggested requests are the results of Holland & Knight's review of possible funding sources the City's Congressional Delegation will be asked to champion this budget year.

## **Appropriations**

- Transit Capital Funding
- Sardis Road Booster Station
- Belvedere Business Park
- Gang of One (Phase II)
- Harris Boulevard and Milton Road Intersection
- ALERT Mass Casualty Response Equipment

#### **Authorizations**

- McAlpine Relief Sewer
- Briar Creek Relief Sewer

#### **Future Action**

■ This item is # 9, page 6 of this agenda. The approved Legislative Agenda will be presented to the City's Washington Delegation on February 14<sup>th</sup> in Washington, DC, with follow up with Council at the March 12-15, 2006 NLC meeting in Washington, DC.

#### Attachment 2

Proposed 2006 Federal Legislative Agenda

# 5. Road Race and Major Event Permit Process

Resource: Brad Richardson, Economic Development Office

Time: 10 minutes

#### **Synopsis**

- In November Council and Staff received complaints from citizens about the way the City permits and facilitates street closures for special events such as road races, charitable walks, parades and festivals.
- The number of events requiring police support continues to increase. As a result, staff began a review of the process for approving event permits, with particular emphasis on the following:
  - The staffing and cost impacts from special events on Police and other City departments
  - The frequency and impact of events on neighborhoods
  - The process of communicating with neighborhoods and businesses about street closures
- Staff anticipates including opportunities for public input before implementing any new policies or practices.

#### **Future Action**

- Staff requests that this issue be referred to the Community Safety Committee.
- Committee recommendations to Council for approval in the spring.

# 6. Committee Reports by Exception

Economic Development and Planning: First Street Wachovia Memorandum of Understanding

# 7:00 P.M. AWARDS AND RECOGNITIONS MEETING CHAMBER

# **CONSENT**

7. Consent agenda items 14 through 35 may be considered in one motion except those items removed by a Council member. Items are removed by notifying the City Clerk before the meeting.

# **POLICY**

# 8. City Manager's Report

# 9. 2006 Federal Legislative Agenda

Action: Approve 2006 Federal Legislative Agenda.

**Staff Resource:** Boyd Cauble, City Manager's Office

#### **Explanation**

- In early December, Key Business Units were asked to assemble a listing of projects for which they would seek federal funding assistance. Projects were to be consistent with Council priorities and identified as unfunded needs.
- Holland & Knight, the City's Washington, DC lobbyists, met with Key Business Executives and staff on January 4<sup>th</sup>, reviewed the preliminary suggestions for federal funding, and narrowed the list to eight requests.
- The final recommended federal agenda is based upon Congressional districts; project competitiveness; the number of different funding categories; the likelihood of federal earmarks availability; and Congressional staff feedback.
- The following eight suggested requests are the results of Holland & Knight's review of possible funding sources the City's Congressional Delegation will be asked to champion this budget year.

#### **Appropriations**

- Transit Capital Funding
- Sardis Road Booster Station
- Belvedere Business Park
- Gang of One (Phase II)
- Harris Boulevard and Milton Road Intersection
- ALERT Mass Casualty Response Equipment

#### **Authorizations**

- McAlpine Relief Sewer
- Briar Creek Relief Sewer

#### **Next Step**

■ The approved Legislative Agenda will be presented to the City's Washington Delegation on February 14<sup>th</sup> in Washington, DC, with follow up with Council at the March 12-15, 2006 NLC meeting in Washington, DC.

#### **Attachment 2**

Proposed 2006 Federal Legislative Agenda

# 10. First Street Wachovia Memorandum of Understanding



Review and discuss the Economic Development and Planning Committee recommendation on the Memorandum of Understanding (MOU) and the City Manager's authorization to negotiate a Development Agreement based on this MOU for Council consideration by June 2006.

Committee Chair: John Lassiter

**Staff Resources:** Ron Kimble, City Manager's Office

Tom Flynn, Economic Development Office Bob Hagemann, City Attorney's Office

## **Explanation**

**Action:** 

- On November 22, 2005 City Council approved the Cultural Facilities Plan Financial Framework and authorized the City Manager to negotiate a Memorandum of Understanding with Wachovia.
- This Memorandum outlines the general understandings for a public/private partnership to construct four cultural facilities (Mint Museum, Bechtler Museum, 1200 Seat Theater and Afro-American Cultural Center) as part of a mixed-use project that includes a one million square foot office tower and retail and residential components. Key provisions of the Memorandum of Understanding include:
  - A price cap, that includes all hard and soft costs for each of the Cultural Facilities, will be set by June 2006 and will be accompanied by an itemized budget for each facility.
  - Wachovia will guarantee an incremental real property tax value of \$280 million.
  - Wachovia will not be responsible for property taxes on the cultural facilities during construction.
  - Wachovia has the right to buy a cultural facility for market value if the facility ceases to be used for more than two years.
  - Wachovia will manage all consultants, engineers and contractors necessary to construct the projects.
  - The City will finance and own the cultural facilities.
  - The City and County will share the annual debt service, for the portion of the cultural facilities supported by incremental property taxes, based on the ratio of the City/County property tax rate.
- A complete outline of the key points of the Memorandum of Understanding is attached, along with the Memorandum of Understanding.
- Council will be asked to approve the Memorandum of Understanding on February 27, 2006.
- If City Council approves this Memorandum, staff will begin negotiating a
  Development Agreement, based on this Memorandum, with Wachovia and
  Mecklenburg County.

# **Committee Action**

The Economic Development and Planning Committee met on January 18<sup>th</sup> and voted 4-0 (Lassiter, Carter, Dulin and Mitchell; Lochman absent) to recommend approval of the Memorandum to City Council.

## **Attachment 3**

First Street Wachovia MOU (presentation made to City Council on January 23, 2006)

Memorandum of Understanding for the Development of the South Tryon Cultural facilities and First Street Wachovia

# **BUSINESS**

# 11. Arena Retail Space Leases

Action: Adopt resolutions approving three lease agreements and authorize the City Manager to execute the Lease Agreements for three restaurants to occupy street-level retail space at the property located at 333 E.

Trade Street:

- 1. "Matt's Chicago Dog" to lease 2,000 square feet; annual rent of \$50,000 for first five years.
- 2. "Dunkin Donuts/Baskin Robbins Investments, Inc." or a franchise thereof to lease 1,835 square feet; annual rent of \$45,875 for first five years.
- 3. "Red's Carolina BBQ" to lease 4,250 square feet; annual rent to average \$90,100 for first five years.

**Staff Resources:** Curt Walton, Assistant City Manager

Kent Winslow, Engineering & Property Management

#### **Explanation**

- Approximately 8,000 square feet of retail was constructed in shell form as part of arena construction.
- The Providence Group was retained to market the retail space and recommend prospective tenants.
- The tenants were chosen based on a non-competing mix of businesses which complimented the Arena/Trade Street area, the experience of the companies and review of the company financials.
- The following lease agreements are the result of this marketing effort. Proceeds from the leases are dedicated to the annual capital maintenance cost for the arena, into which the City and the Charlotte Bobcats contribute \$250,000 annually.
- The Charlotte Bobcats must concur with selected retailers and have given their concurrence.

#### Lease Agreement with "Matt's Chicago Dog"

- Allows "Matt's Chicago Dog" to occupy approximately 2,000 square feet of vacant street-level retail space at 333 E. Trade Street
- Terms of the Lease Agreement:
  - Ten year term with one, ten year option
  - Rent of \$50,000 per year for the first five years with 10% annual rent increases for every successive five year period
  - Tenant allowance of \$25 per leased square foot for leasehold improvements
  - "Gross" lease Lessor pays all utilities, taxes, insurance and maintenance

#### Lease Agreement with "Dunkin Donuts/Baskin Robbins Investments, Inc."

- Allows "Dunkin Donuts Investments, Inc." or a franchise thereof to occupy approximately 1,835 square feet of vacant street-level retail space at 333 E.
   Trade Street
- Terms of the Lease Agreement:
  - Ten year term with two, five year options
  - Rent of \$45,875 per year for the first five years with 10% annual rent increases for every successive five year period
  - Tenant allowance of \$25 per leased square foot for leasehold improvements
  - "Gross" lease Lessor pays all utilities, taxes, insurance and maintenance

#### Lease Agreement with "Red's Carolina BBQ"

- Allows "Red's Carolina BBQ" to occupy approximately 4,250 square feet of vacant street-level retail space at 333 E. Trade Street
- Terms of the Lease Agreement:
  - Ten year term with one, ten year option
  - Rent of \$90,100 on average per year for the first five years; annual rent for second five years shall be \$116,875 with 10% annual rent increases for each successive five year period thereafter
  - Tenant allowance of \$25 per leased square foot for leasehold improvements
  - "Gross" lease Lessor pays all utilities, taxes, insurance and maintenance
  - Tenant to be the only concept leasing street front retail space serving BBQ pork, ribs and chicken

#### **Attachment 4**

Resolutions

# 12. Nominations to Boards and Commissions

Action: Nominate citizens to serve as specified. Incumbents may be reappointed at this meeting.

#### A. AIRPORT ADVISORY COMMITTEE

Two appointments beginning immediately and ending July 2006 and July 2007. Frances Harkey and Eric Montgomery failed to meet the attendance requirement for 2005. Nominees must be Westside residents.

# **Attachment 5**

Applications

#### B. BUSINESS ADVISORY COMMITTEE

Three appointments beginning immediately and one ending April 2006, at which time they will begin serving a three-year term; two others end April 2007 and April 2008. Edna Chirico, Raymond Groth and Ward Norris failed to meet the attendance requirement for 2005.

#### Attachment 6

Applications

#### C. CITIZENS' TRANSIT ADVISORY GROUP

One appointment beginning immediately and ending June 2007. David Creech failed to meet the attendance requirement for 2005.

#### Attachment 7

Applications

## D. HOUSING APPEALS BOARD

One appointment beginning immediately and ending December 2007. Walter Alexander failed to meet the attendance requirement for 2005. Nominee must be a housing industry representative.

#### **Attachment 8**

Applications

#### E. NEIGHBORHOOD MATCHING GRANTS

Two appointments beginning immediately and ending April 2006, at which time they will begin serving a two-year term. Erica Ellis-Stewart and Charles Jackson failed to meet the attendance requirement for 2005. One nominee must represent a non-profit organization and the other must be a business representative.

#### **Attachment 9**

Applications

#### F. PAROLE ACCOUNTABILITY COMMITTEE

One appointment beginning immediately and ending June 2008. Kenneth Oglesby failed to meet attendance requirement for 2005.

#### **Attachment 10**

**Applications** 

## 13. Closed Session

**Action:** 

Adopt a motion pursuant to NCGS 143-318.11(a)(4) to go into closed session to discuss matters relating to the location of industries or businesses in the City of Charlotte, including potential economic development incentives that may be offered in negotiations.

# MAYOR AND COUNCIL TOPICS

At the end of the formal agenda, Council members may share information and raise topics for discussion.

# **Introduction to CONSENT**

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 comply with Small Business Opportunity Program Policy.

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

The City's Small Business Opportunity (SBO) Program's purpose is to enhance competition and opportunity in City contracting with small businesses in the Charlotte metropolitan statistical area. Participation of small business enterprises (SBE) is noted where applicable. Contracts recommended for award as of March 1, 2003 comply with the provisions of the SBO program policy for SBE outreach and utilization. Professional service contracts recommended for award as of August 1, 2003 comply with the provisions of the SBO program policy for SBE outreach and utilization.

Disadvantaged Business Enterprise (DBE) is a federal program primarily used for Aviation and Transit.

Contractors and Consultants

All contractor and consultant selections follow the Council approved process unless described otherwise.

# **CONSENT I**

#### 14. Various Bids

#### A. Multi Threat Detection Systems

**Fire** 

#### Action

Award a unit price contract to Safeco, Inc. of Greer, South Carolina in an amount not to exceed \$250,000 for the purchase of multi threat detection systems and replacement sensors for the term of one year and authorize the City Manager to renew the contract for two additional one-year terms. Multi Threat Detection devices are electronic sniffing units used to detect gases and other threats. Funding for this purchase is a US Department of Health and Human Services (Centers for Disease Control) grant appropriated on August 22, 2005.

#### **Small Business Opportunity**

Pursuant to Section 5 of the SBO Program, no SBO utilization goal was set for this contract because subcontracting is not anticipated.

## **B.** Scott Respirators

**CMPD** 

#### Action

Award a unit price contract to Municipal Emergency Services (MES) of Charlotte, North Carolina in the amount of \$285,746.25 for the purchase of Scott respirators and accessories for the term of one year and authorize the City Manager to renew the contract for two additional one-year terms.

#### **Small Business Opportunity**

Pursuant to Section 5 of the SBO Program, no SBO utilization goal was set for this contract because subcontracting is not anticipated.

# C. FY2006 Contract F, Water and Sewer Street Main CMU Extensions

#### Action

Award the low bid of \$1,268,502.70 to Davis Grading, Inc. of Charlotte, North Carolina for construction of sanitary sewer and water mains along existing roadways in Mecklenburg County.

#### **Small Business Opportunity**

Established SBE Goal: 3% Committed SBE Goal: 3%

Davis Grading, Inc. met the goal and committed \$38,075 to the following SBE firms: Capstone, MTC Consultants, Fast Signs and Dallas 1.

# D. Primary Clarifier Rehabilitation, Irwin Creek Wastewater Treatment Facility CMU

#### Action

Award the low bid of \$571,000 to Thamer Construction of Atlanta, Georgia. The project consists of the demolition of existing clarifier mechanisms, concrete repairs and installation of new clarifier mechanisms.

#### **Small Business Opportunity**

Pursuant to Section 5 of the SBO Program, no SBE utilization goal was set for this contract because subcontracting is not anticipated.

#### **E.** Wastewater Treatment Polymers

**CMU** 

#### Action

Award the low bid amounts to provide wastewater treatment polymers for a two-year agreement and authorize the City Manager to renew the agreements for two additional one-year terms for the following vendors:

Vendor	Annual Contract	Wastewater Treatment Plant
Polydyne, Inc.	\$901,000	Irwin & McAlpine Creek
Stockhausen LLC	\$138,000	Mallard Creek
Ciba Specialty Chemicals Cor	p. \$75,000	McDowell Creek

## **Small Business Opportunity**

Pursuant to Section 5 of the SBO Program, no SBE utilization goal was set for this contract because subcontracting is not anticipated.

#### F. Miscellaneous Water and Sewer Construction CMU

#### Action

Award the low bid of \$1,255,416.75 to State Utility Contractors, Inc. of Monroe, North Carolina for repair of existing fire hydrants, valves, service lines, meters and associated appurtenances along existing roadways in Mecklenburg County.

## **Small Business Opportunity**

Established SBE Goal: 7.00% Committed SBE Goal: 0.41%

State Utility Contractors failed to meet the goal, but exceeded the necessary good faith effort points and exceeded the mandatory outreach by contacting nine SBEs. They committed \$10,175 to the following SBEs: A-1 Pavement Marking and Fernandez Construction.

#### **G.** Ford Automotive Parts Contract

**CATS** 

#### Action

Award the low bid of \$49,480.28 to Harrelson Ford of Charlotte, North Carolina to supply Ford automotive parts to the CATS Bus Operations Maintenance Division. The parts met the required specification standards used to keep vehicles in proper operating condition. Parts are ordered as needed based on usage and inventory stock levels. The contract for Ford automotive parts will be for a period of two years, with the option to renew the contract annually for three additional, one-year periods. Authorize the City Manager or designee to execute the contract and renewals over the five-year period.

#### **Small Business Opportunity**

Pursuant to Section 5 of the SBO Program, no SBO utilization goal was set for this contract because subcontracting is not anticipated.

# H. Bus Operations Maintenance Facilities Tow Tractors CATS

#### Action

Award a contract to Kirk's Automotive, Inc. of Detroit, Michigan in the amount of \$133,568 for two Tow Tractors for CATS Bus Operations Maintenance Facilities in order to safely move disabled buses. A Tow Tractor is needed at each bus maintenance facility (South Tryon and Davidson Street) to safely move disabled buses weighing up to 46,000 pounds throughout the maintenance yard in order to repair them.

## **Disadvantaged Business Enterprise Participation**

Established DBE Goal: 0% Committed DBE Goal: 0%

Pursuant to U.S. DOT DBE Program, Subpart C, no DBE utilization goal was set for this contract because subcontracting is not anticipated.

# 15. Resolution of Intent to Abandon Street and Set Public Hearing Date for a Residual Portion of Forest Drive

A. Adopt the resolution of intent to abandon a residual portion of Forest Drive, and

B. Set a public hearing for March 27, 2006.

#### **Attachment 11**

Map

Resolution

# 16. Refund of Property Taxes

Action: Adopt a resolution authorizing the refund of property taxes assessed through clerical or assessor error in the amount of

\$5,730.60.

#### **Attachment 12**

Resolution

List of Refunds

# **CONSENT II**

# 17. South Boulevard Median Project Sign and Private Light Relocation

Action: Award a contract with Streamline, LLC for South Boulevard Median Project Sign and Private Light Relocation in the amount of \$125,580.

**Staff Resource:** Alan Morrison, Engineering & Property Management

#### **Background**

- Requests for Proposal for sign and private light relocation on South Boulevard were received on April 28, 2005.
- Streamline, LLC was selected to perform sign and light relocation.
- The South Boulevard Median Project limits are along South Boulevard between Archdale Road and Grover Road.

## **Small Business Opportunity**

Established SBE Goal: 3 % Committed SBE Goal: 11.34%

Streamline, LLC has committed 11.34% (\$14,242.48) of the total contract to the

following certified SBE firm: A.A. Pierce Electric.

#### **Funding**

Transportation Capital Investment Plan

# 18. Charlotte Convention Center-Light Rail Up-Fit

**Action:** 

- A. Approve a budget ordinance to appropriate additional funds from the Convention Center Reserve Fund for the Charlotte Convention Center Modifications, Phase II construction in the amount of \$5,550,000,
- B. Approve contract amendment #1 with the FWA Group, for additional design services and construction administration for the Charlotte Convention Center Modifications, Phase II in the amount of \$876,000, and
- C. Award a contract with Edison Foard for construction of the Convention Center Modifications, Phase II in the amount of \$10,668,800.

**Staff Resources:** Jim Schumacher, Engineering & Property Management

Ron Tober, Charlotte Area Transit System

February 13, 2006

#### **Budget Ordinance**

- Appropriates \$5,550,000 of additional funds from the Convention Center Reserve Fund
- The funds will be used for construction, construction administration, special inspection and other related construction activities.
- CATS will contribute \$9.3 million towards the construction related activities associated with the project.
- Total appropriations from the Convention Center Reserve Fund for this project will be \$6.3 million.

#### Amendment #1 with FWA Group

- Provides funding for additional design services and construction administration to complete the project in the amount of \$876,000.
- City Council approved the original contract for \$220,000 for design services on July 25, 2005.

## **Construction Contract with Edison Foard**

- Edison Foard is the low bidder for the project.
- Modifications will provide back-of-house circulation up and over the transit corridor, for convention center employees. Improvements to the Grand Hall and other patron accessible areas are still under study.
- Construction is anticipated to start in March of 2006 and finish by December 2006.

#### **Disadvantaged Business Enterprise**

Established DBE Goal: 15.00% Committed DBE Goal: 12%

The proposed DBE firms are: Besco Electric Corporation, Garmon & Company, Inc. and Scott's Painting & Decorating. The bidder has provided good faith efforts and will continue their efforts to meet the established goal.

#### **Funding**

The project budget is \$15.6 million consisting of \$9.3 million from CATS and \$6.3 million from the Convention Center (of which \$750,000 has been previously appropriated).

#### **Attachment 13**

**Budget Ordinance** 

# 19. South Corridor Infrastructure Program, Package C

**Action:** 

- A. Approve a budget ordinance to appropriate \$245,000 from Water and Sewer Revenue Bonds to the South Corridor Water and Sewer Improvements, and
- B. Award the low bid of \$1,562,187.17 by Ferebee Corporation of Charlotte, North Carolina for South Corridor Infrastructure Program (SCIP), Package C.

**Staff Resource:** Jim Keenan, Engineering & Property Management

#### **Budget Ordinance**

 This budget ordinance will provide \$245,000 in funding from Water and Sewer Revenue Bonds for the SCIP-Package contract award included in this action. Formatted: Bullets and Numbering

## **Explanation**

- The project is part of the South Corridor Infrastructure Program (SCIP) and is funded through 2002 and 2004 voter-approved bonds.
- The project's construction will extend Dewitt Lane to Tryclan Drive and widen Dewitt Lane from Freeland Lane North to Clanton Road.
- The improvements include bike lanes, sidewalks, medians, median turn lanes, storm drainage and related infrastructure construction.
- This project also includes a water main along the length of Dewitt Lane, which is funded though Charlotte-Mecklenburg Utilities Water and Sewer Revenue Bonds.

## **Construction Contract with Ferebee Corporation**

- The work includes, concrete sidewalks, curb and gutter, raised planters, asphalt pavement, water main installation, storm drainage, bike lanes and related construction.
- Construction completion is scheduled for the second quarter 2007.

#### **Small Business Opportunity**

Established SBE Goal: 8% Committed SBE Goal: 8%

Ferebee Corporation committed \$125,127.50 to the following SBE firms: Bullington Construction, On Time Construction, Inc., DOT Construction, Inc., D's Trucking Service, Inc., and ACS Pavement Marking

#### **Funding**

Transportation and Water and Sewer Capital Investment Plans

## **Attachment 14**

**Budget Ordinance** 

# 20. Transit Capital Funding Appropriation

Action: A. Adopt a budget ordinance appropriating \$20,732,078 for CATS FY2006 Capital Investment Plan (CIP),

- B. Adopt a resolution authorizing the City Manager or her designee to submit and execute grant applications with the Federal Transit Administration (FTA), and
- C. Adopt a resolution authorizing CATS CEO or his designee to submit and execute funding agreements with the North Carolina Department of Transportation (NCDOT).

**Staff Resource:** Dee Pereira, Charlotte Area Transit System

#### **Explanation**

- The Transit Capital Investment Plan is funded through federal, state and local funds. The City estimates federal and state grant participation levels and advances funding from the transit fund balance to cover estimated grant revenues. Upon receipt of the grant revenues, funds advanced to the program revert back to the transit fund balance.
- CATS requests Council approval to appropriate funds for the following CATS FY2006 Capital Investment Plan projects in the amount of \$20,732,078.
- The FY2006 Formula grant totaling \$16.1 million, (table below) will fund debt service for bus purchases, South Tryon bus garage construction and South Corridor FFGA. Other projects include replacement and expansion vehicles, preventive maintenance and transit enhancements (shelters and signage).

FY2006 Formula Grant	
Federal	\$11,852,511
State	\$1,481,564
Local	\$2,766,266
TOTAL	\$16,100,341

 This congressional earmark (table below) will fund a portion of the Eastland Community Transit Center construction (awarded by Council January 23, 2006).

FY2006 Discretionary	
Federal	\$384,560
State	\$38,456
Local	\$57,685
TOTAL	\$480,701

■ The Job Access Reverse Commute grant (table below), awarded competitively through the State, will provide, 50% match for Paw Creek Shuttle (service expansion to major employment centers).

FY2006 Job Access Reverse Commute		
Federal		\$100,000
Local		\$100,000
	TOTAL	\$200,000

■ The projects authorized in the FY2006 Capital Investment Plan for \$3.9 million include replacement and expansion ADA and vanpool vehicles, Charlotte Transportation Center improvements, technology improvements, preventive maintenance, bus equipment, art in transit, trolley and rail operations, capital, safety and security equipment, miscellaneous bus projects, right-of-way acquisition, non-revenue vehicles and Washington representation.

FY2006 CATS Capital	
Local	\$3,951,036

• The resolutions authorize submission and execution of the federal and state funding agreements for participation in the projects listed.

#### **Funding**

Transit Capital Investment Plan

#### **Attachment 15**

Budget Ordinance Resolutions

## 21. TASER Devices

Action:

- A. Approve the purchase of TASER non-lethal weapons without competitive bidding, as authorized by the sole source exemption of G.S. 143-129(f), and
- B. Approve a contract with TASER International, Inc. for the purchase of 713 TASER X26 devices, holsters and cartridges in the amount of \$591,839.39.

**Staff Resources:** Captain Mike Campagna, Charlotte-Mecklenburg Police

Karen Ruppe, Business Support Services

#### **Sole Source Exemption**

- G.S. 143-129 (f) provides that formal bidding requirements do not apply when:
  - 1. performance or price competition are not available;

- 2. a needed product is available from only one source of supply; or
- 3. standardization or compatibility is the overriding consideration.
- Sole source is necessary because the manufacturer does not have authorized distributors.
- The City Council must approve purchases made under the sole source exception.

#### **Explanation**

- City Council approved the purchase of 364 TASER X26 devices on June 9, 2003.
- CMPD implemented a full deployment of TASER devices in December 2003 utilizing a shared device model that is a single unit shared by multiple officers.
- Every field officer checks out a TASER at the beginning of their shift. The
  device is returned and reissued to another officer on the next shift.
- Inventory and maintenance control is difficult to manage across three shifts. In the case of TASER complaints, it is difficult to determine which officer actually discharged the device.
- The purchase of 713 additional devices would cover CMPD's entire patrol staff and ensure that new recruits (through FY06) are properly equipped.
- One-on-one deployment will extend the life of the TASER.
- TASER X26 devices with holster are \$799.95 per unit. The single shot cartridges are \$18.97 each.
- TASER International, the manufacturer, patents the TASER X26 and does not have authorized distributors.

## **Small Business Opportunity**

Pursuant to Section 2.21 of the Program policy regarding purchases without competitive bidding, this contract is exempt form the Small Business Opportunity Program.

## 22. Fuel Cards and Related Services

Action:

- A. Approve a contract with FleetCor Technologies Inc. for fuel cards and related services for an initial term of three years with two, one-year extension options for an estimated annual amount of \$13,260,000, and
- **B.** Authorize the City Manager to approve the two, one-year renewal options.

**Staff Resource:** Chuck Robinson, Business Support Services

# Explanation

 The City previously maintained a contract for fuel cards to purchase fuel at retail locations for use by all City departments and on consignment basis at five Charlotte locations.

- This contract has now expired with no additional extensions. A Request for Proposals process was initiated to select a vendor to provide these services.
- Three proposals were received. FleetCor offered the second lowest pricing, but the difference in cost saving was negligible when considering the following factors:
  - The company offering the lowest prices had only 29 locations in Mecklenburg County with most of them located within 5 miles of uptown versus FleetCor's 79 locations ranging across the entire county.
  - Any cost savings with the lower prices would be offset by personnel time and fuel consumed to travel to the limited locations. FleetCor has an excellent and long standing reputation of fuel card experience and operation.
- FleetCor offered an extensive emergency operations proposal outlining plans for providing an uninterrupted supply of fuel to the City in a regional or national emergency/disaster situation.

#### **Small Business Opportunity**

Pursuant to Section 5 of the SBO Program, no SBO utilization goal was set for these contracts because subcontracting is not anticipated.

#### **Funding**

Key Business Unit Operating Budgets

#### **Attachment 16**

**Fuel Pricing Information** 

# 23. Landfill Gas Venting Systems and Groundwater Testing at the former York Road Landfill

Action: A. Adopt a budget ordinance consolidating environmental bond funds, and

B. Approve an agreement with Hart & Hickman for \$379,931 for environmental engineering services for landfill gas venting systems and groundwater testing at the former York Road Landfill.

**Staff Resource:** David Meachum, Engineering & Property Management

# **Budget Ordinance**

■ The budget ordinance transfers and consolidates three environmental accounts into one environmental account in order to award the contract. In 1993 voters approved \$27 million in environmental bonds. Aggregate funding in these accounts has dropped to below \$1.0 million and needs to be consolidated. Environmental bonds can only be used to address testing, monitoring, cleanup and other associated environmental costs. A summary of the environmental projects is attached.

#### **Background**

- The City operated the former York Road Landfill between 1968 and 1986.
- Upon closure of landfill operations, the property was converted into the Renaissance Park and Golf Course in the late 1980's.
- In 1992, Park operations were turned over to Mecklenburg County, with the City retaining ongoing responsibility to manage environmental issues associated with the former landfill.

#### Agreement with Hart & Hickman

- Provides environmental engineering services at the City's former York Road Landfill. Contract funds are expected to provide a minimum of three years of site monitoring. Work will include:
  - Ongoing groundwater monitoring and reporting to the state EPA
  - Ongoing monitoring and maintenance of several landfill gas control systems
  - Site studies to mitigate landfill gas migration
  - Renaissance Park ball field inspections
  - Upgrades to Fire Department Emergency Response capabilities

#### **Small Business Opportunity**

Established SBE Goal: 0% Committed SBE Goal: 1.84%

Hart & Hickman is certified by the City as a Small Business Enterprise and committed 1.84% (\$7,000) of the total contract amount to the following certified

SBE: Harvest Environmental Services, Inc.

#### **Funding**

**Environmental Services Capital Account** 

#### **Attachment 17**

**Budget Ordinance** 

Summary of Environmental Projects

# 24. Stream and Wetland Monitoring Services

Action: A. Approve a contract with S&ME, Inc. for \$150,000 for stream and wetland monitoring services, and

B. Authorize the City Manager or her designee to execute three renewals of the contract for \$150,000 each.

**Staff Resource:** Daryl Hammock, Engineering & Property Management

## **Explanation**

 This contract will provide monitoring services for various stream and wetland restoration projects and water quality treatment projects as the need arises.

- The work includes preparation of comprehensive annual reports to detail a project's existing conditions and evaluate project success following construction.
- These reports are required by the US Army Corps of Engineers and North Carolina Department of Environmental and Natural Resources-Water Quality for regulatory compliance with the terms and conditions of a project's approved water quality permit.
- This contract supports the City's Stream and Wetland Mitigation Bank, which
  provides compensatory mitigation credit to public projects that impact streams
  and wetlands.
- The contract will include three renewals contingent upon positive performance by the consultant.
- The total amount requested, including renewals, is \$600,000.

#### **Small Business Opportunity**

Established SBE Goal: 5% Committed SBE Goal: 5%

S&ME has committed 5% (\$7,500) of the total contract amount to the following SBE firms: Sharpe Images, Meade Gunnell, The Survey Company and SEPI.

#### **Funding**

Storm Water Capital Investment Plan

# 25. East Providence Storm Drain Improvements

Action: Approve change order #1 with Sealand Contractors Corporation for \$144,532.50 for East Providence Storm Drain Improvements.

**Staff Resource:** Tim Richards, Engineering & Property Management

# **Change Order #1 with Sealand Contractors Corporation**

- Provides funds for overruns in existing construction contract items needed to complete the project including trench rock removal, backfill material and asphalt paving.
- This change order amount is not in the original project budget; however, funds are available in the Storm Water Flood Control center to cover this overrun.

#### **East Providence Storm Drainage Improvement Project**

- Addresses street and house flooding in the East Providence area located south of McKee Road and east of I-485.
- Initiated based on the severity of drainage problems, citizen service requests and the Charlotte Storm Water Services internal capital project ranking system.
- Construction completion is scheduled for the second guarter of 2006.

#### **Contract History**

- City Council awarded the original contract on April 11, 2005 for \$2,142,922.95.
- Total contract amount to date, including change order #1, is \$2,287,455.45.

## **Small Business Opportunity**

All additional work involved in this change order will be performed by the prime contractor, Sealand Contractors Corporation, and their existing subcontractors. Sealand committed 3.90% (\$5,633.90) of the change order amount to the following SBE firm: H & H Hauling. This change order complies with Section 10.3 of the SBO Program.

#### **Funding**

Storm Water Capital Investment Plan

# 26. South Boulevard Water Main Change Order #1

Action: Approve change order #1 for \$110,488.70 to Sealand Contractors Corp. for additional work on the 24 inch water main along South Boulevard.

**Staff Resource:** Doug Bean, Charlotte-Mecklenburg Utilities

#### **Explanation**

- The original contract amount of \$1,880,032.35 was approved by Council on May 23, 2005.
- Additional funding needed for the following:
  - To minimize traffic delays on South Boulevard, connections to existing water mains moved to side streets, increasing the amount of pipe needed
  - Greater than anticipated amount of backfill was required due to wet trench conditions and the need to quickly reopen South Boulevard

## **Small Business Opportunity**

Additional services represent no new subcontracting opportunities. Work will be performed by the contractor and their existing subcontractors. This change order complies with Section 10.3 of the SBO Program.

#### **Funding**

Water and Sewer Capital Investment Plan

# 27. Sewer Contract-Huntersville Corporate Center Limited Partnership

Action: Approve a five-year reimbursable sewer main contract between the City and Huntersville Corporate Center Limited Partnership.

**Staff Resource:** Doug Bean, Charlotte-Mecklenburg Utilities

#### **Explanation**

- Huntersville Corporate Center Limited Partnership requests a contract for the construction of gravity sewer main to serve new development near the intersection of Old Statesville Road and Alexanderana Road in Huntersville.
- Project begins at the Clark's Creek Outfall, extending in a southwesterly direction along Cane Creek.
- 12,980 linear feet of gravity sanitary sewer main.
- The total estimated cost of this project is \$2,011,900.

#### **Small Business Opportunity**

The SBO Program does not apply to this type of contract. SBO goals will apply to the construction contract to be awarded by City Council when the project has been designed and bid.

# 28. Sewer Contract-Beachwood, LLC

Action: Approve a five-year reimbursable sewer main contract between the City and Beachwood, LLC.

**Staff Resource:** Doug Bean, Charlotte-Mecklenburg Utilities

#### **Explanation**

- Beachwood, LLC requests a contract for the construction of a regional sanitary sewer lift station, force main sewer and gravity sewer to serve new subdivision development on Dorman Road.
- Project includes a new regional sanitary lift station along McAlpine Creek near the southernmost property corner of tax parcel 22150108, which is located in the vicinity of the county line in Pineville.
- 7,400 linear feet of sanitary sewer force main
- 1,200 linear feet of gravity sanitary sewer main
- The total estimated cost of this project is \$840,000.

## **Small Business Opportunity**

The SBO Program does not apply to this type of contract. SBO goals will apply to the construction contract to be awarded by City Council when the project has been designed and bid.

# 29. Appropriate Private Developer Funds

Action: Adopt a budget ordinance appropriating \$890,963 in private developer funds for various traffic signal improvements.

**Staff Resource:** Liz Babson, Transportation

#### **Budget Ordinance**

 The budget ordinance estimates and appropriates \$860,963 in private developer funding for traffic signals and work associated with developer projects. The funding is restricted to these projects.

#### **Explanation**

- The following developers are fully funding traffic signal installations / improvements to mitigate traffic impacts around their respective development projects:
  - Aston Properties contributed \$54,275 to fully fund the design and installation of a traffic signal at the intersection of McKee Road and Weddington Road.
  - Childress Klein Properties contributed \$173,014 to fully fund the installation of a signal at Highway 49 and its Rivergate Shopping Center.
  - Faison contributed \$57,551 to fully fund the installation of a signal at Northlake Centre Parkway/ Alexanderana Road and Mt. Holly-Huntersville Road in connection with the Northlake Mall project.
  - Blakeney Retail, LLC contributed \$262,779 to fully fund the installation of a signal at the intersection of Ardrey Kell Road and Blakeney Heath Road.
  - Blakeney Retail, LLC also contributed \$270,582 to fully fund the installation of a signal at the intersection of Rea Road and Blakeney Park Driveway.
  - Crosland Lions Gate, LLC contributed \$42,762 to fully fund the installation of a signal at the intersection of Erwin Road and Tryon Street.
  - Crosland Ardrey Woods, LLC contributed \$30,000 to fully fund the installation of a signal at the intersection of Ardrey Kell Road and Community House Road.
- The above signals meet the same criteria (warrants) as any other new signal would. These new signals will be on the state system and have already been approved by NCDOT. Because they are in the City, CDOT will be installing and operating these new signals as part of our existing signal systems in the area
- The payments made by the developers are in response to estimates of work prepared by CDOT and supplied to the developer for payment. Since the above signals will be on the state system streets, the NCDOT will receive the monthly electrical bills for the signals. The City will maintain the signals in accordance with Quarterly Maintenance Agreements C & D and be reimbursed for the maintenance work that is done.

#### **Funding**

Transportation Capital Investment Plan

#### **Attachment 18**

**Budget Ordinance** 

# 30. Municipal Agreement-Charlotte Bicycle Master Plan

**Action:** 

- A. Adopt a resolution authorizing the Transportation Key Business Executive to execute a municipal agreement with the North Carolina Department of Transportation for development of a comprehensive bicycle plan through the 2005 NCDOT Bicycle and Pedestrian Planning Grant Initiative, and
- B. Adopt a budget ordinance appropriating \$75,000 in NCDOT Bicycle Master Plan Grant Funds.

**Staff Resource:** Ken Tippette, Transportation

#### **Explanation**

- The NCDOT has awarded a matching grant to the City of Charlotte in the amount of \$75,000 to develop a comprehensive bicycle plan.
- A municipal agreement is required to be executed and a resolution approved in order to receive the funding from NCDOT.
- The Bicycle Master Plan will provide a comprehensive overview of all bicycle policies, needs, priorities and opportunities for improvement in continuing to make Charlotte friendlier to bicycle transportation.
- NCDOT will reimburse the City 50% of the approved actual costs in an amount not to exceed \$75,000.
- The total cost of the Plan is expected to be \$150,000.
- The format and cost sharing philosophy is consistent with past municipal agreements.

#### **Funding**

Transportation Capital Investment Plan

#### **Attachment 19**

Resolution

**Budget Ordinance** 

# 31. Municipal Agreement-Congestion Mitigation and Air Quality Grant and Budget Ordinance

**Action:** 

- A. Approve a resolution authorizing the Transportation Key Business Executive to execute a Municipal Agreement with the North Carolina Department of Transportation (NCDOT) to receive Congestion Mitigation and Air Quality (CMAQ) funds for two intersection improvement projects, and
- B. Adopt a budget ordinance appropriating \$540,000 in CMAQ grant funding.

**Staff Resource:** Andy Grzymski, Transportation

#### **Explanation**

- The Mecklenburg-Union Metropolitan Planning Organization (MUMPO) and the North Carolina Department of Transportation (NCDOT) have approved the City's request for CMAQ funding to construct right-turn lanes at the intersections of Tyvola Road and Old Pineville Road, and Woodlawn Road and Old Pineville Road as part of the South Corridor Infrastructure Program.
- NCDOT will reimburse to the City up to \$540,000 of the total project costs of \$675,000.
- The City will provide \$135,000 and cover any additional costs that exceed the federal (CMAQ) amount of \$540,000.

#### **Funding**

Transportation Capital Investment Plan

#### **Attachment 20**

Resolution Budget Ordinance

# 32. Airport Concourse E Paving Contract Change Order

Action: Approve a change order to Rea Contracting LLC of Charlotte, North Carolina in the amount of \$717,558.38 for additional concrete and asphalt paving.

**Staff Resource:** Jerry Orr, Aviation

#### **Explanation**

- In October 2004 Council awarded a contract to Rea Contracting LLC in the amount of \$5,904,267.78 for paving and fueling system installation for expansion of Concourse E.
- This change order will increase the amount of paving and fueling line work to accommodate additional expansion.
- This change order will also provide additional paving on the public cargo ramp.

## **Disadvantaged Business Enterprise**

Established DBE Goal: 10% Committed DBE Goal: 10%

#### **Funding**

Aviation Capital Investment Plan

# 33. Airport East Parking Deck Change Order

Action: Approve a change order in the amount of \$177,134 to Shelco, Inc. of Charlotte, North Carolina for construction of the East Daily Parking Deck.

#### **Explanation**

- In November 2005 Council awarded a contract to Shelco for the construction of the East Daily parking deck.
- This change order will modify the existing shuttle bus roadway to accommodate customer pick-up/drop-off at both decks.

## **Small Business Opportunity**

All additional work involved in this change order will be performed by the Prime Contractor, Shelco, Inc., and their existing subcontractors, Granite Contracting and Dakota Construction Company. This change order complies with Section 10.3 of the SBO program.

#### **Funding**

Aviation Capital Investment Plan

# 34. Property Transactions

Action: Approve the following property acquisitions (A-G) and adopt the condemnation resolutions (H-K).

NOTE: Condemnation Resolutions are on file in the City Clerk's Office.

#### **Acquisitions**

A. Project: 2005 Annexation - Steele Creek South Area Sanitary

Sewer, Parcel #9

Owner(s): Philip L. Benfield And Wife, Nancy Jo O. Benfield

Family Limited Partnership

Property Address: 14816 Steele Creek Road

**Property to be acquired:** 11,603 sq. ft. (.266 ac.) in Sanitary Sewer Easement, plus 21,624 sq. ft. (.496 ac.) in Temporary

Construction Easement Improvements: None Landscaping: None Purchase Price: \$12,100

Remarks: Compensation was established by independent, certified

appraisals in the area.

Zoned: R-3

Use: Single Family Residential - Rural Acreage

**Tax Code:** 219-121-02

Total Parcel Tax Value: \$745,200

B. Project: Cindy Lane Extension, Parcel # 9Owner(s): Eastwood Development Corporation

Property Address: 3823 Nevin Road

**Property to be acquired:** 108,914.94 sq. ft. (2.500 ac.) in Fee Simple, plus 12,236.79 sq. ft. (.281 ac.) in Storm Drainage Easement, plus 3,027.97 sq. ft. (.070 ac.) in Utility Easement, plus 111,840.34 sq. ft. (2.567 ac.) in Temporary Construction Easement

Improvements: None Landscaping: None Purchase Price: \$13,805

Remarks: Compensation was established by independent, certified

appraisals in the area. **Zoned:** R-5(CD) **Use:** Rural Homesite **Tax Code:** 045-291-04

Total Parcel Tax Value: \$2,030,100

C. Project: Morgan Street Capital Improvement Projects, Parcel #41 Owner(s): Harvey W. Gouch, Sr. And Wife, Louise G. Gouch

Property Address: 4200 Hovis Road

**Property to be acquired:** None. Compensation represents the reimbursement for lost rental income as a result of the extension in term of the Temporary Construction Easement, as well as damages that occurred as a result of construction

Improvements: None Landscaping: None

**Purchase Price:** \$35,918

Remarks: Compensation was negotiated with Storm Water

Services.

Zoned: R22MF

Use: Mobile Home Subdivision Tax Code: 063-107-13 & 14 Total Parcel Tax Value: \$722,800

**D. Project:** Nevin Road Extension, Parcel # 4

Owner(s): Mallard Square Townhome Condo Homeowners

Association, Incorporated

**Property Address:** Royal Celadon Way

**Property to be acquired:** 1,344 sq. ft. (.031 ac.) in Fee Simple, plus 820 sq. ft. (.019 ac.) in Storm Drainage Easement, plus 3,162 sq. ft. (.073 ac.) in Sidewalk and Utility Easement, plus 21,971 sq.

ft. (.504 ac.) in Temporary Construction Easement

Improvements: None Landscaping: None Purchase Price: \$12,000

Remarks: Compensation was established by an independent,

certified appraisal and appraisal review and fence.

Zoned: R-17MF Use: Condominium Tax Code: 043-201-03

Total Parcel Tax Value: \$108,200

E. Project: North Tryon Streetscape Project, Parcel # 2

**Owner(s):** Vien Chi Chau, Phuong Thi Vuu, Nam My Chau, Van My Ngo, Tam My Chau, And Lien My Chau Quach (As Equal

Tenants In Common)

**Property Address:** 4410 North Tryon Street

**Property to be acquired:** 10,803 sq. ft. (.248 ac.) in Sidewalk and Utility Easement, plus 14,587 sq. ft. (.335 ac.) in Temporary

Construction Easement Improvements: None Landscaping: None Purchase Price: \$21,000

Remarks: Compensation was established by an independent,

certified appraisal and appraisal review.

Zoned: B-1S(CD) Use: Commercial Tax Code: 091-051-46

**Total Parcel Tax Value:** \$3,401,500

**F. Project:** South Corridor Infrastructure Project: Old Pineville Road

Extension-A, Parcel # 100

Owner(s): Victory Christian Center

Property Address: 801 East Arrowood Road

**Property to be acquired:** 85,963 sq. ft. (1.973 ac.) in Fee Simple, plus 41,444 sq. ft. (.951 ac.) in Temporary Construction Easement

Improvements: None Landscaping: None Purchase Price: \$354,100

**Remarks:** Compensation was established by two independent,

certified appraisals and an appraisal review.

Zoned: B-1S(CD) Use: Commercial Tax Code: 205-231-03

**Total Parcel Tax Value:** \$6,744,600

**G. Project:** South Corridor Infrastructure Project: Old Pineville Road

North (Exmore - South), Parcel # 313

Owner(s): John A. Burwell And Wife, Marcia O. Burwell

**Property Address:** Old Pineville

**Property to be acquired:** 1,180 sq. ft. (.027 ac.) in Fee Simple, plus 12,734 sq. ft. (.292 ac.) in Existing Right-of-way, plus 552 sq. ft. (.013 ac.) in Storm Drainage Easement, plus 16 sq. ft. in Utility Easement, plus 11,777 sq. ft. (.270 ac.) in Temporary Construction

Easement

Improvements: None

**Landscaping:** None **Purchase Price:** \$13,725

Remarks: Compensation was established by an independent,

certified appraisal and appraisal review.

**Zoned:** I-2 **Use:** Industrial

**Tax Code:** 149-073-18

**Total Parcel Tax Value:** \$34,700

#### **Condemnations**

H. Project: Briar Creek Relief Sewer Phase I, Parcel # 4

Owner(s): Village On The Park Association, Inc., Et Al. And Any

Other Parties Of Interest

Property Address: 40151 Cranford Drive

**Property to be acquired:** Total Combined Area of 4,666 sq. ft.

(.107 ac.) of Permanent Access Easement

Improvements: None Landscaping: None Purchase Price: \$10,200

**Remarks:** Compensation was established by two independent, certified appraisals and an appraisal review. City staff has yet to

reach a negotiated settlement with the property owner.

Zoned: R-22MF Use: Condominium Tax Code: 171-241-36

Total Parcel Tax Value: \$1,338,000

I. Project: Fred D. Alexander Boulevard - Section C, Parcel # 36 Owner(s): James W. Torrence, Jr., Jay Torrence, A/K/A, James Woodrow Torrence, Jr. Et Ux, Rebekah W. Torrence And Any

Other Parties Of Interest

Property Address: 6501 Brookshire Boulevard

**Property to be acquired:** Total Combined Area of 51,882 sq. ft. (1.191 ac.) of Fee Simple, plus Existing Right-of-way, plus

**Temporary Construction Easement** 

**Improvements:** None **Landscaping:** None **Purchase Price:** \$242,750

**Remarks:** Compensation was established by an independent, certified appraisal and an appraisal review. City staff has yet to

reach a negotiated settlement with the property owner.

**Zoned:** I-2 **Use:** Industrial

**Tax Code:** 035-211-12

**Total Parcel Tax Value:** \$132,000

**J. Project:** Idlewild Road (Mint Hill-Matthews) 12801, 12925 – 8"

Sanitary Sewer, Parcel # 10

Owner(s): Steven G. Haynie And Wife, Judy B. Haynie And Any

Other Parties Of Interest

**Property Address:** 12817 Idlewild Road

**Property to be acquired:** Total Combined Area of 1,000 sq. ft.

(0.0230 ac.) of Temporary Construction Easement

**Improvements:** None **Landscaping:** None **Purchase Price:** \$225

**Remarks:** Compensation was established by two independent, certified appraisals and an appraisal review. City staff has yet to

reach a negotiated settlement with the property owner.

Zoned: R

Use: Rural Homesite Tax Code: 135-331-48

Total Parcel Tax Value: \$112,400

**K. Project:** West Morehead Streetscape, Parcel # 28

Owner(s): Triple G. Automotive, Inc. And Any Other Parties Of

Interest

Property Address: 1600 West Morehead Street

**Property to be acquired:** Total Combined Area of 1,933 sq. ft. (.044 ac.) of Sidewalk and Utility Easement, plus Temporary

Construction Easement Improvements: None Landscaping: None Purchase Price: \$19,675

**Remarks:** Compensation was established by an independent, certified appraisal and appraisal review. City staff has yet to reach

a negotiated settlement with the property owner.

Zoned: I-1 Use: Commercial Tax Code: 067-031-01

Total Parcel Tax Value: \$168,900

# 35. Meeting Minutes

Action: Approve the titles, motions and votes reflected in the Clerk's record as the minutes of:

- January 3, 2006 Workshop

- January 9, 2006 Business meeting
- January 17, 2006 Zoning meeting