

City of Charlotte

Charlotte-Mecklenburg Government Center
600 East 4th Street
Charlotte, NC 28202



Meeting Agenda

Monday, November 9, 2015

Council Chambers

City Council Business Meeting

Mayor Daniel Clodfelter
Mayor Pro Tem Michael Barnes
Council Member Al Austin
Council Member John Autry
Council Member Ed Driggs
Council Member Claire Fallon
Council Member David Howard
Council Member Patsy Kinsey
Council Member Vi Lyles
Council Member LaWana Mayfield
Council Member Greg Phipps
Council Member Kenny Smith



City of Charlotte
Meeting Agenda
City Council Business Meeting

Charlotte-
Mecklenburg
Government
Center
600 East 4th
Street
Charlotte, NC
28202

Monday, November 9, 2015, 5:00 P.M.

- 1. Mayor and Council Consent Item Questions 2
- 2. Charlotte-Mecklenburg Police Department Crime Fighting Strategy 3
- 3. U.S Department of Transportation Ladders of Opportunity Program..... 4
- 4. Proposed 2016 Federal Legislative Agenda 5
- 5. Answers to Mayor and Council Consent Item Questions 7
- 6. Closed Session 8

Introductions

Invocation

Pledge of Allegiance

7:00 P.M. AWARDS AND RECOGNITION

- 7. Glitter Print Paints Charlotte Purple Day Proclamation 9
- 8. Native American Heritage Month Proclamation..... 10
- 9. The Charlotte Chapter of the Links, Incorporated Day Proclamation 11

CONSENT

- 10. Consent agenda items 17 through 50 may be considered in one motion except for those items removed by a Council member. Items are removed by notifying the City Clerk. 12

POLICY

- 11. City Manager’s Report 13

BUSINESS

- 12. Appointment to the Business Advisory Committee 14
- 13. Appointment to the Citizens’ Transit Advisory Group 29
- 14. Appointment to the Housing Advisory Board of Charlotte-Mecklenburg 40
- 15. Appointment to the Neighborhood Matching Grants Fund Review Team 51
- 16. Mayor and City Council Topics 64

CONSENT

- 17. 2014 Homeland Security Grant Program 65
- 18. Rapid Extraction Water Sampling System..... 77

19.	Bicycle Suitability Mapping.....	79
20.	Utility Tree Removal Services.....	81
21.	Land Purchase for Tree Canopy Preservation Program.....	82
22.	Scaleybark Development Agreement Amendment.....	85
23.	Municipal Agreement for Tuckaseegee, Berryhill, and Thrift Roads Roundabout Project ...	87
24.	North Summit Avenue Storm Drainage Improvement Project.....	91
25.	Reedy Creek Stream Restoration Project.....	93
26.	Media Buying Services for Charlotte Water Educational Media Campaign.....	96
27.	Sewer Rehabilitation in the CityLYNX Gold Line Phase Two Corridor.....	98
28.	CityLYNX Gold Line Streetcar Vehicle Parts.....	100
29.	LYNX Blue Line Light Rail Vehicle Spare Parts.....	101
30.	LYNX Blue Line Grade Crossing Repair.....	103
31.	LYNX Light Rail Vehicle Replacement Wheels.....	106
32.	CATS Safety Systems Maintenance Services for Maintained Facilities.....	108
33.	CATS Bus Alternator and Starter Repair Service.....	110
34.	Airline Training Facility Design Services Contract.....	111
35.	Airport Main Data Center Utilities Upgrade Design Contract.....	113
36.	Airport Lightning Detection System Upgrade.....	115
37.	Airport Vehicle Maintenance Facility Design Contract.....	118
38.	Airport Baggage Screening System Design / West Terminal Expansion Contract Amendment	121
39.	Resolution of Intent to Abandon Two Residual Portions of Brixham Hill Avenue.....	122
40.	Resolution of Intent to Abandon Two Unopened Alleyways between E. 16th Street and E. 18th Street.....	125
41.	Public Auction for Police Unclaimed Property.....	128
42.	Meeting Minutes.....	131
43.	In Rem Remedy: 501 Frank Drive.....	132
44.	In Rem Remedy: 1937 1,2 Terrybrook Lane.....	139
45.	Sale of Property: 1915 Vernon Drive.....	146
46.	Property Transactions - 10th/Central/Louise Pedestrian Improvements, Parcel #3.....	150
47.	Property Transactions - Briar Creek Relief Sewer Phase III, Parcel #123.....	151

- 48. Property Transactions - Nevin/Gibbon Road Sidewalk, Parcel #29 and #30 152
- 49. Property Transactions - South Tryon Street Sidewalk Improvements, Parcel #23 153
- 50. Property Transactions - Baucom Road Connector, Parcel #2 154

REFERENCES

- 51. Reference - Charlotte Business INClusion Policy 155
- 52. Reference - Property Transaction Process 158
- 53. Reference - Property Acquisitions and Condemnations 159



City of Charlotte

Charlotte-Mecklenburg
Government Center
600 East 4th Street
Charlotte, NC 28202

Agenda Date: 11/9/2015

Agenda #: File #: 15-1892 **Type:** Dinner Briefing

CITY COUNCIL MEETING Monday, November 9, 2015

In addition to the previously advertised public hearing items, Departments have asked that the time sensitive items listed below not be deferred.

Item#	Title
17	2014 Homeland Security Grant Program



Agenda Date: 11/9/2015

Agenda #: 1. **File #:** 15-1827 **Type:** Dinner Briefing

Mayor and Council Consent Item Questions

Staff Resource(s):

Hyong Yi, City Manager's Office

Time: 5 minutes

Synopsis:

Mayor and Council may ask questions about Consent agenda items. Staff will address questions at the end of the dinner meeting.



Agenda Date: 11/9/2015

Agenda #: 2. **File #:** 15-1871 **Type:** Dinner Briefing

Charlotte-Mecklenburg Police Department Crime Fighting Strategy

Staff Resource(s):

Chief Kerr Putney, Police

Time: 45 minutes

Explanation

During the presentation, Chief Putney will discuss the current state of public safety and the Charlotte-Mecklenburg Police Department's overall crime fighting strategy.

Future Action

The presentation is for information only.



Agenda Date: 11/9/2015

Agenda #: 3. **File #:** 15-1858 **Type:** Dinner Briefing

U.S. Department of Transportation Ladders of Opportunity Program

Staff Resource(s):

Debra Campbell, City Manager's Office
Danny Pleasant, Transportation
Ed McKinney, Planning

Time: 15 minutes

Explanation

- Staff will provide an overview on the status, goals, and objectives of the U.S. Department of Transportation (USDOT) Ladders of Opportunity Transportation Empowerment Pilot initiative.
- The City of Charlotte along with the cities of Atlanta, Indianapolis, Phoenix, Baltimore, Baton Rouge, and Richmond were selected by USDOT to participate in this program.
- The program provides technical assistance and administrative support by convening public and private entities to advance game-changing community revitalization projects planned or underway along major transit corridors.
- The City's project focuses along phase 2 of the CityLYNX Gold Line from the Charlotte Transportation Center to Johnson C. Smith University.

Future Action

The presentation is for information only.



Agenda Date: 11/9/2015

Agenda #: 4. **File #:** 15-1806 **Type:** Dinner Briefing

Proposed 2016 Federal Legislative Agenda

Committee Chair:

Ed Driggs

Staff Resource(s):

Ron Kimble, City Manager's Office
Dana Fenton, City Manager's Office

Time: 15 minutes

Explanation

- Annually, the City Council prepares a Federal Legislative Agenda to communicate its policy preferences to the U.S. Congress. The U.S. Congress will convene in January 2016.
- The Intergovernmental Relations Committee met on October 19 to discuss federal issues likely to be before the U.S. Congress in 2016 and to recommend a proposed 2016 Federal Legislative Agenda to the City Council.
- The proposed Agenda addresses the need to:
 - Commission the new Airport Control Tower by 2019;
 - Secure federal resources to develop the Applied Innovation Corridor;
 - Reauthorize the federal Surface Transportation Program; and
 - Support continuation of federal resources for the build-out of the 2030 Transit System Plan.

Committee Action

- On October 19, 2015, the Intergovernmental Relations Committee voted unanimously (Driggs, Fallon, Howard, Mayfield, and Smith) to approve the 2016 Federal Legislative Agenda.

Future Action

- The City Council will be requested to adopt the Proposed 2016 Federal Legislative Agenda at the Council Business Meeting on November 23, 2015.
- The approved 2016 Federal Legislative Agenda will be the primary vehicle for discussions with the City's Congressional Delegation in 2016, especially for discussions to be scheduled during the National League of Cities Congressional City Conference from March 5-9, 2016.

Attachment

Proposed 2016 Federal Legislative Agenda



PROPOSED 2016 FEDERAL LEGISLATIVE AGENDA

Airport Control Tower

- Continue working with Congress and the Administration to commission the new airport control tower by 2019

Applied Innovation Corridor

- Explore partnerships with the private and not-for-profit sectors and colleges and universities in identifying and securing federal resources for the development of the Applied Innovation Corridor

Surface Transportation Program

- Support reauthorization of the surface transportation program

2030 Transit System Plan

- Continue working with Congress and the Administration to secure federal resources for the build-out of the 2030 Transit System Plan



Agenda Date: 11/9/2015

Agenda #: 5. **File #:** 15-1828 **Type:** Dinner Briefing

Answers to Mayor and Council Consent Item Questions

Staff Resource(s):

Hyong Yi, City Manager's Office

Time: 10 minutes

Synopsis

Staff responses to questions from the beginning of the dinner meeting.



Agenda Date: 11/9/2015

Agenda #: 6. **File #:** 15-1760 **Type:** Dinner Briefing

Closed Session

Action:

Adopt a motion pursuant to North Carolina General Statute 143-318.11(a)(4) to go into closed session to discuss matters relating to the location of an industry or business in the City of Charlotte, including potential economic development incentives that may be offered in negotiations.



City of Charlotte

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Agenda Date: 11/9/2015

Agenda #: 7. **File #:** 15-1767 **Type:** Awards and Recognitions

Glitter Print Paints Charlotte Purple Day Proclamation

Mayor Clodfelter will proclaim November 19, 2015, as Glitter Print Paints Charlotte Purple Day in recognition of the 66 million individuals, around the world, who are affected by Epilepsy.



Agenda Date: 11/9/2015

Agenda #: 8. **File #:** 15-1768 **Type:** Awards and Recognitions

Native American Heritage Month Proclamation

Mayor Clodfelter will read a proclamation recognizing the month of November as Native American Heritage Month.



Agenda Date: 11/9/2015

Agenda #: 9.**File #:** 15-1847 **Type:** Awards and Recognitions

The Charlotte Chapter of the Links, Incorporated Day Proclamation

Mayor Clodfelter will read a proclamation recognizing November 13, 2015, as The Charlotte Chapter of the Links, Incorporated Day.



City of Charlotte

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600 East 4th Street
Charlotte, NC 28202

Agenda Date: 11/9/2015

Agenda #: 10. **File #:** 15-1833 **Type:** Consent Item

Consent agenda items 17 through 50 may be considered in one motion except for those items removed by a Council member. Items are removed by notifying the City Clerk.

Consideration of Consent Items shall occur in the following order:

- A. Consideration of Consent Items that have not been pulled, and
- B. Consider of Consent Items with citizens signed up to speak to the item.



City of Charlotte

Charlotte-Mecklenburg
Government Center
600 East 4th Street
Charlotte, NC 28202

Agenda Date: 11/9/2015

Agenda #: 11. **File #:** 15-1829 **Type:** Policy Item

City Manager's Report



Agenda Date: 11/9/2015

Agenda #: 12.**File #:** 15-1777 **Type:** Appointment

Appointment to the Business Advisory Committee

Action:

Vote on blue paper ballots and return to Clerk at dinner.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for an unexpired term beginning immediately and ending April 28, 2017.
 - Laurence Bibbs by Council members Autry, Fallon, and Lyles.
 - Mary Boyd by Council members Howard and Mayfield.
 - Amanda Brown by Council member Smith.
 - Mark Freitch by Council members Barnes and Driggs.
 - Nathaniel Lewis by Council member Phipps.

Attachment


Business Advisory Committee Applicants






City of Charlotte, NC

BUSINESS ADVISORY COMMITTEE


BOARD DETAILS






OVERVIEW

 **SIZE** 20 Seats
 **TERM LENGTH** 3 Year
 **TERM LIMIT** 2 Terms

Membership - Original appointments were made to expire on staggered basis-one,two and three year terms. Terms thereafter are for three years with no member serving more than two consecutive terms. Six members appointed by City Council; five members recommended by the Charlotte Chamber (one from each Area Council) and affirmed by City Council; one member recommended by the Manufacturer's Council and affirmed by City Council; and one member recommended by the Arrowood Association and affirmed by City Council. Mayor appoints Chair.



CONTACT

 **Natasha Warren**
 (704) 336-3980
 nwarren@ci.charlotte.nc.us

On December 13, 2010, City Council changed the structure of the Committee to add a specific focus on small business. These changes increased the committee members from thirteen (13) to twenty (20) with membership from designated industry sectors, including energy, financial services, health care, technology and transportation/logistics. The seats held by Arrowood Association and the Manufacturer's Council were removed with their representation now thru either the chamber or the industry sectors. The focus on small businesses was increased by adding members from the Hispanic Contractors Association. Additional small business focus includes representation from the National Association of Women Business Owners, Charlotte-Mecklenburg Black Chamber of Commerce, Charlotte-Mecklenburg Latin-American Chamber of Commerce, the Carolinas Asian-American Chamber of Commerce and the Metrolina Native American Association.

Responsibilities -

Provide recommendations and advice to Council on ways the City can help business in Charlotte, with a particular emphasis on small businesses; Provide a forum for businesses to raise issues, discuss and have input into City policy responses to these issues; Provide input and recommendations on the City's Economic Development Focus Area Plan, with a particular emphasis on small business development; city contracting programs; revitalization of distressed business districts; business recruitment, retention and expansion efforts; public/private partnership projects; and business customer service; Keep City Council and City Department Managers abreast of conditions in the business community and how these conditions might affect business-government relations and needs for public services.

MEMBERSHIP BREAKDOWN



DETAILS

2 by Mayor; 6 by City Council (12 City Council appointments with recommendations from the following: 1 Carolinas Asian-American Chamber of Commerce recommendation, 1 Charlotte-Mecklenburg Black Chamber of Commerce recommendation, 1 Charlotte-Mecklenburg Latin-American Chamber of Commerce recommendation, 1 Hispanic Contractors Association recommendation, 1 Metrolina Minority Contractors Association recommendation, 1 National Association of Women Business Owners recommendation, 5 Chamber of Commerce recommendations)

MEETING INFORMATION

Meeting Day - 3rd Friday monthly
Meeting Time - 8:00 a.m.

ENACTING RESOLUTION

**ENACTING RESOLUTION
WEBSITE**

ADDITIONAL INFORMATION



City of Charlotte, NC

BUSINESS ADVISORY COMMITTEE

BOARD ROSTER



MILAGRITOS AGUILAR
1 Term May 12, 2014 - Apr 28, 2017

Email: milagritaguil@aol.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category Certified Sbe Recommended By Hispanic Contractors Association For Appointment By City Council
Appointed by City Council



JULIE AYERS
1 Term May 12, 2014 - Apr 28, 2017

Email: julie@cparesults.net

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category Recommended By The National Association Of Women Business Owners For Appointment By City Council
Appointed by City Council



WALTER BAUCOM II
2 Term Feb 14, 2011 - Apr 28, 2017

Email: baucomgroup@carolina.rr.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category Recommended By The Metrolina Native American Association For Appointment By City Council
Appointed by City Council



MANUEL BETANCUR
Partial Term Aug 25, 2015 - Apr 30, 2016

Email: manolobetancur@gmail.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by Mayor



NIMISH BHATT
2 Term Jan 24, 2011 - Apr 28, 2017

Email: nimishbhatt@bellsouth.net

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category Recommended By The Asian American Chamber Of Commerce For Appointment By City Council
Appointed by City Council



EDWARD BRYANT
1 Term Apr 29, 2014 - Apr 28, 2017

Email: ed.bryant@coedelectrical.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category Certified Sbe Recommended By Metrolina Minority Contractors Association For Appointment By City Council
Appointed by City Council



LEE M COCHRAN
1 Term Apr 27, 2015 - Apr 28, 2018

Email: lcochran@laurelstreetres.com

Position Board Member
Category None
Appointed by City Council



JULIO COLMENARES
2 Term Jan 24, 2011 - Apr 28, 2017

Email: julio@cgrcreative.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category Recommended By The Latin American Chamber Of Commerce For Appointment By City Council
Appointed by City Council



VIRGINIA DEATLEY
2 Term Apr 29, 2015 - Apr 28, 2018

Email: ndeatley@mac.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category Recommended By The Charlotte Chamber Of Commerce
Appointed by City Council



SEAN GAUTAM
1 Term Apr 29, 2014 - Apr 28, 2017

Email: sean.gautam@intelligrity.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by City Council



DEALVA W GLENN
Partial Term May 27, 2014 - Apr 28, 2016

Email: dealva@dwilsonagency.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by City Council



ROBERT GRAJEWSKI
1 Term Apr 29, 2015 - Apr 28, 2018

Email: robert.grajewski@gmail.com

Position Board Member
Category Recommended By The Charlotte Chamber Of Commerce
Appointed by City Council



THOMAS HSIAO
1 Term Apr 13, 2015 - Apr 28, 2017

Email: thomash@supergreensolutions.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category Recommended By The Charlotte Chamber Of Commerce
Appointed by City Council



G.WESLEY JONES
2 Term Jun 28, 2010 - Apr 28, 2016

Email: w.jones@aiginc.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category Recommended By The Charlotte Chamber Of Commerce
Appointed by City Council



EDWARD PEUGH
1 Term Apr 29, 2014 - Apr 28, 2017

Email: edwardpeugh@gmail.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by City Council



JOHNNY PHILIPS
1 Term Aug 25, 2015 - Apr 27, 2016

Email: johnny.philips@email.com

Office Government Center Building, 600 E. 4Th Street
Position Chairman
Category None
Appointed by Mayor



WILL RUSSELL
1 Term Apr 27, 2015 - Apr 28, 2018

Email: w.russell78@gmail.com

Position Board Member
Category None
Appointed by City Council



LESTER SELBY
1 Term Apr 29, 2014 - Apr 28, 2017

Email: lester.selby@cmbcc.org

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category Recommended By The Black Chamber Of Commerce For Appointment By City Council
Appointed by City Council



JONATHAN UTRUP

1 Term Apr 29, 2014 - Apr 28, 2017

Email: jonathan.utrup@gmail.com

Office Government Center Building, 600 E. 4th Street
Position Board Member
Category Recommended By The Charlotte Chamber Of Commerce
Appointed by City Council



GREGORY WILEY

1 Term Apr 22, 2013 - Apr 28, 2016

Email: gwiley@optimapa.com

Office Government Center Building, 600 E. 4th Street
Position Board Member
Category None
Appointed by City Council

Application Form

Profile

Laurence _____ E _____ Bibbs _____
First Name Middle Initial Last Name

Email Address

Please provide your mailing address below:

Street Address

Suite or Apt

Charlotte _____ NC _____ 28212 _____
City State Postal Code

Is your mailing address the same as your home address?

If your home address differs from your mailing address, please provide your home address in the field below:

Primary Phone

Alternate Phone

District 5 _____
City Council District

African American _____
Ethnicity

Democrat _____
Political Party

Male _____
Gender

12/21/1984 _____
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

N/A

List any boards you have served on in the past:

N/A

Which Boards would you like to apply for?

Business Advisory Committee, Charlotte Community Capital Loan Fund, Charlotte Housing Authority (B/O)

Why are you interested in serving on these boards/ committees?

Please describe any background or abilities that qualify you to serve on these boards/ committees.

Carolinas Healthcare System _____
Current Employer:

4

Years in current position:

Technical Analyst

Job Title:

Brief description of duties:

• Resolve computer hardware and systems software issues; recommend cloud management tools to clients • Liaises with IS managers and project managers to coordinate delivery and testing schedules • Perform with a solid understanding of business practices and project management • Evaluate system specifications for business requirements • Develop, implement, and prepare most efficient and cost effective solutions to improve business efficiency and productivity • Work closely with management to prioritize business goals and information needs • Conduct implementation, support and inventory control of applications used • Provide the highest level of quality service that exceeds expectations • Possess a high level of technical expertise and clear insights into current business practice

Other employment history:

Laurence Bibbs Charlotte, NC 28212 ☐Cell (704) 562-3761 ☐ bibbs.business@gmail.com Core Qualifications: • Adept at database analysis, computer troubleshooting and upgrading hardware and software. • Keen attention to detail in the identification of potential glitches and threats to performance and security for new applications • Highly efficient in managing and coordinating multiple tasks simultaneously • Exceptional communication skills; ability to understand and interpret the operational needs of business at all levels • In-depth knowledge of private and public cloud architectures • Sharp strategic thinking and problem solving skills with the ability to adapt • Strong leadership skills; coach and train others on business processes along with technical and system issues • Highly skilled in Microsoft Word, Excel, Access, PowerPoint, Publisher, Outlook, Active Directory, networking, building, and troubleshooting computers Education: ITT Technical Institute, Maumee, OH • Associate of Applied Science—Computer Network Systems • Bachelor of Applied Science—Information Systems Security Work Experience: Carolinas Healthcare Systems, Charlotte, NC: IT Systems Analyst (November 2013 - current) • Resolve computer hardware and systems software issues; recommend cloud management tools to clients • Liaises with IS managers and project managers to coordinate delivery and testing schedules • Perform with a solid understanding of business practices and project management • Evaluate system specifications for business requirements • Develop, implement, and prepare most efficient and cost effective solutions to improve business efficiency and productivity • Work closely with management to prioritize business goals and information needs • Conduct implementation, support and inventory control of applications used • Provide the highest level of quality service that exceeds expectations • Possess a high level of technical expertise and clear insights into current business practices Carolinas Healthcare Systems (Associate Staffing), Charlotte, NC: Project Technician (September 2011 – November 2013) • Provided technical consultancy across work streams pertaining to security, networking, and service management • Established objectives, identified priorities and completed assigned work in a timely manner • Monitored technical standards of projects and ensured work stream migration was achievable • Troubleshot components, identified worn or broken parts and implemented replacement strategies as needed ITT Technical Institute, Maumee, OH: System Support Technician (January 2010 – June 2011) • Troubleshot errors or malfunctioning and upgraded the systems regularly • Provided high levels of technical support; monitored, maintained and troubleshot workstations • Collaborated with team members to anticipate technical limitations and glitches and effect smooth system deployments Parker Enterprises, LLC, Toledo, OH: Technology Manager (January 2009 – January 2011) • Researched and analyzed specific, complex technical issues and implemented resolutions. • Designed strategies to achieve optimal outcomes • Managed efficiency of hardware and software components • Managed residential and commercial wiring installation • Lead the implementation and delivery of multiple large scale projects Internships: Owens Community College, Toledo, OH Lab Assistant (December 2005) • Provided computer hardware and software support to Institute students, faculty, and staff. • Troubleshot and diagnosed basic problems with

computer equipment. Performed minor maintenance and repair on equipment, as necessary • Analyzed work efficiency of the computer hardware components to ensure efficiency • Utilized data recovery talents . MGM Communications, Maumee, OH Network Infrastructure Lead • Custom engineered servers and workstations to fit customer needs • Provided data recovery and data backup solutions • Managed firewall and router configuration and supported network maintenance and troubleshooting • Conducted Microsoft Windows Server, Microsoft Exchange server setup and support

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

College

Education:

If you selected 'Other' for education, please specify below.

Additional Education History:

Profile

Mary Boyd
First Name Middle Initial Last Name

[Redacted]
Email Address

Please provide your mailing address below:

[Redacted] [Redacted]
Street Address Suite or Apt

Charlotte NC 28205
City State Postal Code

Is your mailing address the same as your home address?

[Redacted]

If your home address differs from your mailing address, please provide your home address in the field below:

[Redacted]

[Redacted] [Redacted]
Primary Phone Alternate Phone

District 1
City Council District

African American
Ethnicity

Democrat
Political Party

Female
Gender

02/20/1958
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

List any boards you have served on in the past:

Which Boards would you like to apply for?

Business Advisory Committee, Charlotte Community Capital Loan Fund

Why are you interested in serving on these boards/ committees?

I want to use my knowledge in helping Charlotte-Mecklenburg government.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

Boyd's Acctax Consulting LLC
Current Employer:

2 years

Years in current position:

Licence Public Accountant

Job Title:

Brief description of duties:

Developed business start up for accounting, taxation and payroll

Other employment history:

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Application Form

Profile

Amanda B. Brown
First Name Middle Initial Last Name

[Redacted]
Email Address

Please provide your mailing address below:

[Redacted] [Redacted]
Street Address Suite or Apt

Charlotte NC 28211
City State Postal Code

Is your mailing address the same as your home address?

[Redacted]

If your home address differs from your mailing address, please provide your home address in the field below:

[Redacted]

[Redacted] [Redacted]
Primary Phone Alternate Phone

District 5
City Council District

Caucasian/Non-Hispanic
Ethnicity

Prefer Not to Say
Political Party

Female
Gender

05/05/1973
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

List any boards you have served on in the past:

Which Boards would you like to apply for?

Business Advisory Committee, Community Relations Committee (O)

Why are you interested in serving on these boards/ committees?

As a citizen of Charlotte, I am keenly interested in the economic and

Please describe any background or abilities that qualify you to serve on these boards/ committees.

I have worked in public education for 8 years, and corporate America for 11 years. I understand the importance of education for our young people as well as the critical need for economic opportunities for them. Our young people should see Charlotte as a place where they may make their dreams come true.

KPMG LLP
Current Employer:

11

Years in current position:

HR Manager

Job Title:

Brief description of duties:

Work with partners and managing directors in assimilation and integration.

Other employment history:

Fulton County Schools, Atlanta, GA- high school social studies teacher and middle school counselor

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Application Form

Profile

Mark _____ Frietch _____
First Name Middle Initial Last Name

Email Address

Please provide your mailing address below:

Street Address

Suite or Apt

Charlotte _____ NC _____ 28202 _____
City State Postal Code

Is your mailing address the same as your home address?

If your home address differs from your mailing address, please provide your home address in the field below:

Primary Phone

Alternate Phone

District 2 _____
City Council District

Caucasian/Non-Hispanic _____
Ethnicity

Republican _____
Political Party

Male _____
Gender

01/26/1973 _____
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

List any boards you have served on in the past:

Which Boards would you like to apply for?

Business Advisory Committee, Privatization/Competition Advisory Committee

Why are you interested in serving on these boards/ committees?

I am interested in the boards I selected because of my interest in helping Charlotte remain competitive and attractive to organizations looking to relocate here. I also believe the boards have a strong impact on the safety and lives of the citizens. I would welcome the opportunity to serve Charlotte and have an impact on how we grow.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

I have a background in building value propositions for organizations that help them stay competitive in the talent acquisition industry. I feel this background and living in the downtown area provide a perspective that the boards of interest can utilize.

Capital One (Contract Role) _____
Current Employer:

Less than 1

Years in current position:

Recruiter

Job Title:

Brief description of duties:

Recruit Loan Officers to join Capital One in a variety of geographic markets.

Other employment history:

Recruiting projects since 2009. Worked with Companies such as TWC, Wells Fargo, and Ingersoll Rand.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Profile

Nathaniel _____ **Lewis** _____
First Name Middle Initial Last Name

Email Address

Please provide your mailing address below:

Street Address

Suite or Apt

Charlotte _____ **NC** _____ **28202** _____
City State Postal Code

Is your mailing address the same as your home address?

If your home address differs from your mailing address, please provide your home address in the field below:

Primary Phone

Alternate Phone

District 2 _____
City Council District

Caucasian/Non-Hispanic _____
Ethnicity

Democrat _____
Political Party

Male _____
Gender

06/01/1981 _____
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

List any boards you have served on in the past:

Which Boards would you like to apply for?

Business Advisory Committee, Transit Services Advisory Committee

Why are you interested in serving on these boards/ committees?

To put my professional experience to good use in the city I plan to call home for the rest of my life.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

- Columbia Business School MBA - Over 10 years of consulting experience as part of IBM's business transformation group

IBM _____
Current Employer:

11

Years in current position:

Associate Partner

Job Title:

Brief description of duties:

Other employment history:

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:



Agenda Date: 11/9/2015

Agenda #: 13.**File #:** 15-1780 **Type:** Appointment

Appointment to the Citizens' Transit Advisory Group

Action:

Vote on blue paper ballots and return to Clerk at dinner

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for an unexpired term beginning immediately and ending June 30, 2017.
 - Daniel MacRae by Council member Phipps.
 - Robert Padgett by Council members Autry, Barnes, Howard, and Mayfield.
 - Kimberly Rothwell by Council member Driggs.
 - Eric Sanderson by Council member Fallon.

Attachment


Citizens' Transit Advisory Group Applicants






City of Charlotte, NC

CITIZENS' TRANSIT ADVISORY GROUP

BOARD DETAILS


 **OVERVIEW**



-  **SIZE** 13 Seats
-  **TERM LENGTH** 2 Year
-  **TERM LIMIT** 2 Terms

Membership - After the initial term, all terms will be for two years. No publicly elected office holder may serve on this committee. No member may serve more than two consecutive full terms.

The initial terms of the appointees of the Mecklenburg County Board of Commissioners, the Charlotte City Council, the Charlotte-Mecklenburg Board of Education, and the Mayor of the City of Charlotte shall end on June 30, 2001. The initial terms of the appointees of the Towns and the Chairman of the Mecklenburg County Board of Commissioners shall end on June 30, 2002.


Responsibilities - This committee will be an advisory body to The Metropolitan Transit Commission (the MTC members are mayors and Managers from the municipal and county elected bodies that are parties to the Interlocal Agreement.) This committee will review the Chief transit official's proposed two-year operating programs and second-year program adjustment 2004, this committee will perform a comprehensive governance review which shall consider the effectiveness of the Interlocal Agreement and the governance structure established in the Interlocal Agreement as well as other possible governance structures including various forms of transit authority.

 **CONTACT**

-  Wanda Braswell
-  (704) 336-7245
-  wbraswell@ci.charlotte.nc.us

 **MEMBERSHIP BREAKDOWN**

1 Co-Chair by Mayor; 2 by City Council; 1 Co-Chair by County Commission; 2 by County Commission; 1 by Board of Education; 6 by Mecklenburg County Towns

 **MEETING INFORMATION**

Meeting Day - 3rd Tuesday monthly (as needed)
 Meeting Time - 7:30 a.m.
 Meeting Location - Government Center Building/600 East 4th Street
 Time Commitment - 2 hours bi-monthly

ENACTING RESOLUTION

ENACTING RESOLUTION WEBSITE

ADDITIONAL INFORMATION



City of Charlotte, NC

CITIZENS' TRANSIT ADVISORY GROUP

BOARD ROSTER



TREVOR BEAUFORD

1 Term Jul 01, 2015 - Jun 30, 2017

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by Board of Education



JENNIFER BRAGANZA

1 Term Mar 01, 2014 - Jun 30, 2016

Email: jenibraganza@yahoo.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by Town of Pineville



FREDDIE BROWN

1 Term Jul 01, 2015 - Jun 30, 2017

Email: freddie.brown@email.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by County Commission



MATT COVINGTON

2 Term Jul 01, 2015 - Jun 30, 2017

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by County Commission



JANE DUNNE

2 Term Jul 01, 2015 - Jun 30, 2017

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by Town of Mint Hill



FRANK KRETSCHMER II

2 Term Jul 01, 2015 - Jun 30, 2017

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by City Council



JOE RANDOLPH

1 Term Jul 01, 2015 - Jun 30, 2017

Email: joerandolph@live.com

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by City Council



TODD STEISS

2 Term Jul 01, 2015 - Jun 30, 2017

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by Town of Huntersville



ROB WATSON

Office Government Center Building, 600 E. 4Th Street
Position Co-Chair



2 Term Jul 01, 2013 - Jun 30, 2015

Category None
Appointed by County Commission



VACANCY

Office Government Center Building, 600 E. 4Th Street
Position Co-Chair
Category None
Appointed by Mayor



VACANCY

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by Town of Cornelius



VACANCY

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by Town of Davidson



VACANCY

Office Government Center Building, 600 E. 4Th Street
Position Board Member
Category None
Appointed by Town of Matthews

Profile

Daniel _____ **MacRae** _____
First Name Middle Initial Last Name

Email Address

Please provide your mailing address below:

Street Address

Suite or Apt

Charlotte _____ **NC** _____ **28273** _____
City State Postal Code

Is your mailing address the same as your home address?

If your home address differs from your mailing address, please provide your home address in the field below:

Primary Phone

Alternate Phone

District 3 _____
City Council District

African American _____
Ethnicity

Democrat _____
Political Party

Male _____
Gender

09/22/1989 _____
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

List any boards you have served on in the past:

Which Boards would you like to apply for?

Citizens' Transit Advisory Group

Why are you interested in serving on these boards/ committees?

I have been a life long rider of CATS, have an understanding of the system's strengths and weaknesses and have many ideas for improvement.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

Aon Hewitt _____
Current Employer:

Years in current position:

Human Resources/Insurance

Job Title:

Brief description of duties:

Other employment history:

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Application Form

Profile

Robert Padgett
First Name Middle Initial Last Name

[Redacted]
Email Address

Please provide your mailing address below:

[Redacted] [Redacted]
Street Address Suite or Apt

Charlotte NC 28205
City State Postal Code

Is your mailing address the same as your home address?

[Redacted]

If your home address differs from your mailing address, please provide your home address in the field below:

[Redacted]

[Redacted] [Redacted]
Primary Phone Alternate Phone

District 5
City Council District

American Indian/Alaskan Native Aleutian
Ethnicity

Democrat
Political Party

Male
Gender

02/09/1957
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

List any boards you have served on in the past:

Which Boards would you like to apply for?

Bicycle Advisory Committee, Citizens' Transit Advisory Group

Why are you interested in serving on these boards/ committees?

I am interested in the Charlotte Housing Authority primarily because I am disabled, living on a small Social Security stipend, and over half of my monthly check goes to pay rent. The serious lack of affordable housing in Charlotte has been a concern of mine since I left a nursing home in 2010, after the amputation of my right leg.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

I spent over 40 years working as a photojournalist/reporter in the Newspaper and Wire Service. The final 18 years, prior to becoming disabled in 2008, I was employed by Reuters, the international wire service, as their photographer for NS/SC/TN. My undergraduate degrees are in Journalism and Political from Indiana University (1978).

disabled
Current Employer:

6 years

Years in current position:

Photojournalist for Reuters
Newspictures

Job Title:

Brief description of duties:

I was responsible for providing daily coverage of professional sports, and breaking news in the tri-state area. Assignments included Susan Smith, Hurricane Floyd, coverage of the visits of U.S. Presidents George H.W. Bush and William J. Clinton to North Carolina, South Carolina, and Tennessee. Nominated for Pulitzer Prize for Feature Photography in 1980.

Other employment history:

I was hired by my hometown paper, Tipton IN Tribune at the age of 15. I provided pictures to UPI. I was awarded the Hilton U. Brown Scholarship to attend Butler. I was hired by the AP covering Southern Indiana, while finishing my degrees at IU.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Application Form

Profile

Kimberly _____ Rothwell _____
First Name Middle Initial Last Name

Email Address

Please provide your mailing address below:

Street Address

Suite or Apt

Charlotte _____ NC _____ 28226 _____
City State Postal Code

Is your mailing address the same as your home address?

If your home address differs from your mailing address, please provide your home address in the field below:

Primary Phone

Alternate Phone

District 6 _____
City Council District

Caucasian/Non-Hispanic _____
Ethnicity

Republican _____
Political Party

Female _____
Gender

01/30/1956 _____
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

List any boards you have served on in the past:

Which Boards would you like to apply for?

Citizens' Transit Advisory Group, Development Review Board, Planning Commission

Why are you interested in serving on these boards/ committees?

I have time, I care and I have lived through some of the challenges that are facing our city now. I grew up in Newport Beach, California in the 1960-1970's and raised four children from 1979-2011 when it too was growing very fast. I think I can help.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

B.S. from the University of Southern California, I would bring some very good insights, knowledge and wisdom to a changing and growing Charlotte as I grew up in a very similar area and experienced an area that grew quickly.

Self Real Estate Investor _____
Current Employer:

36 years

Years in current position:

Managing Partner

Job Title:

Brief description of duties:

Research, analysis and report on industrial commercial properties. Partake is the decision making to buy and maintain properties. Manage individual properties and write monthly investment reports.

Other employment history:

Property Management - Delta I Trust, CA; Property Manager -Zen Labs, Irvine, CA; Research and Analysis - Boureston Company, CA; Self Employed

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Application Form

Profile

Eric P Sanderson
First Name Middle Initial Last Name

[Redacted]
Email Address

Please provide your mailing address below:

[Redacted] [Redacted]
Street Address Suite or Apt

Charlotte NC 28226
City State Postal Code

Is your mailing address the same as your home address?

[Redacted]

If your home address differs from your mailing address, please provide your home address in the field below:

[Redacted]

[Redacted] [Redacted]
Primary Phone Alternate Phone

District 6
City Council District

Caucasian/Non-Hispanic
Ethnicity

Independent
Political Party

Male
Gender

07/26/1966
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

City of Charlotte Zoning Board of Adjustment Mecklenburg County Industrial Facilities & Pollution Control Financing Authority

List any boards you have served on in the past:

Transit Services Advisory Committee

Which Boards would you like to apply for?

Citizens' Transit Advisory Group

Why are you interested in serving on these boards/ committees?

I am interested in helping the community evaluate and improve transit/transportation systems throughout the City and County. I have served on TSAC and am serving on the Transit Funding Working Group and am involved in other volunteer activities to improve the infrastructure in Charlotte to meet our transportation and development needs.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

I am civil engineer with over 27 years experience working on transit/transportation/infrastructure/development projects in and around Charlotte and I have a passion for this City to help it become a greater world class city.

AECOM
Current Employer:

9

Years in current position:

Program Director

Job Title:

Brief description of duties:

I manage civil and environmental engineering projects throughout the southeastern United States.

Other employment history:

I have worked for several other engineering firms in Charlotte and worked for the City of Charlotte from 1988 to 1993.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:



Agenda Date: 11/9/2015

Agenda #: 14. **File #:** 15-1781 **Type:** Appointment

Appointment to the Housing Advisory Board of Charlotte-Mecklenburg

Action:

Vote on blue paper ballots and return to Clerk at dinner.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a Community representative for a three-year term ending June 30, 2018.
 - Delores Reid-Smith by Council members Barnes, Fallon, and Mayfield.
 - Teresa Sandman by Council members Driggs, Phipps, and Smith.
 - Carrie Cook by Council members Austin, Autry, Howard, and Lyles.

Attachment

Housing Advisory Board of Charlotte-Mecklenburg Applicants



City of Charlotte, NC

HOUSING ADVISORY BOARD OF CHARLOTTE-MECKLENBURG

BOARD DETAILS

OVERVIEW

- SIZE** 19 Seats
- TERM LENGTH** 3 Year
- TERM LIMIT** 2 Terms

Membership - The Community based board to implement the ten year plan to end and prevent homelessness was approved by City Council at their May 24, 2010 meeting.

Initial terms shall be staggered and subsequent terms will be for three years. Members will serve no more than two consecutive full terms with initial terms counting as a full term.

Mayor shall appoint the first Chair who shall serve as Chair for three years. Appointment of Chair shall rotate between City, County and Foundation of the Carolinas.

The City Council (on July 28, 2014) and the Mecklenburg County Board of Commissioners (on August 5, 2014) approved the expansion of the Coalition and amended the responsibilities to include serving as the Governing Board for the Charlotte-Mecklenburg Continuum of Care to be in compliance with the HEARTH Act of 2009.

Mayor shall appoint representatives of non-profit, corporate/economic development and faith-based groups. City Council shall appoint representatives of the general community, affordable housing, donors, financial, real estate, legal, hospitals and a homeless or formerly homeless individual. County Commissioners shall appoint representatives of public safety, education, human services, veterans and school districts. Ex-officio members shall be the Neighborhood and Business Services Director (City), Community Support Services Director (County) and Charlotte Housing Authority CEO.

Effective June 8, 2015, the Charlotte City Council approved to change the Board name from Charlotte-Mecklenburg Coalition for Housing to the Housing Advisory Board of Charlotte-Mecklenburg.

Responsibilities - Principal functions of the Board are to ensure implementation of the Ten Year Plan, which is mandated by HUD and to serve as the governing board for Charlotte-Mecklenburg Continuum of Care. Goals of the Ten Year Plan include facilitating safe and permanent housing for homeless families and individuals; encouraging intensive outreach and engagement; and promoting housing stability for those most at-risk of becoming homeless. Goals of the Continuum of Care include promoting community-wide planning and strategic use of resources to address homelessness; improve coordination and integration with mainstream resources and other programs targeted to people experiencing homelessness; improve data collection and performance measurement; and optimize self-sufficiency among individuals and families experiencing homelessness.



CONTACT

Mary Gaertner
 (704) 432-5495
 mgaertner@ci.charlotte.nc.us

MEMBERSHIP BREAKDOWN 3 by Mayor; 8 by City Council; 5 by County Commission; 3 Ex Officio

MEETING INFORMATION
 Meeting Day - 4th Thursday (Jan, Mar, May, Aug, Oct, Dec)
 Meeting Time - 11:30 a.m.
 Meeting Location - Location varies

DETAILS

Time Commitment - 4 to 6 hours per month

ENACTING RESOLUTION

**ENACTING RESOLUTION
WEBSITE**

ADDITIONAL INFORMATION

Staff asked (in June) that the City Clerk's office hold off on advertising for Ken's position.



City of Charlotte, NC

HOUSING ADVISORY BOARD OF CHARLOTTE-MECKLENBURG

BOARD ROSTER



DENNIS BOOTHE JR.

1 Term Jul 01, 2014 - Jun 30, 2017

Email: dennisjr@gmail.com

Office Varied Locations
Position Board Member
Category Affordable Housing
Appointed by City Council



NANCY CROWN

1 Term Jul 01, 2014 - Jun 30, 2017

Email: nancy.crown@bamf.com

Office Varied Locations
Position Board Member
Category Financial
Appointed by City Council



VANESSA EICHMAN

1 Term Jan 21, 2015 - Jun 30, 2018

Email: vanessam.eichman@cms.k12.nc.us

Office Varied Locations
Position Board Member
Category School District
Appointed by County Commission



DENISE HOWARD

1 Term Jul 01, 2015 - Jun 30, 2018

Email: dhoward@novanthealth.org

Office Varied Locations
Position Board Member
Category Hospitals
Appointed by City Council



BRANDON LOFTON

1 Term Jul 01, 2015 - Jun 30, 2018

Email: blofton@rbh.com

Office Varied Locations
Position Board Member
Category Legal
Appointed by City Council



STACY LOWRY

1 Term N/A - N/A

Email: stacy.lowry@mecklenburgcountync.gov

Office Varied Locations
Category Community Support Services Director (County)
Appointed by Ex Officio



JUSTIN MARKEL

1 Term Jul 01, 2015 - Jun 30, 2018

Office Varied Locations
Position Board Member
Category Homeless/Formally Homeless
Appointed by City Council



MICHAEL MARSICANO

1 Term Jul 01, 2012 - Jun 30, 2015

Office Varied Locations
Position Board Member
Category Nonprofit Organization
Appointed by Mayor



NICOLE MARTIN

1 Term Jul 01, 2014 - Jun 30, 2017

Office Varied Locations
Position Board Member
Category Faith Based
Appointed by Mayor



JOANNE MAZZAFERRO

1 Term Jul 01, 2013 - Jun 30, 2016

Email: josietherealtor@gmail.com

Office Varied Locations
Position Board Member
Category Real Estate Representative
Appointed by City Council



A. FULTON MEACHEM, JR.

1 Term N/A - N/A

Email: fmeachem@cha-nc.org

Office Varied Locations
Category Charlotte Housing Authority (Director)
Appointed by Ex Officio



PATRICK MUMFORD

1 Term N/A - N/A

Email: pmumford@charlottenc.gov

Office Varied Locations
Category City of Charlotte-Neighborhood & Business Services
Appointed by Ex Officio



JOE PENNER

2 Term Jul 01, 2014 - Jun 30, 2017

Office Varied Locations
Position Board Member
Category None
Appointed by County Commission



MIKE RIZER

2 Term Jul 01, 2013 - Jun 30, 2016

Office Varied Locations
Position Board Member
Category Corporate/Economic Development
Appointed by Mayor



MELANIE SIZEMORE

1 Term Jul 01, 2013 - Jun 30, 2016

Email: msizemore@realindex.com

Office Varied Locations
Position Board Member
Category Donor/Philanthropic
Appointed by City Council



KIMBERLY STEPHENS

1 Term Oct 07, 2014 - Jun 30, 2017

Email: kimberly.stephens3@va.gov

Office Varied Locations
Position Board Member
Category Veteran
Appointed by County Commission



ANNABELLE SUDDRETH

2 Term Jul 01, 2013 - Jun 30, 2016

Email: auddreth@childsplace.org

Office Varied Locations
Position Board Member
Category Human Services
Appointed by County Commission



KEN SZYMANSKI

2 Term Jul 01, 2012 - Jun 30, 2015

Email: ken@greatercaa.org

Office Varied Locations
Position Chairman
Category Community
Appointed by City Council



LORI THOMAS

1 Term Jul 01, 2012 - Jun 30, 2015

Office Varied Locations

Position Board Member

Category Education

Appointed by County Commission

Application Form

Profile

Delores _____ Reid-Smith _____
First Name Middle Initial Last Name

Email Address

Please provide your mailing address below:

Street Address

Suite or Apt

Charlotte _____ NC _____ 28215 _____
City State Postal Code

Is your mailing address the same as your home address?

If your home address differs from your mailing address, please provide your home address in the field below:

Primary Phone

Alternate Phone

District 5 _____
City Council District

African American _____
Ethnicity

Democrat _____
Political Party

Female _____
Gender

01/17/1957 _____
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

Community Relations Committee

List any boards you have served on in the past:

Residential Rental Property Review Board

Which Boards would you like to apply for?

Community Relations Committee (O), Housing Advisory Board of Charlotte-Mecklenburg

Why are you interested in serving on these boards/ committees?

As a Certified Property Manager and a National Leasing Professional, I believe my skills and knowledge would benefit this board. I have managed diverse populations and would bring a unique perspective to this board. I have served on the Community Relations Committee's Dr. Martin Luther King, Jr. Planning Committee for many years.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

Past Treasurer PTA Council for Mecklenburg County Past Member of the Carolina Youth Commission Past Chair of the Char/Meck Martin Luther King, Jr. Planning Committee Residential Rental Property Review Board, City of Charlotte 2011 Graduate of Civic 101 Completed Creating Sustainable Community & Faith Based Programs/ HUD Fair Housing/ NC Housing Coalition & Charlotte Apartment Association

Retired _____
Current Employer:

Years in current position:

Job Title:

Brief description of duties:

Other employment history:

Volunteer Coordinator/Democratic National Convention Director of Operations/Property Manager/St. Peter's Homes Office Administrator/Executive Assistant/Community School of the Arts Administrative Manager/Johnson C. Smith University

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Application Form

Profile

Teresa M Sandman
First Name Middle Initial Last Name

[Redacted]
Email Address

Please provide your mailing address below:

[Redacted] [Redacted]
Street Address Suite or Apt

Charlotte NC 28227
City State Postal Code

Is your mailing address the same as your home address?

[Redacted]

If your home address differs from your mailing address, please provide your home address in the field below:

[Redacted]

[Redacted] [Redacted]
Primary Phone Alternate Phone

Mecklenburg County Towns
City Council District

Caucasian/Non-Hispanic
Ethnicity

Republican
Political Party

Female
Gender

12/20/1969
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

Apartment Association of North Carolina – serving on executive board in the position Treasurer National Apartment Association with Affordable Housing Committee National Apartment Association Curriculum Development Booster Club for my daughter’s dance studio with a non-profit 501(C) 3 as Treasurer Alexa Residential, LLC – family owned property management company as President Chairperson for the Apartment Association of North Carolina 2015 Legislation & Education conference – largest multifamily event within North Carolina in 2015 Greater Apartment Association of Charlotte – Government Affairs, Green Committee and Education

List any boards you have served on in the past:

Greater Charlotte Apartment Association PTA Carmel Christian School BNP Residential – VP of Property Management (public company)

Which Boards would you like to apply for?

Housing Advisory Board of Charlotte-Mecklenburg

Why are you interested in serving on these boards/ committees?

Over the past few years I have focused on affordable housing properties and renovating older apartment communities for work force housing residents. One such apartment community is located off on Central Ave called Central Pointe Apartments – this property has gone through renovation and offers the local neighborhood a safe, clean and affordable place to call home. Even though Central Pointe is considered work force housing the City of Charlotte has a greater need for preventing homelessness and I my background of property management will assist the Coalition for Housing in reaching their long-term for preventing homelessness as I truly understand the barriers homeless families are faced with in housing. My background of knowing owner / operators within the multifamily industry and the processes of obtaining housing, working with the community to offer support to homeless families, and the methods involved with the eviction process (courts) can create strategic relationships with the coalition goals.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

As a Director of Property Manager I have an extensive background with multifamily housing with focus on affordable housing, tax credit and Section 8 placement. I can assist the committee in bridging the gap between landlords and the long-term goals of the committee. I have worked in the past with local groups in placing homelessness families, Room at the Inn and have worked with Birthday Blessings to bring birthday celebrations into the school system for homeless children. For the big picture I find it is not enough to move people out of homelessness so we must also focus on keeping people living in market rate properties into

falling into homelessness. When households do not have sufficient resources to cover housing cost and live in high cost housing locations such as Charlotte the need to focus on comprehensive solutions are far more effective and cost-efficient than a temporary fix.

Retired Sept 2015 from Ginkgo Residential

Current Employer:

23 years in property mgmt

Years in current position:

former Director of Property Mgmt

Job Title:

Brief description of duties:

Managed the overall operations for up to 28,500 units of Class A, B, C and affordable housing properties. Duties include developing and overseeing operating budgets and large capital renovations. Prepare forecasts and projections to determine potential of renovation budgets in efforts to position older properties into safe and affordable work force housing. Conducted site inspections and work hand-in-hand with onsite teams for community outreach to improve neighborhood conditions through advocacy, education and legislation.

Other employment history:

Through my relationships within the multifamily industry I have been able to concentrate on housing services to include the following areas for low income residents: summer lunch programs, YMCA swimming programs, mobile dentistry, English as a second language, how to understand the signs of gang activity with young children, computer training for young children and placement on homeless families within apartment communities. Outside of the multifamily industry I have worked with my children's school PTA board on social outreach through volunteering time for community improvement such as feeding the hungry, neighborhood improvement and more. I am also currently working with my children's dance studio as their treasurer for their non-profit.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Graduate School

Education:

If you selected 'Other' for education, please specify below.

Additional Education History:

I am a firm believer in continued education and in 2015 went through the training and test to receive my Housing Credit Certified Professional (HCCP) designation to better understand the process with affordable & tax credit housing. With IREM I have earned my Certified Property Manager license (CPM) and with the National Apartment Association have earned designations to include Certified Apartment Manager (CAM) and Certified Apartment Supervisors (CAPS). Continued education within the real estate industry has allowed me to receive my broker's license for North Carolina, South Carolina, Georgia and Tennessee. Focus on smoke free living within the multifamily industry has allowed me to receive any awards and work alongside many noted industries within North Carolina to educate others on how to remove second hand smoke & potential fire issues within rental properties. In addition to smoke free living I have worked to move rental properties to focus on GREEN initiatives and have won awards from Mecklenburg County "Wipe Out Waste Ambassadors".

Scott Sandman

Spouse's Name:

Barrington Place Apartments

Spouse's Employer

Property Mgr

Spouse's Job Title

Recruited by current Committee Member

How did you find out about the Charlotte Boards and Commissions vacancies?

Business relationship within the industry - Ken Szymanski

Profile

Carrie B Cook
First Name Middle Initial Last Name

[Redacted]
Email Address

Please provide your mailing address below:

[Redacted] [Redacted]
Street Address Suite or Apt

Charlotte NC 28202
City State Postal Code

Is your mailing address the same as your home address?

[Redacted]

If your home address differs from your mailing address, please provide your home address in the field below:

[Redacted]

[Redacted] [Redacted]
Primary Phone Alternate Phone

District 2
City Council District

African American
Ethnicity

Democrat
Political Party

Female
Gender

12/22/1983
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

No city board service currently (FYI - I am an alternate member on stormwater mitigation task force)

List any boards you have served on in the past:

No city board service

Which Boards would you like to apply for?

Housing Advisory Board of Charlotte-Mecklenburg

Why are you interested in serving on these boards/ committees?

Please describe any background or abilities that qualify you to serve on these boards/ committees.

Charlotte Chamber of Commerce
Current Employer:

1

Years in current position:

VP, Government Affairs

Job Title:

Brief description of duties:

Other employment history:

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:



Agenda Date: 11/9/2015

Agenda #: 15.**File #:** 15-1782 **Type:** Appointment

Appointment to the Neighborhood Matching Grants Fund Review Team

Action:

Vote on blue paper ballots and return to Clerk at dinner.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a Neighborhood representative for an unexpired term beginning immediately and ending April 15, 2016.
 - Ryan Deal by Council members Autry, Driggs, Howard, and Smith.
 - Lucille Frierson by Council members Barnes and Phipps.
 - William Hughes by Council members Austin and Lyles.
 - Frank Kretschmer by Council member Fallon.
 - Shannon McKnight by Council member Mayfield.


Attachment




Neighborhood Matching Grants Fund Review Team Applicants



NEIGHBORHOOD MATCHING GRANTS FUND


BOARD DETAILS




 **OVERVIEW**

-  **SIZE** 11 Seats
-  **TERM LENGTH** 2 Year
-  **TERM LIMIT** 2 Terms


Membership - 3 Neighborhood representatives (e.g. neighborhood organization, community development corporation, business association), 2 non-profit sector representatives, 1 school system employee (recommended by the Superintendent of the Charlotte-Mecklenburg School System), 1 City staff representative (recommended by the City Manager's Office). On July 27, 1998, City Council approved the expansion of the City Wide Review Team for large grants from seven (7) members to eleven (11) members. The four new members must include two business representatives and two neighborhood representatives from within the program boundaries.

Responsibilities - To review applications and determine awards, four times per year, for grants between \$10,001 and \$25,000 and to act as an advisory group on issues affecting the Neighborhood Matching Grants Fund.

 **CONTACT**

-  Atalie Zimmerman
-  (704) 336-4594
-  azimmerman@ci.charlotte.nc.us

MEMBERSHIP BREAKDOWN 9 by City Council; 1 by City Manager; 1 Recommended by School Superintendent

 **DETAILS**

MEETING INFORMATION

- Meeting Day - Mar/Apr/May/Oct
- Meeting Time - 12:00 p.m.
- Meeting Location - Old City Hall
- Time Commitment - 12 hours per year

ENACTING RESOLUTION

ENACTING RESOLUTION WEBSITE

ADDITIONAL INFORMATION



City of Charlotte, NC

NEIGHBORHOOD MATCHING GRANTS FUND

BOARD ROSTER



MICHELLE ALLEN
1 Term Apr 16, 2015 - Apr 15, 2017
Email: michelle@mallen-consulting.com

Office Old City Hall
Position Board Member
Category Business Representative
Appointed by City Council



KELLIE ANDERSON
1 Term Apr 16, 2014 - Apr 15, 2016
Email: kelliea.anderson@gmail.com

Office Old City Hall
Position Board Member
Category Non Profit Organization
Appointed by City Council



THOMAS BURCH
1 Term May 12, 2014 - Apr 15, 2016
Email: clttwb@aol.com

Office Old City Hall
Position Board Member
Category Neighborhood Organizational Leader
Appointed by City Council



CLAIR CRAIG-LANE
1 Term Apr 16, 2014 - Apr 15, 2016
Email: claircraig@msn.com

Office Old City Hall
Position Board Member
Category Non Profit Organization
Appointed by City Council



PATRICK DOIEL
Partial Term May 12, 2014 - Apr 15, 2016
Email: patrickw.doiel@cms.k12.nc.us

Office Old City Hall
Position Board Member
Category School Superintendent
Appointed by City Council



KIM GRAHAM
2 Term Apr 16, 2014 - Apr 15, 2016
Email: kgraham@cmihp.org

Office Old City Hall
Position Chairman
Category Business Representative
Appointed by City Council



DOUG JONES
1 Term Apr 16, 2015 - Apr 15, 2017

Office Old City Hall
Position Board Member
Category Neighborhood Representative
Appointed by City Council



KAREN LABOVITZ
2 Term Apr 16, 2014 - Apr 15, 2016
Email: melandkaren1964@yahoo.com

Office Old City Hall
Position Board Member
Category Neighborhood Representative
Appointed by City Council



WILLIAM LAND

Office Old City Hall
Position Board Member



1 Term Jun 09, 2014 - Apr 15, 2016
Email: wcl@landmindconsulting.com

Category Neighborhood Representative
Appointed by City Council



SARA RICHARDS
Partial Term Sep 06, 2013 - Apr 15, 2015
Email: srichards@charlottenc.gov

Office Old City Hall
Position Board Member
Category None
Appointed by City Manager



WILL RUSSELL
1 Term Apr 16, 2014 - Apr 15, 2016
Email: w.russell78@gmail.com

Office Old City Hall
Position Board Member
Category Business Representative
Appointed by City Council

Application Form

Profile

Ryan J Deal
First Name Middle Initial Last Name

[Redacted]
Email Address

Please provide your mailing address below:

[Redacted] [Redacted]
Street Address Suite or Apt

Charlotte NC 28205
City State Postal Code

Is your mailing address the same as your home address?

[Redacted]

If your home address differs from your mailing address, please provide your home address in the field below:

[Redacted]

[Redacted] [Redacted]
Primary Phone Alternate Phone

District 1
City Council District

Caucasian/Non-Hispanic
Ethnicity

Democrat
Political Party

Male
Gender

12/24/1981
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

North Carolina Theatre Conference

List any boards you have served on in the past:

Which Boards would you like to apply for?

Community Relations Committee (O), Neighborhood Matching Grants Fund

Why are you interested in serving on these boards/ committees?

Please describe any background or abilities that qualify you to serve on these boards/ committees.

As a creative individual myself and an employee of the Arts & Science Council for the past 6 years, I will bring a perspective on the role of arts and creativity to address some of our cities most challenging opportunities through both the Community Relations Committee and the Neighborhood Matching Grants Fund. My role at ASC includes primary oversight of our agencies \$7million+ grant making portfolio which includes everything from Operating Grants to major institutions, to small project grants supporting culturally specific events that seek to build appreciation and tolerance of difference throughout the neighborhoods and towns of Mecklenburg County. I am a graduate of the Leadership Development Initiative (a program of CBI) and seek to influence for equity wherever I am able. I have profound respect for difference and believe that increasing my own understanding of alternative narratives makes me a better leader.

Arts & Science Council

Current Employer:

5.5

Years in current position:

Vice President, Cultural & Community Investment

Job Title:

Brief description of duties:

In this role, I am responsible for planning and facilitation of the agencies \$7+ million grant making portfolio which includes general operating support, community project grants, project support for individual artists, and organizational capacity building grants. Additionally, I curate and facilitate the delivery of a menu of workshop and training opportunities that seek to build the capacity of nonprofit arts and culture organizations and entrepreneurial skills for creative individuals in the region.

Other employment history:

Prior to working at ASC, I was employed in the corporate sector in various sales and service positions. These included multifamily real estate management for Crosland, restaurant management for Ruby Tuesday, and a year as a Flight Attendant for US Airways. While I am happy to have found a home working in the nonprofit sector advancing community work that I feel quite passionate about, I carry with me valuable sales and service leanings from the corporate sector; life skills that transcend any one professional position.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

~6.5/7 years ago I was charged with a misdemeanor regarding a bad check. This was due to a singular occurrence for a check less than \$100 that I had written for groceries during a period of unemployment. I worked through the Community Relations office to address the charge and it was dismissed prior to conviction. This event actually catapulted me to take command of my personal finance narrative and I am proud to say that I have since cleared all bad debt from my credit report. I hope that this unfortunate occurrence, turned learned opportunity, will not negatively influence my request for public service.

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Application Form

Profile

Lucille _____ Frierson _____
First Name Middle Initial Last Name

Email Address

Please provide your mailing address below:

Street Address

Suite or Apt

Charlotte _____ NC _____ 28269 _____
City State Postal Code

Is your mailing address the same as your home address?

If your home address differs from your mailing address, please provide your home address in the field below:

Primary Phone

Alternate Phone

District 4 _____
City Council District

African American _____
Ethnicity

Democrat _____
Political Party

Female _____
Gender

08/17/1976 _____
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

List any boards you have served on in the past:

Which Boards would you like to apply for?

Civil Service Board, Neighborhood Matching Grants Fund

Why are you interested in serving on these boards/ committees?

I am interesting in serving on the boards/committees because I feel that I can add value to them as I have a wealth of experience in the education, health and business arena. This opportunity will allow me to foster my engagement with our community.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

I am skilled in method development, validation and facilitation training and evaluation measurements. I have also been a commissioned/non-commissioned public speaker for conventions and workshops which has afforded me opportunities to establish connections and build long lasting relationships. My position in the business arena coupled with my education and experience as a best fit candidate.

Amerisourcebergen Speciality
Group _____
Current Employer:

2.5 years

Years in current position:

Program Manager

Job Title:

Brief description of duties:

Leads and manages a team of 45 in-house and remote associates and provides day-to-day instructions to team members on job responsibilities; conducts performance reviews and rewards positive behavior. Supports associates in their efforts for growth and development. Designs project task plan and standard operating procedures; analyzes progress of tactical issues. Drafts client proposals.

Other employment history:

Identified, developed and conducted team training session, responsible for measuring return on investment via internal company metrics. Prepared and presented reports and analysis relating to billing and reimbursement to clients.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Application Form

Profile

William _____ H _____ Hughes _____
First Name Middle Initial Last Name

Email Address

Please provide your mailing address below:

Street Address

Suite or Apt

Charlotte _____ NC _____ 28216 _____
City State Postal Code

Is your mailing address the same as your home address?

If your home address differs from your mailing address, please provide your home address in the field below:

Primary Phone

Alternate Phone

District 2 _____
City Council District

Asian or Pacific Islander _____
Ethnicity

Democrat _____
Political Party

Male _____
Gender

09/25/1977 _____
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

This may not qualify as a "board." But if it does, I am the President of our neighborhood organization-
Oaklawn Park Community Improvement Organization.

List any boards you have served on in the past:

None

Which Boards would you like to apply for?

Neighborhood Matching Grants Fund

Why are you interested in serving on these boards/ committees?

I'm interested in working on this board because, as a native Charlottean, I am fascinated by the opportunities that exist to make our neighborhoods and communities even greater. And I would love to be a member of the board to ensure the communities of our beloved city reach their full potential.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

I've had the pleasure of being the President of my neighborhood's organization and I enjoy the "diverse intelligence" that only working within a group setting can offer. I have been recognized over the years for being the consummate team player.

goodmortgage.com
Current Employer:

6

Years in current position:

Mortgage Loan Officer

Job Title:

Brief description of duties:

Responsible for ensuring clients are in the perfect mortgage loan for their unique scenario to maximize their net tangible benefit. I help people realize the dream of home ownership!

Other employment history:

I've been in the mortgage industry for over 12 years. I've also worked in food sales and in a management program with Enterprise rent-a-car

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Profile

Frank (Gus) _____ Kretschmer _____
First Name Middle Initial Last Name

Email Address

Please provide your mailing address below:

Street Address

Suite or Apt

Charlotte _____ NC _____ 28214 _____
City State Postal Code

Is your mailing address the same as your home address?

If your home address differs from your mailing address, please provide your home address in the field below:

Primary Phone

Alternate Phone

District 2 _____
City Council District

Caucasian/Non-Hispanic _____
Ethnicity

Independent _____
Political Party

Male _____
Gender

01/30/1956 _____
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

List any boards you have served on in the past:

Which Boards would you like to apply for?

Citizens' Transit Advisory Group, Neighborhood Matching Grants Fund

Why are you interested in serving on these boards/ committees?

I would like give back some of my time back to make Charlotte a better place to live, work, play. It is my civic responsibility.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

Completed my first term on the Citizens Transit Advisory Group and look forward to another term and possible serve on another board/committee.

Infrastructure Consulting & Engineering _____
Current Employer:

3

Years in current position:

Utility Coordination Manager

Job Title:

Brief description of duties:

Supervise utility coordinators, CAD technicians & manage sub-consultants to coordinate relocation of aerial & underground utilities for Design/Build Road/Bridge Projects. Coordinate railroad agreements for Right-of-Entry, Preliminary Engineering and Construction Agreements for Road/Bridge Projects.

Other employment history:

Project engineer for road?bridge projects, retired US Army.

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:

Application Form

Profile

Shannon _____ W _____ McKnight _____
First Name Middle Initial Last Name

Email Address

Please provide your mailing address below:

Street Address

Suite or Apt

Charlotte _____ NC _____ 28208 _____
City State Postal Code

Is your mailing address the same as your home address?

If your home address differs from your mailing address, please provide your home address in the field below:

Primary Phone

Alternate Phone

District 3 _____
City Council District

African American _____
Ethnicity

Democrat _____
Political Party

Female _____
Gender

03/09/1973 _____
Date of Birth

Are you a registered voter?

Yes No

List any boards you are currently serving on:

List any boards you have served on in the past:

Which Boards would you like to apply for?

Charlotte Regional Visitors Authority (B/O), Mint Museum Board Of Trustees

Why are you interested in serving on these boards/ committees?

I have a deep appreciation for the arts, in all forms, and feel that not all communities has access or resources to enjoy. I'd like to be a catalyst for connecting some of our most under served communities to these local treasures and global treasures.

Please describe any background or abilities that qualify you to serve on these boards/ committees.

I have over 8 years experience in the non profit sector. I have over 4 years experience in grant writing, fundraising and fund development. I am a Charlotte native.

The Learning Collaborative _____
Current Employer.

1

Years in current position:

Director of Development

Job Title:

Brief description of duties:

Prospecting, cultivating and maintaining relationships with individual, corporate and faith based donors. Directing volunteers, fundraising events and donor relations. Develop and execute annual fundraising plan, grant writing, managing donor database and oversee development staff.

Other employment history:

Director of Development and Communications - Urban League of Central Carolinas - 2008-2014 Traffic Manager/Account Manager - Concentric Marketing 2006-2008

Has any formal charge of professional misconduct ever been sustained against you in any jurisdiction?

Yes No

If yes, please explain complete disposition:

Do you have any personal or business interest that could create a conflict (either real or perceived) if appointed?

Yes No

If yes, please explain conflict:



City of Charlotte

Charlotte-Mecklenburg
Government Center
600 East 4th Street
Charlotte, NC 28202

Agenda Date: 11/9/2015

Agenda #: 16. **File #:** 15-1832 **Type:** Business Item

Mayor and City Council Topics

The City Council members may share information and raise topics for discussion.



Agenda Date: 11/9/2015

Agenda #: 17. **File #:** 15-1664 **Type:** Consent Item

2014 Homeland Security Grant Program

Action:

- A. Authorize the Charlotte Homeland Security Director (Charlotte Fire Chief) to accept a sub-grant for \$125,000 from the North Carolina Department of Public Safety, Office of the North Carolina Emergency Management received through the United States Department of Homeland Security 2014 Homeland Security Grant Program, and**

- B. Adopt a budget ordinance appropriating \$125,000 in Homeland Security Grant Program funds.**

Staff Resource(s):

Richard Granger, Fire

Explanation

- The 2014 Homeland Security Grant Program allowed eligible applicants to apply for funding through the North Carolina Department of Public Safety, Office of the North Carolina Emergency Management to aid in the prevention, protection, response, and recovery from potential terrorist and other hazardous or catastrophic events.
- The City of Charlotte Fire Department was awarded a sub-grant by the State of North Carolina, Department of Public Safety, Office of the North Carolina Emergency Management through the United States Department of Homeland Security 2014 Homeland Security Grant Program based on identified risks and threats to the Charlotte region.
- Funds will be used to build a structural collapse training course for responding agencies in the Charlotte Urban Search and Rescue (USAR) region, which includes: Alexander, Anson, Cabarrus, Catawba, Cleveland, Gaston, Iredell, Lincoln, Mecklenburg, Rowan, Stanly, and Union counties and six other metro areas (Asheville/Buncombe County, Greensboro, Raleigh/Durham/Chapel Hill, Fayetteville, Greenville/New Bern, and Wilmington/New Hanover County).
- No City matching funds are required for receipt of this grant.

Fiscal Note

Funding: 2014 Homeland Security Grant Program

Attachment

Memorandum of Agreement
Budget Ordinance

MOA#: 1446-2
Tax #: 52-1333483
Fund Code: 1502-7A15-35H1
MOA Amount: \$125,000.00
CFDA #: 97.067

MEMORANDUM OF UNDERSTANDING/AGREEMENT

BETWEEN

THE STATE OF NORTH CAROLINA,

**DEPARTMENT OF PUBLIC SAFETY, NORTH CAROLINA
EMERGENCY MANAGEMENT**

AND

**CITY OF CHARLOTTE FIRE DEPARTMENT,
NORTH CAROLINA**

EMW-2014-SS-00069-S01

- I. PARTIES.** The parties to this Memorandum of Understanding/Agreement (hereinafter referred to as “MOA” or “Agreement”) are the State of North Carolina, Department of Public Safety, North Carolina Emergency Management and the City of Charlotte Fire Department.
- II. AUTHORITY.** This Agreement is authorized under the provisions of: 1) Public Law 112-74, The Department of Homeland Security Appropriations Act, 2014 (Pub. L. No. 113-76); The 9/11 Commission Act of 2007; 3) Public Law 107-56, (6 U.S.C. § 101 et seq.), the USA Patriot Act of 2001; 4) Public Law 107-296, the Homeland Security Act of 2002; 5) Public Law 109-295, The Post-Katrina Emergency Management Reform Act of 2006, 6 U.S.C. 752(c); 6) the implementing recommendations or regulations of each Act or Law, if any; 7) the U.S. Department of Homeland Security, FY 2014 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA) available at: http://www.fema.gov/media-library-data/1395161200285-5b07ed0456056217175fbdee28d2b06e/FY_2014_HSGP_FOA_Final.pdf FOA Number DHS-14-GPD-067-000-01; 9) applicable Grants Programs Directorate (GPD) Information Bulletins available at <http://www.fema.gov/grants/grant-programs-directorate-information-bulletins>; and 10) the N.C. Emergency Management Act, Chapter 166A of the North Carolina General Statutes.
- III. PURPOSE.** The purpose of this Agreement is to establish responsibilities and procedures to implement the terms of the U.S. Department of Homeland Security (DHS) FY 2014 Homeland Security Grant Program (HSGP). A copy of the complete federal grant instructions is available at: http://www.fema.gov/media-library-data/1395161200285-5b07ed0456056217175fbdee28d2b06e/FY_2014_HSGP_FOA_Final.pdf.

This Agreement is to set forth terms by which the State of North Carolina, Department of Public Safety, North Carolina Emergency Management (Grantee), shall provide FY 2014 Homeland Security Grant Funding to City of Charlotte (Sub-grantee) to provide a basic Structural Collapse Training that will enable Sub-grantee to prevent, protect against, respond to, mitigate, and recover from potential acts of terrorism and other hazardous or catastrophic events.

IV. BACKGROUND. The Department of Homeland Security (DHS), through the Federal Emergency Management Agency (FEMA) Grants Program Directorate, in accordance with the authorities listed herein, created the FY2014 Homeland Security Grant Program, FOA Number DHS-14-GPD-067-000-01. This program was established to implement objectives addressed in a series of post-9/11 laws, strategy documents, plans, and presidential policy directives, including Presidential Policy Directive-8 (PPD-8) and the National Preparedness Goal (NPG), copies of which are available at: <http://www.fema.gov/learn-about-presidential-policy-directive-8>.

The Grantee and Sub-grantee enter into an arrangement by which the Grantee will provide Federal reimbursement funding to the Sub-grantee for providing a structural collapse course.

V. RESPONSIBILITIES.

- a. The State of North Carolina, Department of Public Safety, North Carolina Emergency Management shall:
- (1) Provide reimbursement to the Sub-grantee for the cost of providing a structural collapse course.
 - (2) Conduct periodic monitoring visits to the Sub-grantee to maintain grant compliance.
 - (3) The performance period for the award to the State of North Carolina, Department of Public Safety, North Carolina Emergency Management, ends on June 1, 2016. Funds allocated for the procurement of equipment must be encumbered and invoices dated on or prior to June 1, 2016.
 - (4) Reserves the right to de-obligate any remaining award funds after this agreement's expiration date, or before the expiration date of this agreement should the sub-grantee violate the terms of this agreement or should it become apparent that the sub-grantee will not be able to expend the funds prior to the expiration date of this agreement. Before taking action, the Grantee will provide the Sub-grantee reasonable notice of intent to impose corrective measures and will make every effort to resolve the problem informally.

b. City of Charlotte Fire Department shall:

- (1) Expend FY 2014 Homeland Security Grant Program funds in accordance with the applicable FY 2014 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA), the Grant Application Package, and the Grant Award and Special Conditions documents, incorporated by reference herein, of this MOA for providing structural collapse training and the enhancement of all hazard preparedness.
- (2) Utilize State of North Carolina and/or local procurement policies and procedures for providing structural collapse training, and conform to applicable State and Federal law and the standards identified in the Procurement Standards Sections of 44 Code of Federal Regulations (CFR) Part 13 and 2 CFR Part 215. Sub-grantee must follow procurement procedures and policies as outlined in the applicable FY 2014 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA) and the USDHS Financial Management Guide. Sub-grantee shall comply with all applicable laws, regulations and program guidance. Sub-grantee must comply with the most recent version of the Administrative Requirements, Cost Principles, and Audit requirements. Administrative and procurement practices must conform to applicable federal requirements. A non-exclusive list of regulations commonly applicable to DHS grants are listed below, codified in the following guidance: 44 CFR Part 13; 2 CFR 215; 2 CFR Parts 225, 220, and 230 (formerly OMB Circulars A-87, A21 and A-122); Federal Acquisition Regulations (FAR), Part 31.2; and OMB Circular A-133 "Audits of States, Local Governments, and Non-Profit Organizations"; 28 CFR Part 23 "Criminal Intelligence Systems Operating Policies"; 49 CFR Part 1520 "Sensitive Security Information"; Public Law 107-296, The Critical Infrastructure Act of 2002; Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000 et. seq.; Title IX of the Education Amendments of 1972, as amended, 20 U.S.C. 1681 et. seq.; Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794; The Age Discrimination Act of 1975, as amended, 20 U.S.C. 6101 et. seq.; Certifications and Assurances regarding Lobbying 31 U.S.C. 1352, Drug-Free Workplace Act, as amended, 41 U.S.C. 701 et. seq. and Certification Regarding Drug-Free Workplace Requirements, Debarment and Suspension Executive Orders 12549 and 12689 and 44 CFR Part 17 and Certification Regarding Debarment, Suspension and Other Responsibility Matters; Assurances as listed in SF 424B and SF 424D; and Grant Award and Special Conditions documents.
- (3) Submit invoice(s) requesting reimbursement for item(s) received to the NCEM Homeland Security grants manager. Grantee will reimburse Sub-grantee for eligible costs as outlined in the applicable USDHS Program Guidelines and Funding Opportunity Announcements. Sub-grantee must take possession of all purchased equipment and receive any grant-eligible service prior to seeking reimbursement from the grantee. **Subgrantee**

must submit request for reimbursement within 60 days of payment of invoice.

- (4) Complete the procurement (s) process not later than February 28, 2016.
- (5) Provide quarterly progress reports to the NCEM Homeland Security grants manager as described in Attachment 2 by the following dates: 15 January, 15 April, 15 July, and 15 October.
- (6) Provide inventory list at project completion phase to the Homeland Security grants manager listing all equipment purchased through the grant.
- (7) Comply with the applicable federal statutes, regulations, policies, guidelines and requirements, reporting requirements and certifications as outlined in the applicable 2014 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA) and the USDHS Financial Management Guide and Special Conditions documents and FEMA Grant Programs Directorate Information Bulletins. As required in the FY 2014 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA) and FEMA Grant Programs Directorate Information Bulletin No. 388 dated July 18, 2012, sub-grantee must report all grant-funded equipment that supports defined resource typed capabilities and all training that supports a defined resource typed team using the fields in the FY 2012 Grant-Funded Typed Resource Report. The link to this instrument and a completed example of this report as well as all options available in the drop-down boxes can be found on Attachment 3 of this document. This reporting will include both NIMS typed resources and State and local typed resources. The description and listing of NIMS typed resources can be found at: www.fema.gov/media-library/assets/documents/28973?id=6432 Sub-grantee will specify the number of resources, capability supported, whether it is a NIMS or State/local typed resource, the cost, and whether the resource sustains current capabilities or adds new capabilities. The resources should be reported only after equipment is delivered or after training has occurred and the corresponding grant funds have been expended. The Sub-grantee will include this Typed Resource Report with each cost report submitted for reimbursement.
- (8) Maintain grant management filing system as required in Attachment 4.
- (9) Retain all original records pertinent to this MOA for a period of five years following the date of the closure of the grant award, or audit if required, or longer where required by law. However, if litigation, claim or audit has been initiated prior to the expiration of the five-year period and extends beyond the five year period, the records shall be retained until all litigation, claims or audit findings involving the records have been resolved.

- (10) Comply with current federal suspension and debarment regulations pursuant to OMB Circular A-133 which states in pertinent part that “[e]ffective November 26, 2003, when a non-federal entity enters into a covered transaction with an entity at a lower tier, the non-federal entity must verify that the entity is not suspended or debarred or otherwise excluded. Sub-grantee shall be responsible to ensure that it has checked the federal Excluded Parties List System (EPLS) to verify that contractors or sub-recipients have not been suspended or debarred from doing business with the federal government.”
- (11) Ensure that FY 2014 HSGP funds are not used to support the hiring of any personnel for the purposes of fulfilling traditional public safety duties or to supplant traditional public safety positions and responsibilities.
- (12) Non-supplanting Requirement. Federal grant funds will be used to supplement existing funds, and will not replace (supplant) funds that have been appropriated for the same purpose.
- (13) All materials publicizing or resulting from award activities shall contain this acknowledgement: *“This project was supported by a Federal award from the U.S. Department of Homeland Security, Office of Grants and Training and the North Carolina Department of Public Safety, North Carolina Emergency Management.”* Use of the federal program logo must be approved by DHS. Printed as a legend, either below or beside the logo shall be the words *“100 percent Funded by U.S. Department of Homeland Security.”*
- (14) Sub-grantee shall order, receive, inspect, and stage the equipment and supplies. The purchase or acquisition of any additional materials, equipment, accessories or supplies beyond those identified in this MOA shall be the sole responsibility of Sub-grantee and shall not be reimbursed under this MOA. Sub-grantee shall prominently mark any equipment purchased with grant funding as follows: *“Purchased with funds provided by the U.S. Department of Homeland Security.”*
- (15) Sub-grantee shall maintain an effective property management system that complies with the following requirements. Equipment is defined as tangible, non-expendable property having a useful life of more than one year and an acquisition cost of \$5,000 or more per unit. Sub-grantee may have property management guidelines that are more restrictive, requiring a unit of equipment with a value of less than \$5,000 to be inventoried; if so, such equipment purchased under this award allocation shall be included in the reports submitted to Grantee.
 - a) Grantee and Sub-grantee shall take a physical inventory of the equipment. The EM Sub-grantee Equipment Inventory Report, Cost Reports with backup documentation, Certificate of Title, Site Visit Report and any other Sub-grantee reports or inventory reports that include information regarding the grant, vendor, invoice number, cost per item, number of items, description,

location, condition and identification number may be used to meet this requirement. Sub-grantee must provide Quarterly Progress Reports until all funds are expended.

- b) Sub-grantee must ensure adequate safeguards to prevent loss, damage or theft. Sub-grantee shall be responsible for replacing or repairing equipment which is willfully or negligently lost, stolen, damaged, or destroyed. Any loss, damage or theft of the property must be investigated and fully documented, and made part of the official project records.
 - c) Sub-grantee must ensure adequate maintenance procedures exist to keep the equipment in good condition.
 - d) Disposition Procedures. Sub-grantee may dispose of the equipment when the original or replacement equipment acquired under the grant award is no longer needed for the original project or program. Items with a fair market value of less than \$5,000 may be retained, transferred or otherwise disposed of with prior approval of Grantee and in accordance with applicable program requirements. Items with a current per unit standard federal or fair market value in excess of \$5,000 may be retained, transferred or otherwise disposed of with prior Grantee approval in accordance with disposition requirements in 44 C.F.R. Part 13. Sub-grantee must provide documentation that includes the method used to determine current fair market value.
- (16) The purchase or acquisition of any additional materials, equipment, accessories or supplies, or the provision of any training or exercise beyond that identified in this MOA shall be the sole responsibility of Sub-grantee and shall not be reimbursed under this MOA.
- (17) No indirect or administrative costs will be charged to this allocation award.
- (18) Sub-grantees must utilize equipment as intended in the project proposal form /project detail workbook submitted to NCEM- HLS. Any variation from this intended use must be requested in writing and approved by NCEM- HLS office.
- (19) Each Sub-grantee must have a DUNS Number, prior to any funds being released. DUNS Numbers may be obtained from either of the following web links: www.dnb.com or <http://fedgov.dnb.com/webform>.
- (20) System for Award Management (SAM) registration is required for all applicants. Each Sub-grantee shall ensure that your organization's name, address, DUNS number and EIN are up to date in SAM and that the DUNS number used in SAM is the same one used to apply for all FEMA awards. SAM information can be found at <http://www.sam.gov>. Future payments will be contingent on the information provided in SAM; therefore it is imperative that the information is correct.

VI. FUNDING AND COMPENSATION. Grantee will reimburse Sub-grantee for the actual eligible costs incurred for the subject of this grant, **not to exceed one hundred twenty five thousand dollars (\$125,000.00)**. Funds will be provided by the State of North Carolina, Department of Public Safety, and North Carolina Emergency Management. The allocation of funds will be from the USDHS FY 2014 Homeland Security Grant Program.

All terms and conditions of this MOA are dependent upon and subject to the allocation of funds from DHS, FEMA and Grantee for the purposes set forth and the MOA shall automatically terminate if funds cease to be available. Allowable costs shall be determined in accordance with the applicable U.S. Department of Homeland Security

Program Guidelines, which include, but may not be limited to, the FY 2014 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA), available at: http://www.fema.gov/media-library-data/1395161200285-5b07ed0456056217175fbdee28d2b06e/FY_2014_HSGP_FOA_Final.pdf, 44 C.F.R. Part 13, 2 CFR Parts 215, 220, and 230, Federal Acquisition Regulations (FAR) Part 31.2, OMB Circulars A-21, A-87, A-122 and A-133 and the U.S. DHS Financial Management Guide available at:

http://www.dhs.gov/xlibrary/assets/Grants_FinancialManagementGuide.pdf.

Allowable costs are also subject to the approval of the State Administrative Agent for the State of North Carolina, the Secretary of the Department of Public Safety.

VII. WARRANTY. Sub-grantee shall hold Grantee harmless for any liability and personal injury that may occur from or in connection with the performance of this MOA to the extent permitted by the North Carolina Tort Claims Act. The parties agree that this Limitation of Liability shall not be construed as a waiver of sovereign immunity by either party. This Agreement does not give any person or entity other than the parties hereto any legal or equitable claim, right or remedy. This Agreement is intended for the sole and exclusive benefit of the parties hereto. This Agreement is not made for the benefit of any third person or persons. No third party may enforce any part of this Agreement or shall have any rights hereunder. This Agreement does not create, and shall not be construed as creating, any rights enforceable by any person not a party to this Agreement.

VIII. PROPERTY. All property furnished under this agreement shall become the property of the Sub-grantee. The Sub-grantee shall be responsible for the custody and care of any property furnished for use in connection with the performance of this agreement. Grantee will not be held responsible for any equipment purchased by Sub-grantee.

IX. COMMUNICATIONS AND POINTS OF CONTACT

To provide consistent and effective communication between the Sub-grantee and the Department of Public Safety, North Carolina Emergency Management, each party shall appoint a Principal Representative(s) to serve as its central point of contact responsible for coordinating and implementing this MOA. Grantee contacts shall be Michael A. Sprayberry, Director; Michael Daniska, Deputy Chief, Planning and Homeland Security Section and Brian Barnes Grant Manager. The sub-grantee signatory shall be Jon B. Hannan, Chief, City of Charlotte Fire Department and the point of contact shall be Scott Zander, Battalion Chief for the City of Charlotte Fire Department.

All confidential information of either party disclosed to the other party in connection with the services provided hereunder will be treated by the receiving party as confidential and restricted in its use to only those uses contemplated by the terms of this MOA. Any information to be treated as confidential must be clearly marked as confidential prior to transmittal to the other party. Neither party shall disclose to third parties, the other party's confidential information without written authorization to do so from the other party. Specifically excluded from such confidential treatment shall be information that: (i) as of the date of disclosure and/or delivery, is already known to the party receiving such information; (ii) is or becomes part of the public domain through no fault of the receiving party; (iii) is lawfully disclosed to the receiving party by a third party who is not obligated to retain such information in confidence; or (iv) is independently developed at the receiving party by someone not privy to the confidential information. In accordance with the FY 2014 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA), "FEMA recognizes that much of the information submitted in the course of applying for funding under this program, or provided in the course of its grant management activities, may be considered law enforcement sensitive or otherwise important to national security interests. While this information under Federal control is subject to requests made pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. §552 et. seq., all determinations concerning the release of information of this nature are made on a case-by-case basis by the FEMA FOIA Office. The Grantee and NCOI should be familiar with the regulations governing Sensitive Security Information (49 CFR Part 1520), as it may provide additional protection to certain classes of homeland security information."

- X. SUBCONTRACTING.** If the Sub-grantee subcontracts any or all purchases required under this Agreement, Sub-grantee agrees to include in the subcontract that the subcontractor is bound by the terms and conditions of this MOA. Sub-grantee agrees to include in the subcontract that the subcontractor shall hold Grantee harmless against all claims of whatever nature arising out of the subcontractor's performance of work under this MOA. If Sub-grantee subcontracts, a copy of the executed subcontract agreement must be forwarded to the North Carolina Emergency Management. Contractual arrangement shall in no way relieve Sub-grantee of its responsibilities to ensure that all funds issued pursuant to this grant be administered in accordance with all state and federal requirements. Sub-grantee is bound by the terms, conditions and restrictions of the applicable USDHS Program Guidelines and Funding Opportunity Announcement referenced herein.
- XI. SITUS.** This Agreement shall be governed by the laws of North Carolina, and venue for any disputed matters or claims shall be in the Superior Court of Wake County, North Carolina.
- XII. ANTITRUST LAWS.** This Agreement is entered into in compliance with all State and Federal antitrust laws.
- XIII. COMPLIANCE WITH THE LAW.** Sub-grantee shall be wholly responsible for the purchases to be made under this MOA and for the supervision of its employees and assistants. Sub-grantee shall be responsible for compliance with all laws, ordinances, codes, rules, regulations, licensing requirements and other regulatory matters that are


applicable to the conduct of its business and purchase requirements performed under this MOA, including those of federal requirements and State and local agencies having appropriate jurisdiction and found in the FY 2014 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA).

- XIV. OTHER PROVISIONS/SEVERABILITY.** Nothing in this Agreement is intended to conflict with current laws or regulations of the State of North Carolina, Department of Public Safety or the City of Charlotte. If any term of this Agreement is found by any court or other legal authority, or is agreed by the parties to be in conflict with any law or regulation governing its subject, the conflicting term shall be considered null and void. The remaining terms and conditions of this Agreement shall remain in full force and effect.
- XV. ENTIRE AGREEMENT.** This Agreement and any exhibits and amendments annexed hereto and any documents incorporated specifically by reference represent the entire agreement between the parties and supersede all prior oral and written statements or agreements.
- XVI. MODIFICATION.** Modifications of this agreement must be in writing and upon approval of both parties except as modified by official USDHS Federal Grant Adjustment Notice (GAN).
- XVII. TERMINATION.** The terms of this agreement, as modified with the consent of all parties, will remain in effect until **June 1, 2016**. Either party may terminate this Agreement upon thirty (30) days advance written notice to the other party.
- Upon approval by USDHS, FEMA and the issuance of the Grant Adjustment Notice, if this MOA is extended, the termination date for the extension will be the date listed in the applicable USDHS Grant Adjustment Notice, incorporated by reference herein, or as established by the State Administrative Agency, whichever is sooner.
- If Sub-grantee materially fails to comply with the terms of the award and DHS or Grantee suspends or terminates the grant award in accordance with 44 C.F.R., the applicable FY 2014 Homeland Security Grant Program (HSGP) Funding Opportunity Announcement (FOA) and other applicable authorities, incorporated by reference herein, Sub-grantee shall reimburse the North Carolina Emergency Management for said property.
- XVIII. EXECUTION AND EFFECTIVE DATE.** This Agreement will become binding upon execution of all parties to the Agreement. The terms of this Agreement became effective on September 1, 2015. The last signature shall be that of Frank L. Perry, Secretary, North Carolina Department of Public Safety.
- XIX. TERM OF THIS AGREEMENT.** This Agreement shall be in effect from **September 1, 2015 to June 1, 2016**.

IN WITNESS WHEREOF, the parties have each executed this Agreement and the parties agree that this Agreement will be effective as of September 1, 2015.

**N.C. DEPARTMENT OF
PUBLIC SAFETY**

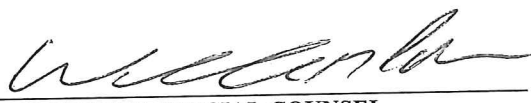
CITY OF CHARLOTTE

BY: 
MICHAEL A. SPRAYBERRY, DIRECTOR
NORTH CAROLINA EMERGENCY MANAGEMENT

BY: _____
JON B. HANNAN, FIRE CHIEF
CITY OF CHARLOTTE

APPROVED AS TO PROCEDURES:

BY: _____
JAMES J. CHEROKE, COMMISSIONER
DEPARTMENT OF PUBLIC SAFETY

BY: 
WILLIAM POLK, SPECIAL COUNSEL
REVIEWED FOR THE DEPARTMENT OF
PUBLIC SAFETY, BY WILLIAM POLK,
DPS SPECIAL COUNSEL, TO FULFILL THE
PURPOSES OF THE US DEPARTMENT OF
HOMELAND SECURITY GRANT PROGRAMS

BY: _____
FRANK L. PERRY, SECRETARY
DEPARTMENT OF PUBLIC SAFETY

THIS MOA WAS PREVIOUSLY APPROVED AS TO FORM BY THE NORTH CAROLINA DEPARTMENT OF JUSTICE FOR THE FY2014 HOMELAND SECURITY GRANT PROGRAM ONLY AND IS SUBJECT TO EXECUTION BY FRANK L. PERRY, SECRETARY OF THE DEPARTMENT OF PUBLIC SAFETY. THIS MOU/MOA SHOULD NOT BE USED FOR OTHER MOUs/MOAs FOR THE STATE HOMELAND SECURITY GRANT PROGRAM FOR OTHER FISCAL YEARS.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NUMBER 5949-X, THE 2015-2016 BUDGET ORDINANCE APPROPRIATING \$125,000 IN GRANT FUNDS FROM THE STATE OF NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY'S ALLOCATION FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY 2014 HOMELAND SECURITY GRANT PROGRAM

BE IT ORDAINED, by the City Council of the City of Charlotte;

- Section 1. That the sum of \$125,000 is hereby estimated to be available from the State of North Carolina Department of Public Safety's 2014 allocation from the United States Department of Homeland Security's Homeland Security Grant Program to aid in the prevention, protection, response, and recovery from potential terrorist and otherwise catastrophic events.
- Section 2. That the sum of \$125,000 is hereby appropriated to the General Grants and LTD Project Fund (2600), project 3140301151, 2600-31-30-3140-311760-311550-000-530500.
- Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended.
- Section 4. All ordinances in conflict with this ordinance are hereby repealed.
- Section 5. This ordinance shall be effective upon adoption.

Approved as to form:

City Attorney



Agenda Date: 11/9/2015

Agenda #: 18.**File #:** 15-1665 **Type:** Consent Item

Rapid Extraction Water Sampling System

Action:

Approve the purchase of a rapid extraction water sampling system for Charlotte Water Laboratory in the amount of \$129,995.95, as authorized by the sole source exemption of G.S. 143-129 (e)(6).

Staff Resource(s):

Richard Granger, Fire
Myra Thompson, Charlotte Water

Sole Source Exemption

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 - Performance or price competition are not available;
 - A needed product is available from only one source or supply; or
 - Standardization or compatibility is the overriding consideration.
- Sole sourcing is necessary for this contract because there is only one supply source.
- The City Council must approve purchases made under the sole source exception.

Explanation

- The Charlotte Water Laboratory is a mutual aid resource that provides emergency analytical services for other water and wastewater systems via North Carolina Emergency Management (NCEM) and the United States Department of Environmental Protection Agency (USEPA).
- The rapid extraction water sampling system project, as proposed, is designed to improve emergency response and recovery from intentional or accidental contamination of drinking water, surface water or wastewater by allowing samples to be collected from the field.
- The system lessens potential exposure, making transportation and analysis of water samples less hazardous.
- Additionally, the system precludes the need for storage and disposal of large volumes of contaminated samples, reducing costs.
- The purchase is an approved project by the North Carolina Department of Public Safety, Office of the North Carolina Emergency Management through the 2014 Urban Area Security Initiatives (UASI) grant, which supports the following ten counties in the Charlotte UASI region: Cabarrus, Catawba, Gaston, Iredell, Lancaster (SC), Lincoln, Mecklenburg, Stanly, Union, and York (SC).

Charlotte Business INclusion

This is a sole source contract and is exempt (Part A: Appendix 1.27 of the Charlotte Business INclusion Policy).

Fiscal Note

Funding: 2014 Urban Area Security Initiatives Grant

Attachment

Photos

Rapid Water Extraction – Photos (Gerstel)

MPS Prospect Instrumentation



Installed on Gas Chromatograph/Spectrometer



Twister Vial and Media





Agenda Date: 11/9/2015

Agenda #: 19.**File #:** 15-1662 **Type:** Consent Item

Bicycle Suitability Mapping

Action:

- A. Approve a contract for up to \$150,000 with Toole Design Group, LLC for Bicycle Suitability Mapping, and**

- B. Authorize the City Manager to amend the contract consistent with the City's business needs and the purpose for which the contract was approved.**

Staff Resource(s):

Kenneth Tippet, Transportation

Explanation

- In 1998, the Mecklenburg-Union Metropolitan Planning Organization (MPO) released the Mecklenburg-Union Bicycle Suitability Map. Since that time, the MPO has grown to include most of Union County and the whole of Iredell County resulting in a name change to the Charlotte Regional Transportation Planning Organization (CRTPO).
- The purpose of this project is to update the 1998 map, and to include the additional area added since the publication of the original map.
- The map will help cyclists use the network of existing roadways to travel throughout the CRTPO area by assisting in the selection of routes most suitable to their individual bicycling needs and preferences.
- The City is the lead planning agency for CRTPO and supports the regional transportation planning process by handling complex tasks covering a range of transportation planning and engineering needs.
- On July 28, 2015, the City issued a Request for Qualifications (RFQ) for bicycle suitability mapping services. In response to the RFQ, the City received five Statements of Qualifications from interested firms for this regional effort.
- The Project Team, consisting of staff from Indian Trail, Davidson, Iredell County, the City of Charlotte, and CRTPO evaluated the proposals and determined that Toole Design Group, LLC best meets the City's needs based on the following criteria:
 - Qualifications and experience of company in providing similar services for similar projects;
 - Qualifications and relevant experience of key team members;
 - Project understanding, methodology, and approach; and
 - Responsiveness, relevance, and readability of proposal package.

Charlotte Business INclusion

No subcontracting goal was established because there are no subcontracting opportunities (Part C: Section 2.1(a) of the Charlotte Business INclusion Policy). Toole Design Group, LLC is a State WBE.

Agenda #: 19.**File #:** 15-1662 **Type:** Consent Item

Fiscal Note

Funding: Federal Highway Administration and the 2016 Unified Planning Work Program Planning Grant



Agenda Date: 11/9/2015

Agenda #: 20.**File #:** 15-1573 **Type:** Consent Item

Utility Tree Removal Services

Action:

- A. Approve a contract with Carolina Tree Care for tree removal services for an initial term of two years, and**

- B. Authorize the City Manager to renew the contract for up to one, two-year term.**

Staff Resource(s):

Barry Shearin, Charlotte Water

Explanation

- Occasionally, trees are removed when their root systems conflict with the repair and maintenance of water and sewer pipes or if a tree is damaged during utility projects or repairs and needs removal at a later time.
- The contract with Carolina Tree Care will provide for the proper removal and disposal of trees in water and sewer right-of-ways.
- Before a tree is removed in the City street right-of-way, Charlotte Water consults and obtains permission from the City arborist(s).
- On September 15, 2015, Charlotte Water issued a Request for Proposal (RFP) for tree removal services. In response to the RFP, the City received one proposal from an interested service provider.
- Charlotte Water staff evaluated the proposal and determined that Carolina Tree Care meets the City's needs in terms of qualifications, experience, cost, and responsiveness to RFP requirements.
- The company will be paid the unit prices set forth in the contract, which are available upon request. Pricing is fixed and firm for the duration of the agreement.
- Estimated contract expenditures are \$100,000 annually or \$400,000 aggregate for the life of the contract.

Charlotte Business INclusion

No subcontracting goal was established because there are no subcontracting opportunities (Part C: Section 2.1(a) of the Charlotte Business INclusion Policy).

Fiscal Note

Funding: Charlotte Water Operating Budget



Agenda Date: 11/9/2015

Agenda #: 21.**File #:** 15-1680 **Type:** Consent Item

Land Purchase for Tree Canopy Preservation Program

Action:

- A. Approve the purchase of 45.79 acres located west of Bellhaven Boulevard, near Lakehill Road (parcel identification numbers 035-103-08, 035-102-20, 035-101-14, 035-101-16, and 035-101-17) for \$643,390 from multiple property owners, and**

- B. Authorize the City Manager to sign a Conservation Easement with and make a one-time stewardship payment of \$13,700 to the Catawba Lands Conservancy.**

Staff Resource(s):

Tim Porter, Engineering & Property Management
Tim O'Brien, Engineering & Property Management

Explanation

- Effective January 1, 2011, the City Council approved revisions to the City's Tree Ordinance. The revised ordinance changed tree save and tree planting requirements for commercial development and offered mitigation options at certain development locations.
- One mitigation option allows developers to pay into the Tree Ordinance Mitigation Fund (Fund), administered by the City, in lieu of saving trees on site.
- The City uses the Fund for property acquisition and expenditures associated with ongoing tree preservation and maintenance.
- The first property purchased with these funds was approved by the City Council on November 25, 2013.
- Since that acquisition, City staff has established a Tree Canopy Preservation Program to set criteria for future acquisitions, including location, acreage, tree quality, rate of development in the area, connectivity to other open space or greenways, and opportunities for stewardship partner involvement.
- Staff researched many properties located primarily within Charlotte's city limits or within the City's extraterritorial jurisdiction and identified five contiguous properties meeting the program criteria.
- The five properties appraised for a total of \$803,275 based on a market value determination of highest and best use. However, much of the property is of limited use for commercial development due to access constraints, topography, and the presence of floodplain and water quality buffers.
- The property owners were contacted with offers of 80% of market value based on the availability of program funds. They were all advised of the appraised value and have all agreed to accept approximately 80% of the market value of their property.
- Contingent upon City Council approval of the property acquisitions, the City proposes to enter into a Memorandum of Understanding with Catawba Lands Conservancy pending completion of the acquisitions.
- Following acquisition, the City will donate a Conservation Easement to the Catawba Lands

Agenda #: 21.File #: 15-1680 Type: Consent Item

Conservancy and make a one-time payment of \$13,700 to cover stewardship and maintenance costs on the property.

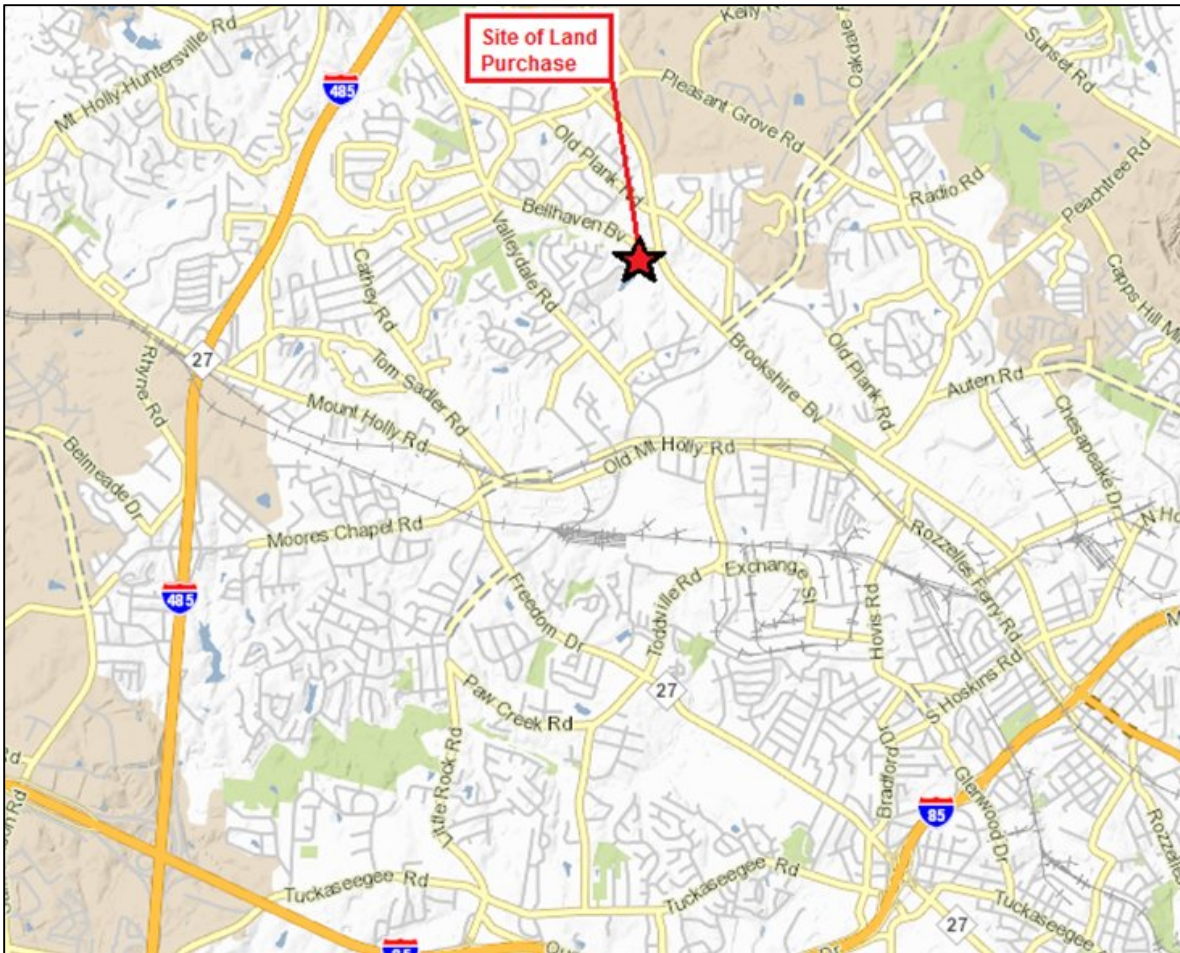
- The Charlotte-Mecklenburg Planning Commission recommended approval by a 5-0 vote for the City to purchase the land.
- Contingent upon City Council approval and acquisition of these properties, the Tree Ordinance Mitigation Fund will have a balance of approximately \$911,000.

Fiscal Note

Funding: General Community Investment Plan - Tree Preservation Program

Attachment

Tree Canopy Preservation Program Property Map



**Location Map: Land Purchase for Tree Canopy Preservation Program
(Council District 2)**



Detail of Purchase



Agenda Date: 11/9/2015

Agenda #: 22.**File #:** 15-1576 **Type:** Consent Item

Scaleybark Development Agreement Amendment

Action:

- A. Approve the third amendment to the General Development Agreement and the seventh amendment to the Purchase and Sale Agreement with Scaleybark Partners, LLC, and**
- B. Authorize the City Manager to execute any additional documents necessary to implement the amendments.**

Staff Resource(s):

Tina Votaw, CATS

Todd DeLong, Neighborhood & Business Services

Explanation

- Scaleybark Partners, LLC is working on the design and construction of a transit-oriented development (TOD) on approximately 25 acres it owns west of the Scaleybark Light Rail Station. The TOD site includes property that was conveyed to Scaleybark Partners, LLC by the City through a Purchase and Sale Agreement, as amended.
- The parking lot operated by CATS that serves the Scaleybark Light Rail Station occupies a portion of the TOD site. The CATS parking lot is operated as a temporary lot with the intention of the City and Scaleybark Partners, LLC that permanent CATS parking spaces be integrated into the overall TOD. The cost of the permanent CATS parking spaces will be borne by Scaleybark Partners, LLC. The Purchase and Sale Agreement, as amended, anticipated delivery of the permanent CATS parking spaces by February 2016.
- Scaleybark Partners, LLC envisions that the TOD will be developed in two phases. The location of the permanent CATS parking will be completed and designed as part of the second phase of the TOD. The design of the second phase of the TOD is underway but will not be completed in time to deliver the permanent CATS parking by the deadline of February 2016.
- Scaleybark Partners, LLC has requested an extension of the deadline to deliver the permanent CATS parking by two years from February 2016 to February 2018.
- Staff recommends approval of the time extension through a seventh amendment to the Purchase Sale Agreement and a third amendment to the General Development Agreement (both documents need to be updated to reflect the new date) to extend the deadline from February 2016 to February 2018.
- The extension to complete the permanent CATS parking does not impact CATS customers as CATS will continue to use the existing parking lot at the Scaleybark Station until such time as the permanent CATS parking is available.
- To date, Scaleybark Partners, LLC has accomplished the following:
 - Completed a master-planning process that envisions development of the TOD in two phases

Agenda #: 22.File #: 15-1576 Type: Consent Item

totaling 300,000-400,000 square feet of office space; approximately 120 hotel rooms; over 500 multi-family and townhome units, which includes 80 units of affordable housing serving households earning 60% (\$40,320) and below the area median income; and approximately 75,000 square feet of retail.

- In terms of the first phase of the TOD:
 - Completed the installation of the required linear park and the streetscape improvements including lighting, landscaping, and a plaza along South Boulevard.
 - Implemented an aggressive marketing campaign including both video and printed materials and retained a local broker to execute a full-scale marketing plan.
 - Constructed, in cooperation with the City, a master storm water retention pond.
 - Completed pre-development of approximately 15,000 square feet of retail and 50 townhome lots. Letters of intent are under negotiation currently to implement both of these elements. Additionally, negotiations are nearly complete with a hotel and approval of that element is projected in late 2015.

Background

- On July 23, 2007, the City Council approved a Purchase Sale Agreement for the sale of approximately 16 acres of land along South Boulevard for \$6,985,000 to Scaleybark Partners, LLC. The City and Scaleybark Partners closed on the property on February 29, 2008.
- To-date, the City Council has approved six amendments to the Purchase Sale Agreement which:
 - Two amendments extended the buyer's examination period and the closing date.
 - One amendment adjusted the final purchase price to \$5,185,000 upon discovery of detrimental subsurface conditions during due diligence.
 - Three amendments extended the deadlines for the completion of the linear park, streetscape, and permanent parking facility for CATS.
- There is no change to Scaleybark Partners, LLC's remaining deadline of December 31, 2017, to identify a financing plan for 80 affordable housing units.
- In cooperation with the Charlotte-Mecklenburg Housing Partnership, three applications seeking low income tax credits have been submitted to the North Carolina Housing Finance Agency for consideration of a low-income housing tax credit award. Due to the competitive nature of the tax credit program, these applications have been unsuccessful. However, Scaleybark Partners is evaluating a different financing approach to implement the affordable units and will continue to coordinate and consult with the City pursuant to the Purchase Sale Agreement.

Fiscal Note

Funding: Not Applicable



Agenda Date: 11/9/2015

Agenda #: 23.**File #:** 15-1691 **Type:** Consent Item

Municipal Agreement for Tuckaseegee, Berryhill, and Thrift Roads Roundabout Project

Action:

- A. Adopt a resolution to authorize the City Manager to execute a Municipal Agreement with the North Carolina Department of Transportation for the Tuckaseegee, Berryhill, and Thrift Road Roundabout project, and**

- B. Adopt a budget ordinance appropriating \$1,847,000 for the construction of the Tuckaseegee, Berryhill, and Thrift Road Roundabout project.**

Staff Resource(s):

Alan Morrison, Engineering & Property Management

Explanation

- The project will install a roundabout at the Tuckaseegee, Berryhill, and Thrift Road Intersection reducing vehicle idling time and improving safety.
- Improvements will include crosswalks, sidewalks, planting strips, landscaping, bicycle lanes, and lighting.
- The City will be reimbursed up to \$1,847,000 of federal funding to be administered through the North Carolina Department of Transportation to pay for 80% of the costs of real estate acquisition, utility relocation, and construction costs of the projects.

Charlotte Business INclusion

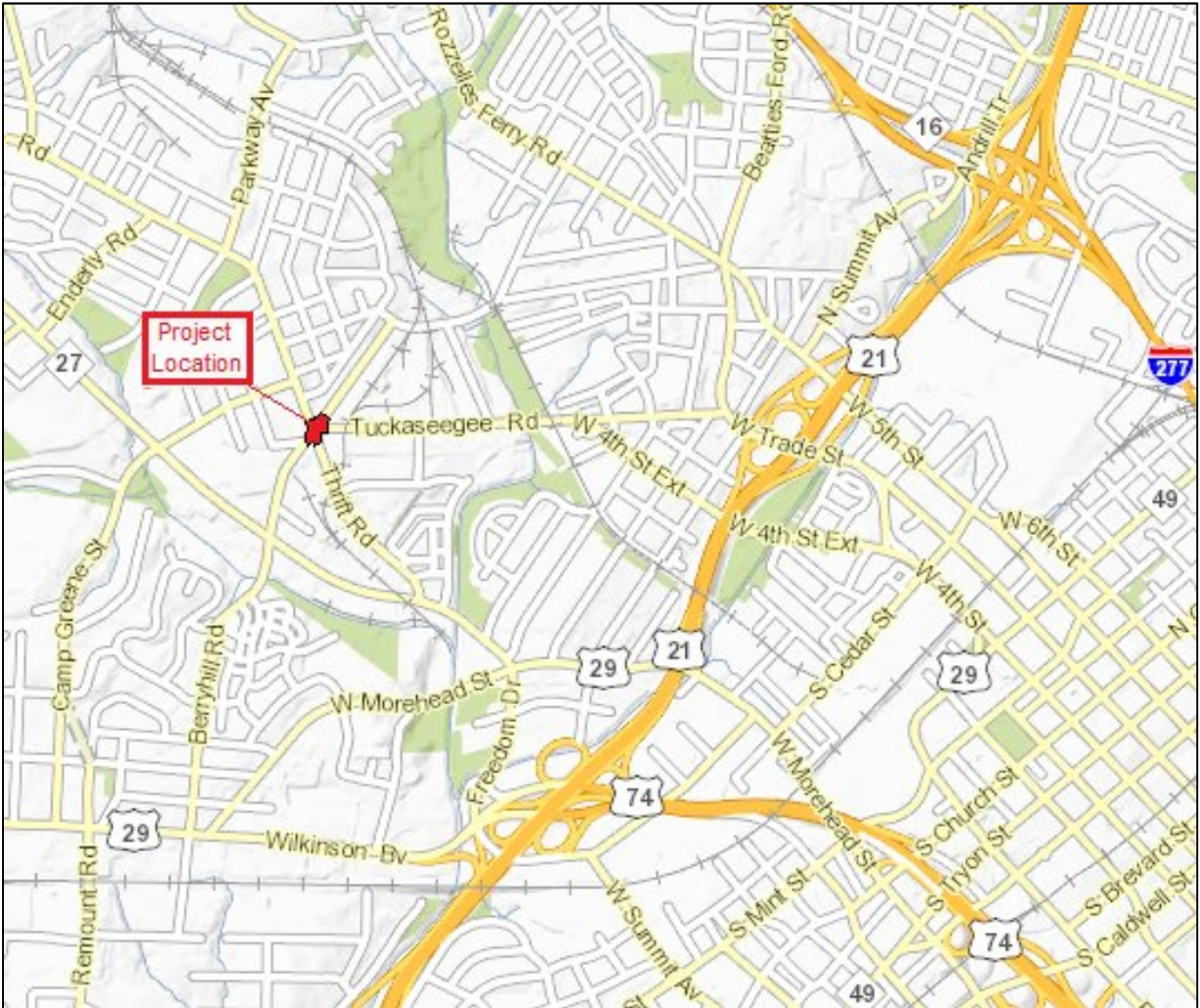
This is a Municipal Agreement contract and is exempt (Part A: Appendix 1.27 of the Charlotte Business INclusion Policy).

Fiscal Note

Funding: General Transportation Community Investment Plan

Attachment

Map
Budget Ordinance
Resolution



Location Map: Municipal Agreement for Tuckaseegee, Berryhill, and Thrift Roads Roundabout Project (Council District 3)

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NUMBER 5949-X, THE 2015-2016 BUDGET ORDINANCE PROVIDING AN APPROPRIATION OF \$1,847,000 FOR THE CONSTRUCTION OF THE TUCKASEEGEE BERRYHILL THRIFT ROAD ROUNDABOUT PROJECT

BE IT ORDAINED, by the City Council of the City of Charlotte;

- Section 1. That the sum of \$1,847,000 hereby estimated to be available from federal funding administered by the North Carolina Department of Transportation (funding source 1200)
- Section 2. That the sum of \$1,847,000 is hereby appropriated in the General Capital Investment Fund (4001) into the following projects:
 - Tuckaseegee/Berryhill/Thirft Road Roundabout, Project #8010600032
 - 4001-80-60-8010-801079-000000-000-530500
- Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.
- Section 4. All ordinances in conflict with this ordinance are hereby repealed.
- Section 5. This ordinance shall be effective upon adoption.

Approved as to form:

City Attorney

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON November 9, 2015**

A motion was made by _____ and seconded by _____ for the adoption of the following Resolution and upon being put to a vote was duly adopted:

WHEREAS, a Municipal Agreement between the City of Charlotte and the North Carolina Department of Transportation (NCDOT) will allow the City to be reimbursed for the Right of Way and Construction costs for the Tuckaseegee Berryhill Thrift Roundabout project; and,

WHEREAS, the Municipal Agreement provides for reimbursement of \$1,847,000 which is a portion of the total cost of the project; and,

WHEREAS, the format and cost sharing philosophy is consistent with past Municipal Agreements: and,

WHEREAS, NCDOT and The City will fund this project.

NOW, THEREFORE, BE IT RESOLVED that this resolution from the City of Charlotte authorizing the City Engineer to execute a Municipal Agreement with the NCDOT for NCDOT to reimburse the City \$1,847,000 for property acquisition, utility relocation, and construction work for construction of the Tuckaseegee Berryhill Thrift Roundabout is hereby formally approved by the City Council of the City of Charlotte and the City Engineer and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the aforementioned groups.



Agenda Date: 11/9/2015

Agenda #: 24.**File #:** 15-1772 **Type:** Consent Item

North Summit Avenue Storm Drainage Improvement Project

Action:

Award a contract in the amount of \$260,778.10 to the lowest responsive bidder Husky Construction Corp. for the 325 North Summit Avenue Storm Drainage Improvement project.

Staff Resource(s):

Stewart Edwards, Engineering & Property Management

Explanation

- The project involves installation of approximately 700 feet of new storm drainage to reduce flooding of streets and homes from Frazier Avenue to the outfall at North Summit Avenue.
- The work will include:
 - Storm drainage,
 - Milling and overlay of the existing road,
 - Driveways,
 - Sidewalk, and
 - Curb and gutter.
- On September 17, 2015, the City issued an Invitation to Bid for 325 North Summit Avenue; five bids were received from interested service providers.
- Husky Construction Corp. was selected as the lowest responsive, responsible bidder.
- The project is anticipated to be complete by the second quarter of 2016.

Charlotte Business INclusion

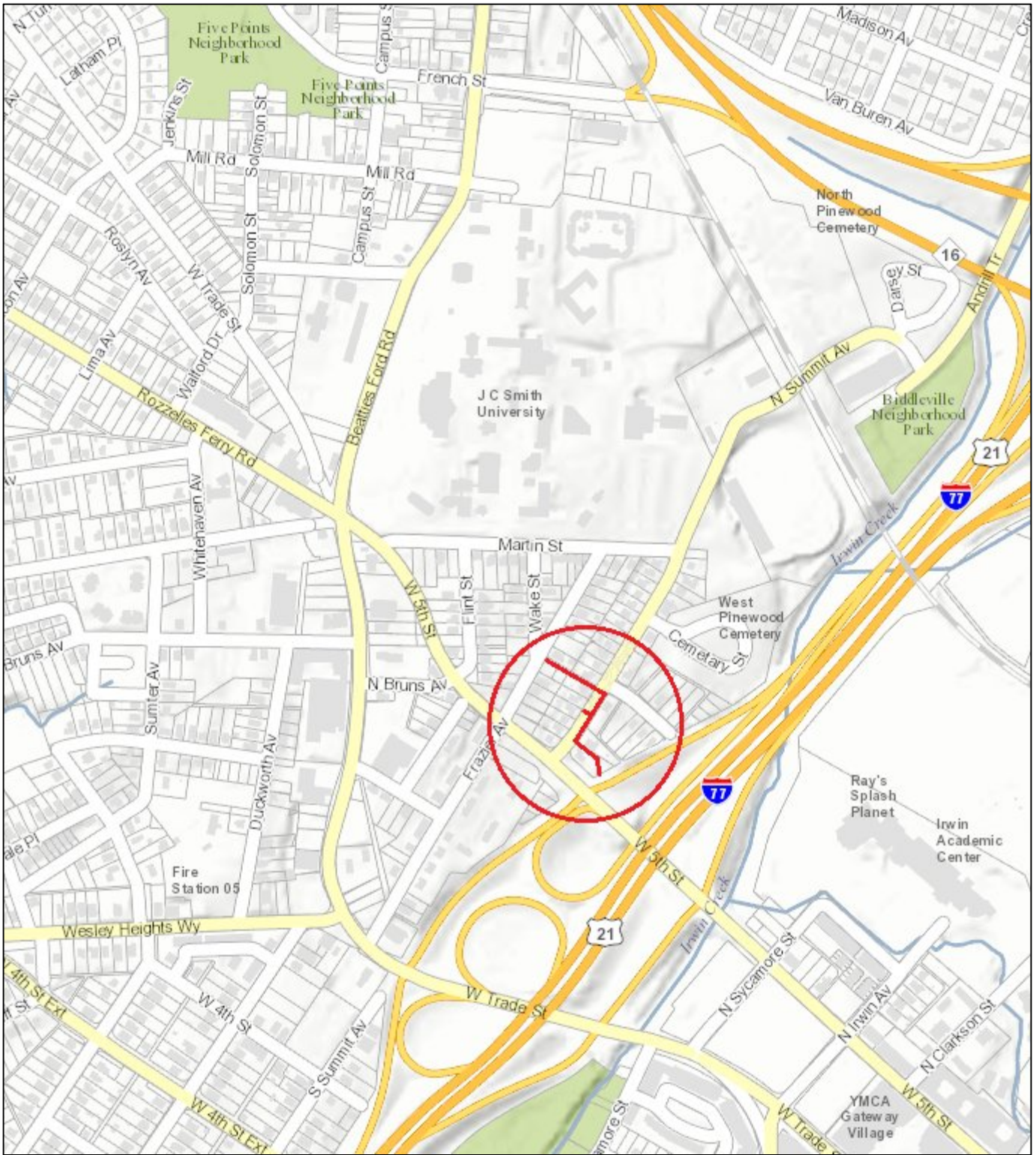
Construction contracts estimated to be less than \$300,000 are informal and are exempt from the goal setting process (Part A: Section 3.1 of the Charlotte Business INclusion Policy). Husky Construction is a City SBE.

Fiscal Note

Funding: Storm Water Community Investment Plan

Attachment

Map



**Location Map: North Summit Avenue Storm Drainage Improvement Project
(Council District 2)**



Agenda Date: 11/9/2015

Agenda #: 25.**File #:** 15-1624 **Type:** Consent Item

Reedy Creek Stream Restoration Project

Action:

- A. Approve \$260,000 for the purchase of approximately 21 acres of Conservation Easement located on Tax Parcels 105-11-107 and 105-15-401 from Mecklenburg County, and**
- B. Authorize the City Manager to execute any and all documents necessary to comply with the terms of the Purchase Agreement.**

Staff Resource(s):

William Harris, Engineering & Property Management
Jennifer Smith, Engineering & Property Management
Charles Anzalone, Engineering & Property Management

Explanation

- Reedy Creek Stream Restoration is a design-build project located in and adjacent to the Reedy Creek Nature Preserve.
- The Reedy Creek Stream Restoration project seeks to restore or enhance the headwaters of Reedy Creek while generating stream mitigation credit. Total length of streams to be restored is approximately 25,477 feet (4.82 miles).
- The total length of streams to be restored on the two parcels related to this action is 6,018 feet (1.14 miles).
- For the past year, the City had been negotiating with the private property owner to obtain conservation easement needed on two parcels. The City was offering the owner \$260,000 for the 21-acre conservation easement.
- Because the parcels are undeveloped and contiguous to the Reedy Creek Nature Preserve, Mecklenburg County Park and Recreation expressed interest in partnering with the City to purchase the two parcels in their entirety for use as nature preserve and to convey the needed easement to the City for the already budgeted and agreed upon amount of \$260,000.
- On November 4, 2015, the Board of County Commissioners approved the purchase of the two parcels, totaling 97 acres, for \$1.825 million.
- Storm Water Services is purchasing the property rather than placing the transaction on the Real Estate Transfer Ledger because properties used by Storm Water Services are not eligible for transfer under the Real Estate Transfer Ledger Agreement.
- The agreement between the City and Mecklenburg County will ensure that the stream corridors will be enhanced through the City project and protected with conservation easement. The designation and maintenance of the parcels as nature preserve provides additional overall environmental benefit to the watershed.

Agenda #: 25.File #: 15-1624 Type: Consent Item

Background

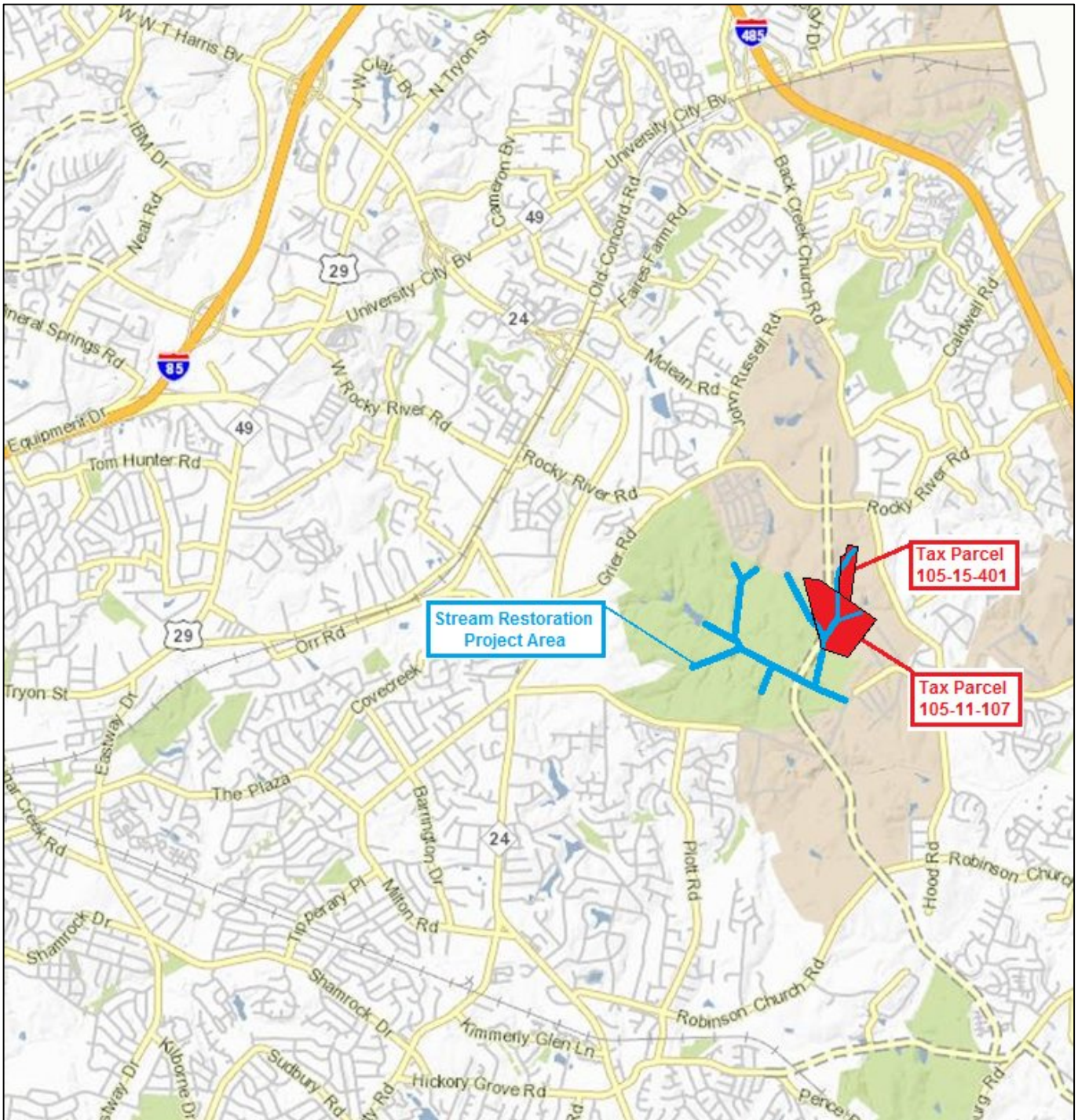
- On January 27, 2014, the City Council approved a contract with Wildlands Engineering in the amount of \$900,000 for engineering services on the Reedy Creek Stream Restoration Project. Prior to construction, an amendment to this contract will be brought to the City Council following negotiation of the guaranteed maximum price. The contract amendment will include all costs to complete the project through construction, warranty, and mitigation monitoring.
- Stream restoration is the process of converting a degraded, eroding stream corridor to a stable condition.
- Stream restoration projects generate mitigation credit that can be used to offset stream and wetland impacts on public projects.
- When a construction project impacts a stream, the Clean Water Act often requires public projects to mitigate impacts to streams and wetlands by restoring similar features elsewhere, or to pay a mitigation fee into a publicly held fund or bank.
- In 2004, the City established a Stream Restoration Mitigation Bank to hold mitigation credits that can be used later by City, Mecklenburg County, and Charlotte-Mecklenburg School public projects. Without the City Bank, all public entities impacting streams were paying mitigation fees to the state of North Carolina, which in turn were being used in other parts of the State.
- Mitigation credits are currently sold by the bank to individual projects, which allows the Storm Water Program to recoup the cost associated with restoring streams.

Fiscal Note

Funding: Storm Water Community Investment Plan

Attachment

Map



**Location Map: Reedy Creek Stream Restoration Project
(Adjacent to Council District 4)**



Agenda Date: 11/9/2015

Agenda #: 26.**File #:** 15-1663 **Type:** Consent Item

Media Buying Services for Charlotte Water Educational Media Campaign

Action:

- A. Approve a contract with The Agency Marketing Group for media buying services for an initial term of one year, and**

- B. Authorize the City Manager to renew the contract for up to one additional, one-year term with no price adjustments and to amend the contract consistent with the City's business needs and the purpose for which the contract was approved.**

Staff Resource(s):

Barry Shearin, Charlotte Water

Explanation

- Charlotte Water conducts water conservation, sanitary sewer overflow, and water leak reduction education campaigns to:
 - Increase public awareness of water conservation issues as they relate to Charlotte and Mecklenburg County;
 - Increase public awareness of sanitary sewer overflows in Charlotte and Mecklenburg County;
 - Satisfy Clean Water Act requirements to increase public action that leads to reductions in sanitary sewer overflows;
 - Increase reporting of water and sewer issues; and
 - Encourage behavior change that results in utility cost avoidance such as paperless billing.
- The Agency Marketing Group will provide media buying services in a strategic combination of various media placements to maximize impact and effectiveness. Media placement is one tool of a multi-prong educational effort designed to change customer behavior, protect the environment and increase customer satisfaction. The media buy may include placement in television, radio, print and other mediums as appropriate.
- The Agency Marketing Group will be compensated for its media buying services through a standard commission of 15% received directly from the media companies with whom the creative material is placed. In addition, the City will expect The Agency Marketing Group to vigorously pursue opportunities for free media placement. This free media placement may be in the form of public service announcements or placement extensions, among other possibilities.
- A media placement plan is the first deliverable required by the contract.
- On September 2, 2015, Charlotte Water issued a Request for Qualifications (RFQ) for media buying services. In response to the RFQ, the City received two proposals from interested service providers.
- The Project Team evaluated the proposals and determined that The Agency Marketing Group best meets the City's needs in terms of qualifications, experience, and responsiveness to RFQ requirements.

Agenda #: 26.File #: 15-1663 Type: Consent Item

- Estimated contract expenditures are \$120,000 annually.

Charlotte Business INclusion

No subcontracting goal was established because there are no subcontracting opportunities (Part C: Section 2.1(a) of the Charlotte Business INclusion Policy). The Agency Marketing Group is a City SBE.

Fiscal Note

Funding: Charlotte Water Operating Budget



Agenda Date: 11/9/2015

Agenda #: 27 **File #:** 15-1620 **Type:** Consent Item

Sewer Rehabilitation in the CityLYNX Gold Line Phase 2 Corridor

Action:

Approve a contract with Frazier Engineering, P.A. in the amount of \$236,962 for the final design, bidding phase, and construction administration services associated with sewer rehabilitation within the CityLYNX Gold Line Phase 2 Corridor.

Staff Resource(s):

Barry Shearin, Charlotte Water

Explanation

- Charlotte Water has recently concluded a condition assessment of the existing sewer within the CityLYNX Gold Line Phase 2 corridor. The condition assessment provided preliminary design recommendations for approximately 20,000 linear feet of pipe replacement or cured-in-place pipe liner and 112 manhole replacement or linings.
- Relocation was reviewed but there is limited space in the street right-of-way and would be cost prohibitive.
- Rehabilitation of the sewer would have been likely to occur within the next five years due to condition of the pipeline and manholes.
- The intent of this project is to complete most of the sewer rehabilitation work ahead of the active construction for the CityLYNX Gold Line Phase 2 project.
- Frazier Engineering, P.A. will provide final design, bid phase services, and construction administration services to include full time inspection.
- On August 11, 2015, Charlotte Water issued a Request for Qualifications (RFQ) for sewer rehabilitation within the CityLYNX Gold Line Phase 2 corridor. In response to the RFQ, the City received five proposals from interested service providers.
- Charlotte Water evaluated the responses and determined that Frazier Engineering, P.A. is the best qualified firm to meet the City's needs on the basis of demonstrated competence and qualification of professional services in response to the RFQ requirements.
- A contract for the sewer rehabilitation construction should be expected in early 2016. Preliminary estimate of the cost of the total project is approximately \$2,200,000.
- The project is accounted for in Charlotte Water's Community Investment Plan and in the rate projections for the future.

Charlotte Business INclusion

No subcontracting goal was established because there are no subcontracting opportunities (Part C: Section 2.1(a) of the Charlotte Business INclusion Policy).

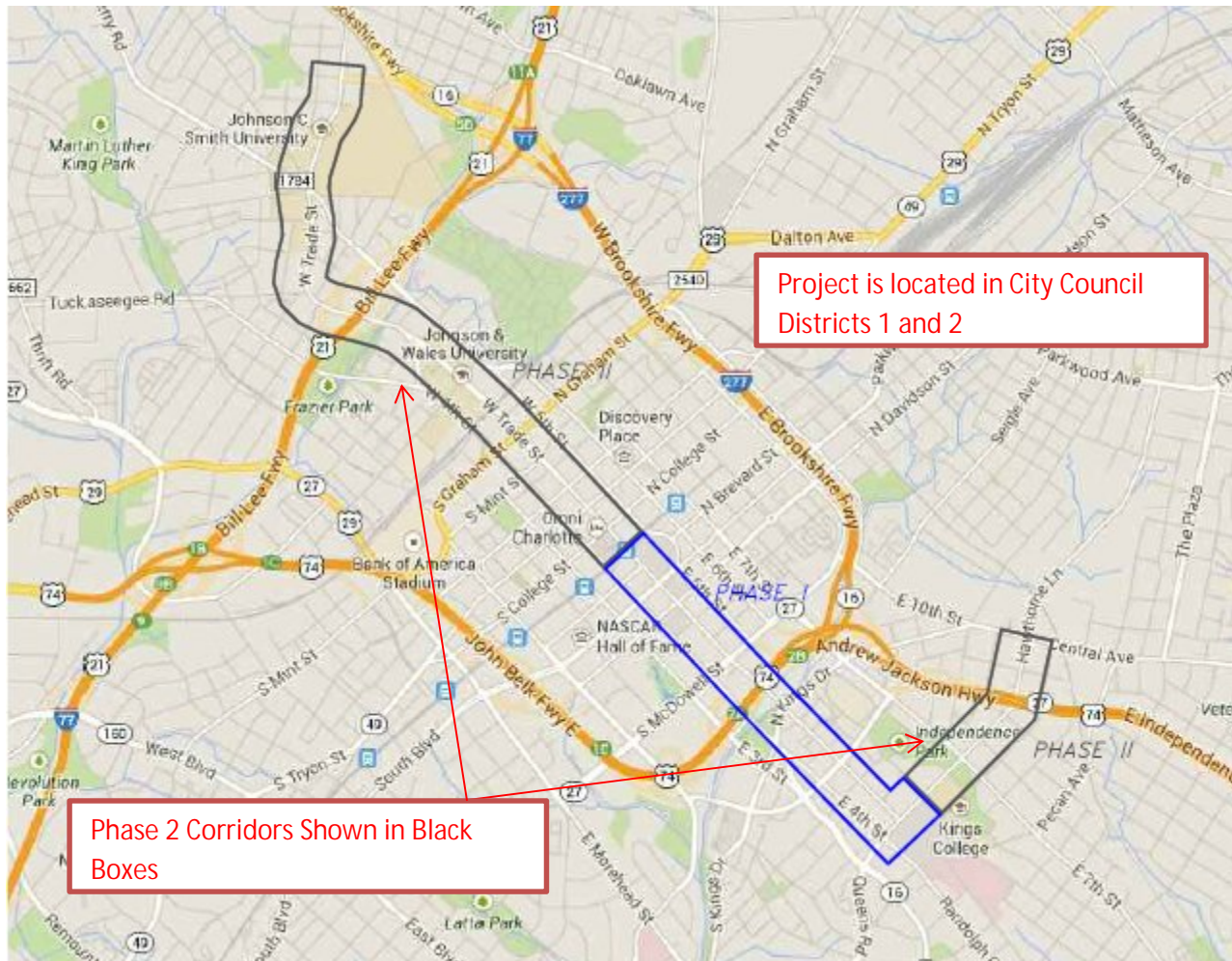
Fiscal Note

Funding: Charlotte Water Community Investment Plan

Attachment

Map

Sewer Rehabilitation in the CityLYNX Gold Line Phase Two Corridor





Agenda Date: 11/9/2015

Agenda #: 28.**File #:** 15-1823 **Type:** Consent Item

CityLYNX Gold Line Streetcar Vehicle Parts

Action:

- A. Approve the purchase of streetcar vehicle parts as authorized by the sole source exemption of G.S. 143-129 (e)(6),**
- B. Approve a unit price contract with Gomaco Trolley Company for the purchase of streetcar parts for the term of three years, and**
- C. Authorize the City Manager to renew the contract for up to two, one-year terms and to amend the contract consistent with the City's business needs and the purpose for which the contract was approved.**

Staff Resource(s):

Allen Smith, CATS

Sole Source Exemption

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 - Performance or price competition are not available;
 - A needed product is available from only one source or supply; or
 - Standardization or compatibility is the overriding consideration.
- Sole sourcing is necessary for this contract because there is only one supply source. The current streetcar vehicles are replica trolleys that utilize parts that are no longer customarily used in the industry. For that reason, the manufacturer, Gomaco Trolley Company, is the only source of the parts necessary to maintain the streetcar vehicles.
- The City Council must approve purchases made under the sole source exception.

Explanation

- CATS will use Original Equipment Manufacturer (OEM) parts in the daily maintenance and repair of the CityLYNX Gold Line streetcar vehicles.
- These OEM parts meet the required specification standards to keep the streetcar vehicles performing safely and at optimum performance.
- The company will be paid the unit prices set forth in the contract, a copy of which is available upon request.
- The OEM parts will be ordered on an as-needed basis.
- The estimated annual contract amount is \$100,000 based on the prior year's usage and required inventory stock levels.

Charlotte Business INclusion

This is a sole source contract and is exempt (Part A: Appendix 1.27 of the Charlotte Business INclusion Policy).

Fiscal Note

Funding: CATS Operating Budget



Agenda Date: 11/9/2015

Agenda #: 29.**File #:** 15-1774 **Type:** Consent Item

LYNX Blue Line Light Rail Vehicle Spare Parts

Action:

- A. Approve the purchase of light rail vehicle spare parts, as authorized by the sole source exemption of G.S. 143-129 (e)(6),**

- B. Approve a unit price contract with Siemens Industries for the purchase of light rail vehicle spare parts for the term of three years, and**

- C. Authorize the City Manager to renew the contract for up to two, one-year terms and to amend the contract consistent with the City's business needs and the purpose for which the contract was approved.**

Staff Resource(s):

Allen Smith, CATS

Sole Source Exception

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 - Performance or price competition are not available;
 - A needed product is available from only one source or supply; or
 - Standardization or compatibility is the overriding consideration.
- Sole sourcing is necessary for this contract because light rail vehicle parts performance and compatibility, including preservation of the vehicle manufacturers warranty, are overriding considerations. Additionally, many of the spare parts are not available from any source other than Siemens Industries.
- The City Council must approve purchases made under the sole source exception.

Explanation

- CATS will use original equipment manufacturing (OEM) parts in the daily maintenance and repair of the LYNX Blue Line light rail vehicles.
- These OEM parts meet the required specification standards to keep the rail vehicles performing safely and at optimum performance.
- The company will be paid the unit prices set forth in the contract, a copy of which is available upon request.
- The OEM wheels will be ordered on an as-needed basis.
- The estimated annual contract amount is \$250,000 based on the prior year's usage and required inventory stock levels.

Charlotte Business INclusion

Agenda #: 29.File #: 15-1774 Type: Consent Item

This is a sole source contract and is exempt (Part A: Appendix 1.27 of the Charlotte Business INclusion Policy).

Fiscal Note

Funding: CATS Operating Budget



Agenda Date: 11/9/2015

Agenda #: 30.**File #:** 15-1537 **Type:** Consent Item

LYNX Blue Line Grade Crossing Repair

Action:

Award a contract in the amount of \$776,953 to the lowest responsive bidder Bullock Construction, Inc. for the repair of the South Boulevard North grade crossing of the LYNX Blue Line.

Staff Resource(s):

Allen Smith, CATS
Bong Vang, CATS

Explanation

- The LYNX Blue Line intersects with several public roads along its length - some of which are 'at-grade' crossings.
 - An 'at-grade' crossing is a crossing in which the intersecting rail and roadway are of the same elevation and controlled with standard railroad signals and crossing gates.
- A recent inspection indicated that the at-grade crossing of the rail alignment at South Boulevard North is in need of the following repairs:
 - The grade crossing panels are starting to settle and are not at the same elevation as the road. The settlements in the panels are causing warping of the rail.
 - The existing panels will be removed and evaluated to determine if the panels can be reused as part of the repair or require replacement.
 - The soil and stone under the panels will be repaired prior to the placement of the panels.
 - The storm drainage along the grade crossing will be improved and the pavement markings will be improved for better traffic control.
- On July 1, 2015, an Invitation to Bid for grade crossing repairs was issued; two bids were received at an amount far in excess of the engineer's estimate and available budget. As a result, staff reengineered the project.
- On September 4, 2015, an Invitation to Bid for grade crossing repairs using the reengineered specifications was issued; one bid was received from an interested service provider.
- In accordance with North Carolina General Statute 143-132(a), the project was re-advertised on September 9, 2015; two bids were received by interested service providers.
- Bullock Construction, Inc. was the lowest responsive, responsible bidder.
- The project is anticipated to be complete by June 30, 2016.

Disadvantaged Business Enterprise

Established DBE Goal: 10%

Committed DBE Goal: 85.2%

Bullock Construction, Inc., a DBE firm, exceeded the established DBE goal and committed 85.2% (\$661,953) of the total contract to the following certified firm.

Agenda #: 30.**File #:** 15-1537 **Type:** Consent Item

- Bullock Construction, Inc (DBE) (\$661,953)
- The federal DBE program counts the participation of all DBE contractors working on a contract, without regard to their status as a prime contractor or subcontractor.

Fiscal Note

Funding: CATS Community Investment Plan

Attachment

Map

Polaris 3G Map – Mecklenburg County, North Carolina

South Blvd. North Grade Crossing Repair Map



0 0.005 0.01 0.02 Miles





Agenda Date: 11/9/2015

Agenda #: 31.File #: 15-1775 Type: Consent Item

LYNX Light Rail Vehicle Replacement Wheels

Action:

- A. **Approve the purchase of light rail vehicle wheels, as authorized by the sole source exemption of G.S. 143-129 (e)(6),**
- B. **Approve a unit price contract with Penn Machine for the purchase of light rail vehicle wheels for the term of three years, and**
- C. **Authorize the City Manager to renew the contract for up to two, one-year terms and to amend the contract consistent with the City's business needs and the purpose for which the contract was approved.**

Staff Resource(s):

Allen Smith, CATS

Sole Source Exception

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 - Performance or price competition are not available;
 - A needed product is available from only one source or supply; or
 - Standardization or compatibility is the overriding consideration.
- Sole sourcing is necessary for this contract because wheel performance and compatibility, including preservation of the vehicle manufacturers warranty, are overriding considerations.
- The City Council must approve purchases made under the sole source exception.

Explanation

- CATS will use original equipment manufacturer (OEM) wheels in the daily maintenance and repair of the LYNX Blue Line light rail vehicles.
- Penn Machine manufactures the light rail vehicle wheels, which are the only wheels of sufficient performance and compatibility to preserve the vehicle manufacturer's warranty.
- These OEM wheels meet the required specification standards to keep the light rail vehicles performing safely and at optimum performance.
- The company will be paid the unit prices set forth in the contract, a copy of which is available upon request.
- The OEM wheels will be ordered on an as-needed basis.
- The estimated annual contract amount is \$200,000 based on the prior year's usage and required inventory stock levels.

Charlotte Business INclusion

This is a sole source contract and is exempt (Part A: Appendix 1.27 of the Charlotte Business INclusion Policy).

Agenda #: 31.**File #:** 15-1775 **Type:** Consent Item

Fiscal Note

Funding: CATS Operating Budget



Agenda Date: 11/9/2015

Agenda #: 32.**File #:** 15-1715 **Type:** Consent Item

CATS Safety Systems Maintenance Services for Maintained Facilities

Action:

- A. Approve the purchase of safety system maintenance services from a cooperative purchasing contract as authorized by G.S. 143-129(e)(3),**
- B. Approve a unit price contract with Tyco-Simplex Grinnell for the purchase of safety system maintenance services for the remaining term expiring on April 24, 2017, National Joint Powers Alliance cooperative purchasing contract, number 031913-SGL, and**
- C. Authorize the City Manager to renew the contract provided Tyco-Simplex Grinnell is awarded the National Joint Powers Alliance Cooperative contract with the same or more favorable prices and terms than those offered under the current contract.**

Staff Resource(s):

Levern McElveen, CATS

Cooperative Purchasing Exemption

NC S.L. 2001-328, effective January 1, 2002, authorizes competitive group purchasing.

Explanation

- The contract will provide the following for CATS fire control panels, fire alarm detection systems, and blue light emergency phones:
 - Maintenance,
 - Inspections,
 - Services, and
 - Diagnostic testing.
- In addition, fire alarm monitoring center services will be provided.
- The agreement will be entered into pursuant to the National Joint Powers Alliance (NJPA) master contract with Tyco-Simplex Grinnell.
- NJPA creates national cooperative contract purchasing opportunities and solutions on behalf of its members, which include all government, education, and non-profit agencies nationwide.
- These cooperative contract purchasing opportunities present both time and money savings for their users by consolidating numerous individually prepared solicitations into one cooperatively shared process and by the aggregation of demand from members nationwide.
- Tyco-Simplex Grinnell was competitively awarded a national contract through NJPA. Local governments are encouraged to use such common purchasing agreements that offer volume

Agenda #: 32.File #: 15-1715 Type: Consent Item

discounts procured using full and open competition.

- Annual expenditures are estimated to be \$173,055.

Charlotte Business INclusion

This is a cooperative purchasing contract and is exempt (Part A: Appendix 1.27 of the Charlotte Business INclusion Policy).

Fiscal Note

Funding: CATS Operating Budget



Agenda Date: 11/9/2015

Agenda #: 33.**File #:** 15-1577 **Type:** Consent Item

CATS Bus Alternator and Starter Repair Service

Action:

- A. Approve a unit price contract with American Auto and Truck Electric for bus alternator and starter repair services for the term of three years, and**

- B. Authorize the City Manager to renew the contract for up to two, one-year terms with possible price adjustments and to amend the contract consistent with the City's business needs and the purpose for which the contract was approved.**

Staff Resource(s):

Larry Kopf, CATS
Edward Pullan, CATS

Explanation

- The scope of this service includes the repair and reconditioning of CATS bus alternators, starters, and other electrical components in the normal course of maintenance to extend the vehicle life.
- On September 1, 2015, the City issued a Request for Proposal (RFP) for bus alternator and starter repair service. In response to the RFP, the City received one proposal from interested service providers.
- CATS Bus Operations Division evaluated the proposal and determined that American Auto and Truck Electric best meets the City's needs in terms of qualifications, experience, cost, and responsiveness to RFP requirements.
- Staff anticipates renewing the contract for up to two additional, one-year terms at prices to be negotiated based on market conditions.
- The vendor will be paid the unit prices set forth in the contract, a copy of which is available upon request.
- Estimated contract expenditures are \$90,000 annually during the initial three-year contract term.

Charlotte Business INclusion

No subcontracting goal was established because there are no subcontracting opportunities (Part C: Section 2.1(a) of the Charlotte Business INclusion Policy).

Fiscal Note

Funding: CATS Operating Budget



Agenda Date: 11/9/2015

Agenda #: 34.**File #:** 15-1704 **Type:** Consent Item

Airline Training Facility Design Services Contract

Action:

- A. Approve a contract in the amount of \$159,130 with LS3P Associates, LTD. for design services for the Concourse E American Airlines Express Training Facility, and**

- B. Adopt a budget ordinance appropriating \$159,130 from the Aviation Discretionary Fund to the Aviation Community Investment Plan Fund.**

Staff Resource(s):

Jack Christine, Aviation

Explanation

- American Airlines has experienced continued operational growth, requiring ongoing training for their growing staff and increased space for locker room and break room facilities.
- On February 3, 2014, the Aviation Department issued a Request for Qualifications for architectural and engineering design services; 29 firms submitted a proposal. Of those, 22 firms were selected for future architectural and engineering design services.
- LS3P Associates, LTD. was one of the 22 firms selected, and was chosen for this project based on their expertise in the design of large aviation facilities and their knowledge of Concourse E.
- The project will be funded with Aviation discretionary funds, which will be reimbursed by American Airlines.
- The project will take three months to design; Aviation expects to receive construction bids in early spring of 2016.

Charlotte Business INclusion

The City negotiated subcontracting participation after the proposal selection process (Part C: Section 2.1 (h) of the Charlotte Business INclusion Policy). For this contract, LS3P has committed 23.26% (\$37,017.50) of the total contract amount to the following certified firm:

- Wilson Group Architects PA (SBE) (\$37,017.50) (architectural design and construction administration services)

Fiscal Note

Funding: Aviation Community Investment Plan

Attachment

Budget Ordinance

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NUMBER 5949-X, THE 2015-2016 BUDGET ORDINANCE PROVIDING AN APPROPRIATION OF \$159,130 FOR DESIGN SERVICES FOR THE CONCOURSE E AMERICAN AIRLINES EXPRESS TRAINING FACILITY

BE IT ORDAINED, by the City Council of the City of Charlotte;

Section 1. That the sum of \$159,130 is hereby appropriated from the Aviation Discretionary Fund for the contract with LS3P Associates, LTD

Section 2. That the sum of \$159,130 is hereby appropriated in the Aviation Community Investment Plan Fund (6064) to the following projects:

Fund	6064
Project	4020901602
Source	6000
Type	60006001
Year	0000

Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.

Section 4. All ordinances in conflict with this ordinance are hereby repealed.

Section 5. This ordinance shall be effective upon adoption.

Approved as to form:

City Attorney



Agenda Date: 11/9/2015

Agenda #: 35.**File #:** 15-1114 **Type:** Consent Item

Airport Main Data Center Utilities Upgrade Design Contract

Action:

- A. Approve a contract for \$217,850 with DAS Architecture, Inc. for design services of the Airport's main data center utilities upgrade, and**

- B. Adopt a budget ordinance appropriating \$217,850 from the Aviation Discretionary Fund to the Aviation Community Investment Plan Fund.**

Staff Resource(s):

Jack Christine, Aviation

Explanation

- The Airport's main data center was constructed in 2000. Since that time, the need for technology-driven business solutions and video operations has increased tremendously.
- The main data center houses airport servers, telephone and internet connections, and safety and security monitoring equipment for the main terminal building.
- The data center upgrade design will improve climate control in the center, increase the electrical support and reliability, and create additional space to accommodate the future growth of the Airport's technology needs.
- On February 3, 2014, the Aviation Department issued a Request for Qualifications for architectural and engineering design service; 29 proposals were received from interested service providers and firms were selected for future architectural and engineering design.
- Aviation staff evaluated the proposals and selected DAS Architecture, Inc. based on their qualifications and specific airport experience at the Airport.

Charlotte Business INclusion

The City negotiated subcontracting participation after the proposal selection process (Part C: Section 2.1 (h) of the Charlotte Business INclusion Policy). For this contract, DAS Architecture has committed 10.97% (\$23,892) of the total contract amount to the following certified firms:

- Accutech Surveying and Mapping, LLP (SBE) (\$12,892) (surveying)
- Flehan Engineering, Inc. (SBE, WBE) (\$11,000) (civil engineering assistance)

DAS Architecture is a City SBE.

Fiscal Note

Funding: Aviation Community Investment Plan

Attachment

Budget Ordinance

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NUMBER 5949-X, THE 2015-2016 BUDGET ORDINANCE PROVIDING AN APPROPRIATION OF \$217,850 FOR DESIGN SERVICES OF THE AIRPORT'S MAIN DATA CENTER UTILITIES UPGRADE

BE IT ORDAINED, by the City Council of the City of Charlotte;

Section 1. That the sum of \$217,850 is hereby appropriated from the Aviation Discretionary Fund for the contract with DAS Architecture, Inc.

Section 2. That the sum of \$217,850 is hereby appropriated in the Aviation Community Investment Plan Fund (6064) to the following projects:

Fund	6064
Project	4020901541
Source	6000
Type	60006001
Year	0000

Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.

Section 4. All ordinances in conflict with this ordinance are hereby repealed.

Section 5. This ordinance shall be effective upon adoption.

Approved as to form:

City Attorney



Agenda Date: 11/9/2015

Agenda #: 36.File #: 15-1593 Type: Consent Item

Airport Lightning Detection System Upgrade

Action:

- A. Approve the purchase of a TWX Lightning Alert System, as authorized by the sole source exemption of G.S. 143-129 (e)(6),**

- B. Approve a contract with Vaisala, Inc. for the purchase of a TWX Lightning Alert System,**

- C. Authorize the City Manager to approve the purchase of maintenance and support for as long as the City uses the system,**

- D. Authorize the City Manager to purchase additional upgrades, services, hardware, and software licenses as needed from time to time to optimize Aviation's use of the system, and**

- E. Adopt a budget ordinance appropriating \$349,261 from the Aviation Discretionary Fund to the Aviation Community Investment Fund.**

Staff Resource(s):

Brent Cagle, Aviation

Sole Source Exemption

- G.S. 143-129 (e) (6) provides that formal bidding requirements do not apply when:
 - Performance or price competition are not available;
 - A needed product is available from only one source or supply; or
 - Standardization or compatibility is the overriding consideration.
- Sole sourcing is necessary for this contract because standardization or compatibility is the overriding consideration.
- The City Council must approve purchases made under the sole source exception.

Explanation

- The purchase is for the upgrade of the Airport's existing lightning detection and warning system.
- The product meets Federal Aviation Administration guidelines, and is part of a global ground-based sensor network that is managed directly by Vaisala.
- The system is vital to the safety of all personnel working on the Airport ramp.
- All new equipment components must be compatible with the current lightning detection system.
- The company will be paid the unit prices set forth in the contract, a copy of which is available upon request.

Agenda #: 36.File #: 15-1593 Type: Consent Item

- Expenditures under the contract are estimated to be \$349,261.

Charlotte Business INclusion

This is a sole source contract and is exempt (Part A: Appendix 1.27 of the Charlotte Business INclusion Policy).

Fiscal Note

Funding: Aviation Community Investment Plan

Attachment

Budget Ordinance

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NUMBER 5949-X, THE 2015-2016 BUDGET ORDINANCE PROVIDING AN APPROPRIATION OF \$349,261 FOR THE PURCHASE OF A TWX LIGHTNING ALERT SYSTEM

BE IT ORDAINED, by the City Council of the City of Charlotte;

Section 1. That the sum of \$349,261 is hereby appropriated from the Aviation Discretionary Fund for the contract with Vaisala, Inc.

Section 2. That the sum of \$349,261 is hereby appropriated in the Aviation Community Investment Plan Fund (6064) to the following projects:

Fund	6064
Project	4020901607
Source	6000
Type	60006001
Year	0000

Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.

Section 4. All ordinances in conflict with this ordinance are hereby repealed.

Section 5. This ordinance shall be effective upon adoption.

Approved as to form:

City Attorney



Agenda Date: 11/9/2015

Agenda #: 37.**File #:** 15-1484 **Type:** Consent Item

Airport Vehicle Maintenance Facility Design Contract

Action:

- A. Approve a contract for up to \$1,267,488 with Bergmann Associates, Architects, Engineers, P.C. dba Gantt Hubermann Architects for design of a vehicle maintenance facility, bus wash facility, and site work, and**

- B. Adopt a budget ordinance appropriating \$1,267,488 from the Aviation Discretionary Fund to the Aviation Community Investment Plan Fund.**

Staff Resource(s):

Jack Christine, Aviation

Explanation

- On November 24, 2014, the City Council approved a contract with Bergmann Associates, Architects, Engineers, P.C. dba Gantt Hubermann Architects for preliminary design and scope services of a new Airport Maintenance Facility.
- The preliminary design effort validated the need for a new vehicle maintenance facility and bus wash facility.
- Airport vehicle maintenance moved to their current location in 2005. Over the past decade the size of the shuttle bus fleet has increased beyond the capacity of the current shop.
- Design services will include a vehicle maintenance facility of approximately 57,500 square feet at an estimated construction cost of \$11 million and \$1.5 million for the bus washing facility and site work.
- On February 3, 2014, the Aviation Department issued a Request for Qualifications (RFQ) for architectural and engineering design services. In response to the RFQ, the City received 29 proposals from interested service providers.
- Aviation staff evaluated the proposals and determined that Bergmann Associates best meets the City's needs based on their work on the preliminary scoping contract and knowledge of the Airport Maintenance Facility project.

Charlotte Business INclusion

The City negotiated subcontracting participation after the proposal selection process (Part C: Section 2.1 (h) of the Charlotte Business INclusion Policy). For this contract, Bergmann Associates, Architects, Engineers, P.C. has committed 26.71% (\$338,570) of the total contract amount to the following certified firms:

- AME Consulting Engineers (SBE) (\$295,620) (Plumbing, mechanical and electrical engineering)
- The Survey Company, Inc. (SBE) (\$33,360) (Surveying and mapping)
- Boyle Consulting Engineers, PLLC (SBE) (\$9,590) (Geotechnical engineering)

Fiscal Note

Agenda #: 37.**File #:** 15-1484 **Type:** Consent Item

Funding: Aviation Community Investment Plan

Attachment

Budget Ordinance

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NUMBER 5949-X, THE 2015-2016 BUDGET ORDINANCE PROVIDING AN APPROPRIATION OF \$1,267,488 FOR DESIGN SERVICES OF A VEHICLE MAINTENANCE FACILITY, BUS WASH FACILITY, AND SITE WORK

BE IT ORDAINED, by the City Council of the City of Charlotte;

Section 1. That the sum of \$1,267,488 is hereby appropriated from the Aviation Discretionary Fund for the contract with Bergmann Associates, Architects, Engineers, P.C. dba Gantt Huberman Architects

Section 2. That the sum of \$1,267,488 is hereby appropriated in the Aviation Community Investment Plan Fund (6064) to the following projects:

Fund	6064
Project	4020901514
Source	6000
Type	60006001
Year	0000

Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.

Section 4. All ordinances in conflict with this ordinance are hereby repealed.

Section 5. This ordinance shall be effective upon adoption.

Approved as to form:

City Attorney



Agenda Date: 11/9/2015

Agenda #: 38.**File #:** 15-1705 **Type:** Consent Item

**Airport Baggage Screening System Design / West Terminal Expansion
Contract Amendment**

Action:

Approve contract amendment #1 in the amount of \$291,975 with BNP Associates, Inc. to the Checked Baggage Inline System for additional construction administration.

Staff Resource(s):

Jack Christine, Aviation

Explanation

- On May 24, 2010, the City Council approved a grant from the Transportation Security Administration (TSA) to fund 90% of the cost of an automated baggage screening system.
- On June 25, 2012, the City Council approved a contract with BNP Associates, Inc. in the amount of \$1,737,500 to design the baggage screening system.
- The new Checked Baggage Inline System adds 12,000 feet of new conveyor and 11 screening machines.
- The project is funded by the TSA grant and by 2011 General Airport Revenue Bond proceeds; the debt service is paid by Passenger Facility Charge revenues.
- The project commenced in January 2013 with installation of necessary infrastructure to support the structural and electrical demands of the baggage screening system.
- In May 2015 TSA approved changes increasing the grant and extending the period of performance to match the revised project schedule to allow the baggage screening system to be compliant with the latest version of TSA's Project Guidelines Design Standard.
- The current schedule is anticipated to be complete in March 2016.
- Contract amendment #1 in the amount of \$291,975 is for additional oversight, testing, and commissioning by the project design firm BNP Associates, Inc. for the extended project period.
- The total new contract value including the contract amendment is \$2,029,475.

Disadvantaged Business Enterprise

No DBE goal was established for this amendment because there are no subcontracting opportunities.

Fiscal Note

Funding: Aviation Community Investment Plan



Agenda Date: 11/9/2015

Agenda #: 39.**File #:** 15-1708 **Type:** Consent Item

Resolution of Intent to Abandon Two Residual Portions of Brixham Hill Avenue

Action:

- A. Adopt a Resolution of Intent to abandon two residual portions of Brixham Hill Avenue, and**

- B. Set a public hearing for December 14, 2015.**

Staff Resource(s):

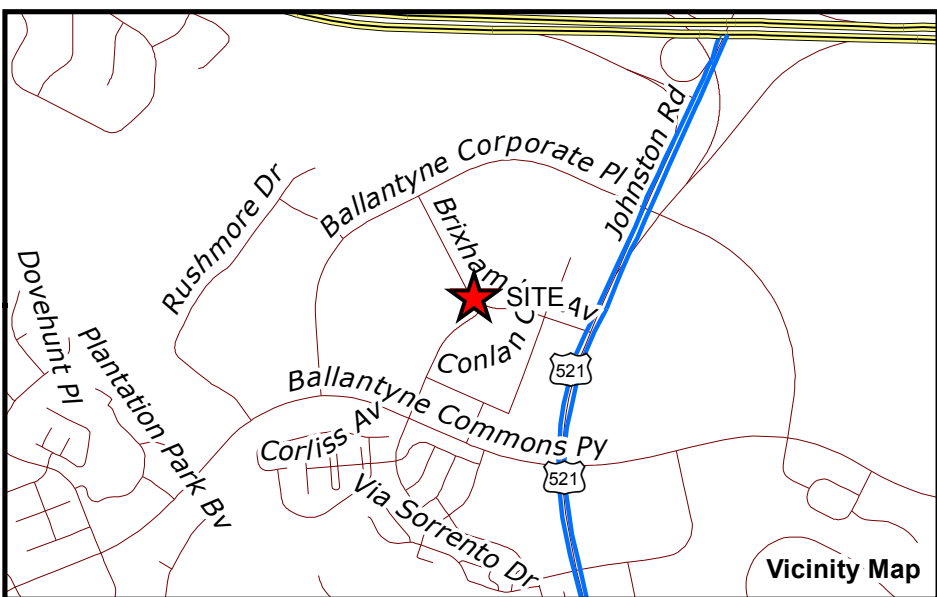
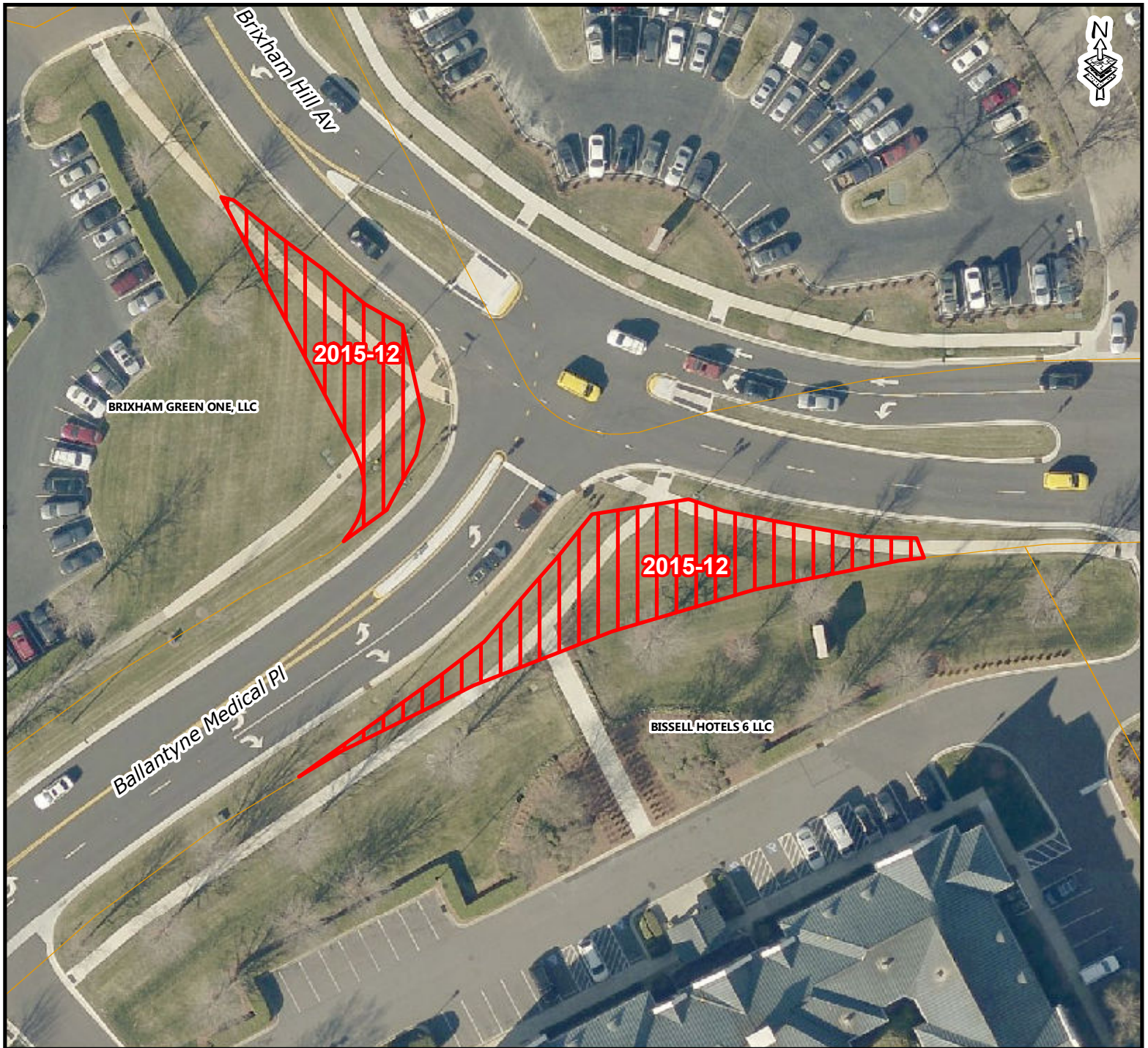
Jeff Boenisch, Transportation

Explanation

The residual portions of Brixham Hill Avenue are located in Council District 7.

Attachment

Map
Resolution




**CITY OF CHARLOTTE
DEPARTMENT OF TRANSPORTATION**

Development Services Division

Right-of-Way Abandonment Petition 2015-12

Right-of-Way Abandonment Area

A residual portion of Brixham Hill Avenue formerly John J. Delaney 

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE **two residual portions of Brixham Hill Avenue (formerly John J. Delaney Boulevard)** in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Bissell Hotels 6, LLC** has filed a petition to close two residual portions of Brixham Hill Avenue (formerly John J. Delaney Boulevard) in the City of Charlotte; and

Whereas, two residual portions of Brixham Hill Avenue (formerly John J. Delaney Boulevard) are located within the southwestern most and southeastern most radiuses of the intersection of what is now considered Brixham Hill Avenue and Ballantyne Medical Place, and consist of a southwestern portion that is 5,768 square feet, and a southeastern portion that is 8,460 square feet as shown in the maps marked “Exhibit A” and is more particularly described by metes and bounds in the documents marked “Exhibit B-1 and B-2” all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley.

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of November 9, 2015, that it intends to close two residual portions of Brixham Hill Avenue (formerly John J. Delaney Boulevard) and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 14th day of December 2015, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.



Agenda Date: 11/9/2015

Agenda #: 40.**File #:** 15-1709 **Type:** Consent Item

Resolution of Intent to Abandon Two Unopened Alleyways between E. 16th Street and E. 18th Street

Action:

- A. Adopt a Resolution of Intent to abandon two unopened alleyways between E. 16th Street and E. 18th Street , and**
- B. Set a public hearing for December 14, 2015.**

Staff Resource(s):

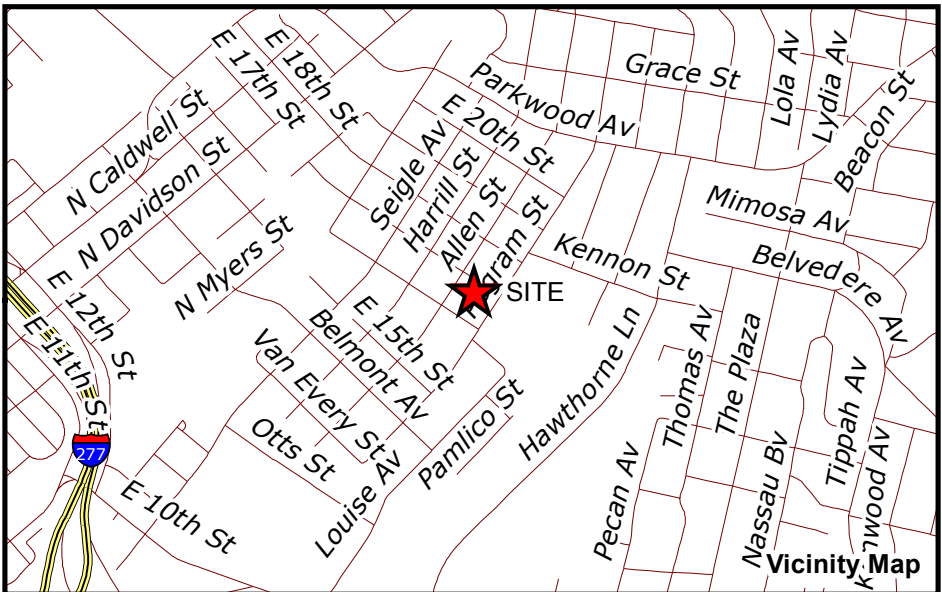
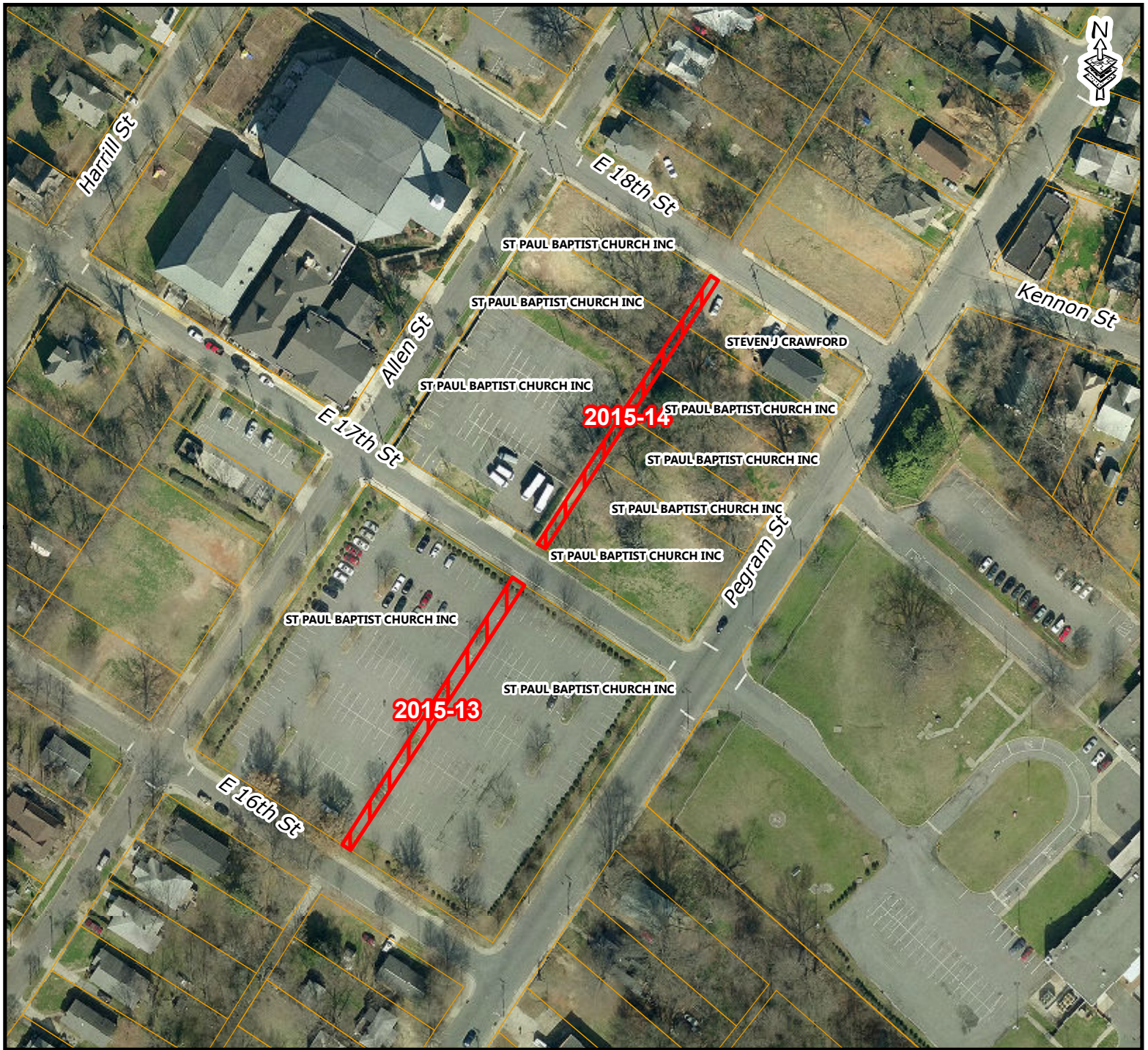
Jeff Boenisch, Transportation

Explanation

The two unopened alleyways between E. 16th Street and E. 18th Street are located in Council District 1.

Attachment


Map
Resolution



CITY OF CHARLOTTE
DEPARTMENT OF TRANSPORTATION

Development Services Division

Right-of-Way Abandonment
 Petition 2015-13 & 2015-14

Right-of-Way Abandonment Area
 An Alleyway between
 E. 16th and E. 17th Street & 
 E. 17th and E. 18th Street

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE two unopened alleyways between E. 16th Street and E. 17th Street, and E. 17th Street and E. 18th Street in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Laurel Street Residential** has filed a petition to close two unopened alleyways between E. 16th Street and E. 17th Street, and E. 17th Street and E. 18th Street in the City of Charlotte; and

Whereas, an unopened alleyway between E. 16th Street and E. 17th Street is located within a street block bound by Allen Street, E. 17th Street, Pegram Street, and E. 16th Street , and consists of approximately 3,000 square feet; and an unopened alleyway between E. 17th Street and E. 18th Street is located within a street block bound by Allen Street, E. 18th Street, Pegram Street, and E. 18th Street, and consists of approximately 3,000 square feet, as shown in the maps marked “Exhibit A-1 and A-2” and are more particularly described by metes and bounds in the documents marked “Exhibit B-1 and B-2” all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley.

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of November 9, 2015, that it intends to close two unopened alleyways between E. 16th Street and E. 17th Street, and E. 17th Street and E. 18th Street and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 14th day of December 2015, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.



Agenda Date: 11/9/2015

Agenda #: 41.**File #:** 15-1670 **Type:** Consent Item

Public Auction for Police Unclaimed Property

Action:

- A. Adopt a resolution declaring specific equipment, and other miscellaneous items as surplus, and**

- B. Authorize said items for sale by public auction on December 5, 2015.**

Staff Resource(s):

Kay Elmore, Management and Financial Services

Explanation

- Pursuant to North Carolina General Statute 160A-270(b) and 15-13, approval is requested for one public auction as follows:
 - On December 5, 2015, at 10:00 a.m. to dispose of police unclaimed property.
- The auction is conducted at the City's Asset Recovery and Disposal facility located at 5550 Wilkinson Boulevard, Charlotte, North Carolina.
- The City selected Rogers Realty and Auction Company, Inc. as the auction service provider through a competitive selection process.
- The auction company will be compensated for the sale through auction proceeds in the following manner:
 - Police unclaimed property - 9.50% of the total gross sale price.
 - Net proceeds from the sale will be paid to the Charlotte Mecklenburg Board of Education, per General Statute 15-15.

Fiscal Note

Funding: Not Applicable

Attachment

Property List
Resolution

Item Category	Qty
Assorted Automotive items(brake pads, rotors, etc.)	70
Assorted Bikes	65
Assorted Computers and related items (processors, laptops, bags, cords, etc.)	194
Assorted Electronic items (GPS, stereos, speakers, iPods, cameras, phones, radios, game systems, etc)	402
Assorted Jewelry items (ear rings, watches, necklaces, etc.)	261
Assorted Lawn Care items (blowers, weed eaters, etc.)	15
Miscellaneous items (clothes, shoes, bags, kitchen items, copper items, sun glasses, etc.)	288
Assorted Sports items (gun cases, golf clubs, tents, etc.)	36
Assorted Tools (saws, drills, misc tools, tool bags, batteries for tools, etc.)	287
Assorted TV's	23
Total	1641

CHARLOTTE CITY COUNCIL

Resolution Authorizing Sale of Police Unclaimed Property by Public Auction

Whereas, North Carolina G.S. 160A-270(b) and 15-13 allows the City Council to sell police unclaimed property at public auction upon adoption of a resolution authorizing the appropriate official to dispose of the property at public auction and;

Whereas, the City Manager has recommended that the property listed on the attached (Exhibit A) be declared as surplus and sold at public auction; now therefore,

Be it resolved, by the Charlotte City Council that the City Manager or his designee is authorized to sell by public auction on December 5, 2015 at 10:00 a.m. the police unclaimed property described on (Exhibit A), at the City Asset Recovery and Disposal facility, 5550 Wilkinson Blvd, Charlotte, North Carolina, as per the terms and conditions specified in the Auctioneer Services contract approved by this City Council and in accordance with G.S. 160A-270(b), and 15-13. The terms of the sale shall be net cash. The City Manager or his designee is directed to publish at least once and not less than ten days before the date of the auction, a copy of this resolution or a notice summarizing its content as required by North Carolina General Statute 160A-270(b) and 15-14.

Adopted on this _____ day of _____, 2015

CERTIFICATION



Agenda Date: 11/9/2015

Agenda #: 42. **File #:** 15-1766 **Type:** Consent Item

Meeting Minutes

Action:

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

- **September 21, 2015, Zoning Meeting**
- **October 5, 2015, Workshop**

Staff Resource(s):

Bianca Payne, City Clerk's Office



Agenda Date: 11/9/2015

Agenda #: 43.**File #:** 15-1717 **Type:** Consent Item

In Rem Remedy: 501 Frank Drive

For In Rem Remedy, the public purpose and policy are outlined here.

Public Purpose:

- Eliminate a blighting influence;
- Reduce the proportion of substandard housing;
- Increase tax value of property by making land available for potential infill housing development; and
- Support public safety initiatives.

Policy:

- Housing & Neighborhood Development and Community Safety

The In Rem Remedy items were initiated from three categories:

1. Public Safety - Police and/or Fire Department;
2. Complaint - petition by citizens, tenant complaint or public agency referral; and
3. Field Observation - concentrated code enforcement program.

The In Rem Remedy item is listed below by category identifying the street address and neighborhood.

Field Observation: 501 Frank Drive

Action:

Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 501 Frank Drive (Neighborhood Profile Area 271).

Attachment

Ordinance Packet

ORDINANCE

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 501 FRANK DRIVE PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF KNOWN AND UNKNOWN HEIRS OF MAXWELL JAMES KIRKLAND, KNOWN AND UNKNOWN HEIRS OF LOIS MARIE C. KIRKLAND 501 FRANK DRIVE CHARLOTTE, NC 28215

WHEREAS, the dwelling located at 501 Frank Drive in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling; and

WHEREAS, said owner(s) have failed to comply in a timely fashion.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 501 Frank Drive in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

Senior Assistant City Attorney

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GENERAL INFORMATION	
Property Address	501 Frank Drive
Neighborhood	Neighborhood Profile Area 271
Council District	#1
Owner(s)	Known and Unknown Heirs of Maxwell James Kirkland Known and Unknown Heirs of Lois Marie C. Kirkland
Owner(s) Address	501 Frank Drive Charlotte, NC 28215
KEY FACTS	
Focus Area	Housing & Neighborhood Development & Community Safety Plan
CODE ENFORCEMENT INFORMATION	
◆ Reason for Inspection:	Field Observation
◆ Date of the Inspection:	3/17/2015
◆ Owner(s) notified of Complaint and Notice of Hearing by advertisement and certified mail by:	6/9/2015
◆ Held hearing for owner(s) by:	7/6/2015
◆ Owner(s) attend hearing:	No
◆ Owner(s) ordered to demolish structure by:	8/7/2015
◆ Filed Lis Pendens:	8/21/2015
◆ Owner(s) has not repaired, or complied with order to demolish.	
◆ Structure occupied:	No
◆ Demolition cost:	\$6,970
◆ Lien will be placed on the property for the cost of Demolition.	

NOTIFICATION TO OWNER

Owner and parties of interest have been advised that failure to comply with the Order to Demolish the structure would result in City Council being requested to approve demolition by the City and a lien being placed on the property for the cost of demolition.

OPTIONS

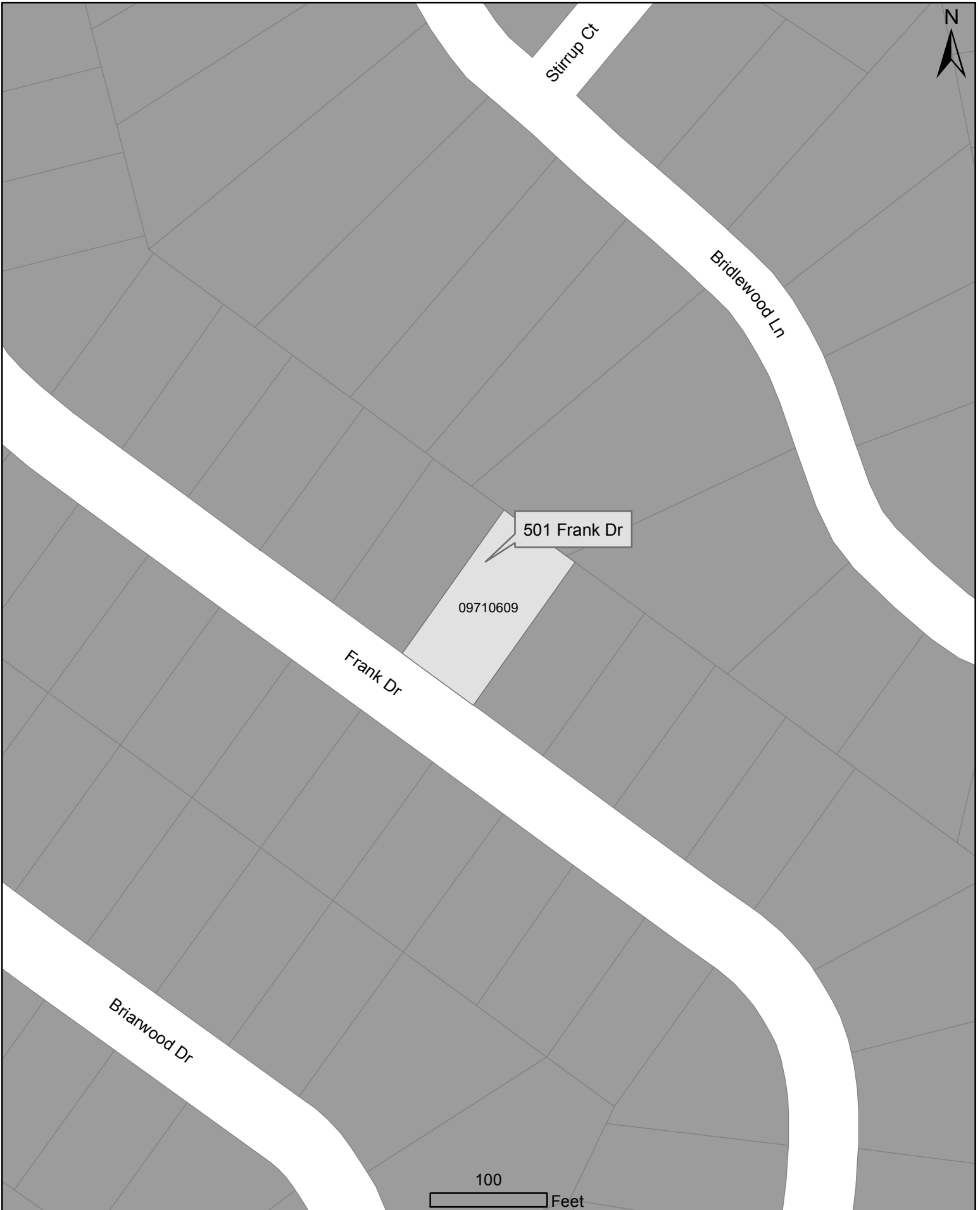
IN-REM REPAIR	REHAB TO CITY STANDARD	REPLACEMENT HOUSING	DEMOLITION
Estimated In-Rem Repair Cost: \$64,910	Acquisition & Rehabilitation Cost (Existing structure: 1,300 sq. ft. total) Economic Life: 15-20 years Estimated cost-\$151,311	New Replacement Structure Cost (Structure: 1,300 sq. ft. total) Economic Life: 50 years Estimated cost-\$182,981	Demolition Cost \$6,970
In-Rem Repair is not recommended because the In-Rem Repair cost is greater than 65% of the tax value.	Acquisition: Tax values: - Structure: \$ 56,300 - Terrace: \$ 200 - Land: <u>\$ 17,000</u> Total Acquisition: \$ 73,500 Estimated Rehabilitation Cost: \$ 65,000 Outstanding Loans \$ 0 Property Taxes owed: \$ 8,997 Interest on Taxes owed: <u>\$ 3,814</u> Total: \$ 77,811	Acquisition: Tax values: - Structure: \$ 56,300 - Terrace: \$ 200 - Land: <u>\$ 17,000</u> Total Acquisition: \$ 73,500 New structure: \$ 89,700 Demolition: \$ 6,970 Outstanding Loans: \$ 0 Property Taxes owed: \$ 8,997 Interest on Taxes owed: <u>\$ 3,814</u> Total: \$ 109,481	

RECOMMENDATION FOR DEMOLITION

Demolition is recommended because:

- Estimated In-Rem Repair cost of: \$64,910 (\$49.93 /sq. ft.), which is 115.293% of the structure tax value, which is \$56,300.
- City rehab costs analysis shows that rehabilitation is not feasible because the cost is prohibitive.
- New construction analysis shows that new construction is not feasible because the cost is prohibitive.
- Violations include: Structural, electrical, plumbing and heating violations: Flooring and sub-structure is loose, rotted, or missing in several places. Walls and ceiling covering moisture damaged. Decayed wall studs. Damaged entry door. Carbon monoxide and smoke detectors missing. Roof covering loose/damaged. Decayed roof sheathing and rafters. Missing and damaged electrical receptacles and switches. Damaged water heater. No heat source provided.
- The building is 57 years old and consists of 1,300 square feet total.
- A new 1,300 sq. ft. structure can be built for \$89,700.

501 Frank Drive



501 Frank Drive





Agenda Date: 11/9/2015

Agenda #: 44.**File #:** 15-1719 **Type:** Consent Item

In Rem Remedy: 1937 1,2 Terrybrook Lane

For In Rem Remedy, the public purpose and policy are outlined here.

Public Purpose:

- Eliminate a blighting influence;
- Reduce the proportion of substandard housing;
- Increase tax value of property by making land available for potential infill housing development; and
- Support public safety initiatives.

Policy:

- Housing & Neighborhood Development and Community Safety

The In Rem Remedy items were initiated from three categories:

1. Public Safety - Police and/or Fire Department;
2. Complaint - petition by citizens, tenant complaint or public agency referral; and
3. Field Observation - concentrated code enforcement program.

The In Rem Remedy item is listed below by category identifying the street address and neighborhood.

Field Observation: 1937 1,2 Terrybrook Lane

Action:

Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at 1937 1,2 Terrybrook Lane (Neighborhood Profile Area 10).

Attachment

Ordinance Packet

ORDINANCE

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 1937 1,2 TERRYBROOK LANE PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF ROBERT L. HOGAN JR. AND DINA M. DIORIO-HOGAN 162 BOWER ROAD POUGHKEEPSIE, NY 12603

WHEREAS, the dwelling located at 1937 1,2 Terrybrook Lane in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling; and

WHEREAS, said owner(s) have failed to comply in a timely fashion.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 1937 1,2 Terrybrook Lane in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

Senior Assistant City Attorney

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GENERAL INFORMATION	
Property Address	1937 1,2 Terrybrook Lane
Neighborhood	Neighborhood Profile Area 10
Council District	#1
Owner(s)	Robert L. Hogan Jr. and Dina M. Diorio-Hogan
Owner(s) Address	162 Bower Road Poughkeepsie, NY 12603
KEY FACTS	
Focus Area	Housing & Neighborhood Development & Community Safety Plan
CODE ENFORCEMENT INFORMATION	
◆ Reason for Inspection:	Field Observation
◆ Title report received, revealing parties in interest:	6/24/2015
◆ Date of the Inspection:	6/25/2015
◆ Owner(s) and parties in interest notified of Complaint and Notice of Hearing by advertisement and certified mail by:	7/61/2015
◆ Held hearing for owner(s) and parties in interest by:	7/29/2015
◆ Owner(s) and parties in interest attend hearing:	No
◆ Filed Lis Pendens:	9/3/2015
◆ Owner(s) and parties in interest ordered to demolish structure by:	9/10/2015
◆ Owner(s) have not repaired, or complied with order to demolish.	
◆ Structure occupied:	No
◆ Demolition cost:	\$7,322
◆ Lien will be placed on the property for the cost of Demolition.	

NOTIFICATION TO OWNER

Owner and parties of interest have been advised that failure to comply with the Order to Demolish the structure would result in City Council being requested to approve demolition by the City and a lien being placed on the property for the cost of demolition.

OPTIONS

IN-REM REPAIR	REHAB TO CITY STANDARD	REPLACEMENT HOUSING	DEMOLITION
Estimated In-Rem Repair Cost: \$44,265	Acquisition & Rehabilitation Cost (Existing structure: 1,743 sq.ft. total) Economic Life: 15-20 years Estimated cost-\$264,795	New Replacement Structure Cost (Structure: 1,743 sq.ft. total) Economic Life: 50 years Estimated cost-\$305,234	Demolition Cost \$7,322
In-Rem Repair is not recommended because the In-Rem Repair cost is greater than 65% of the tax value.	Acquisition: Tax values: - Structure: \$ 59,900 - Terrace/Patio: \$ 0 - Land: <u>\$ 21,000</u> Total Acquisition: \$ 81,700 Estimated Rehabilitation Cost: \$ 87,150 Outstanding Loans \$ 87,900 Property Taxes owed: \$ 6,610 Interest on Taxes owed: <u>\$ 1,435</u> Total: \$183,095	Acquisition: Tax values: - Structure: \$ 59,900 - Terrace/Patio: \$ 0 - Land: <u>\$ 21,000</u> Total Acquisition: \$ 81,700 New structure: \$ 120,267 Demolition: \$ 7,322 Outstanding Loans: \$ 87,900 Property Taxes owed: \$ 6,610 Interest on Taxes owed: <u>\$ 1,435</u> Total: \$ 223,534	

RECOMMENDATION FOR DEMOLITION

Demolition is recommended because:

- Estimated In-Rem Repair cost of: \$44,265 (\$25.39 /sq. ft.) which is 73.898% of the structure tax value, which is \$59,900.
- City rehab costs analysis shows that rehabilitation is not feasible because the cost is prohibitive.
- New construction analysis shows that new construction is not feasible because the cost is prohibitive.
- Violations include: Structural, Electrical, Heating and Plumbing: Damaged and missing interior wall covering. Decayed wall framing. Windows are not reasonably weather-tight. Areas of roof covering and sheathing missing. Holes in foundation wall. Missing electrical fixtures. No heat source provided. Supply and drain piping missing. Plumbing fixtures missing.
- The building is 54 years old and consists of 1,743 square feet total.
- A new 1,743 sq. ft. structure can be built for \$120,267.

1937 1,2 Terrybrook Lane



1937 1,2 Terrybrook Lane





Agenda Date: 11/9/2015

Agenda #: 45.**File #:** 15-1642 **Type:** Consent Item

Sale of Property: 1915 Vernon Drive

Action:

- A. Adopt a resolution proposing to accept the offer from Ross Allen Custom Builders Inc. to purchase approximately 0.82 acres of vacant land at 1915 Vernon Drive (Parcel Identification Number 181-021-84) for \$221,000, and**

- B. Authorize the advertisement of the proposed sale for upset bids in accordance with the Resolution and authorize the City Manager to execute all documents necessary to complete the sale of the property in accordance with the resolution.**

Staff Resource(s):

Tony Korolos, Engineering & Property Management
Tim O'Brien, Engineering & Property Management

Explanation

- On May 11, 2015, the City Council approved the sale of property at 1915 Vernon Drive.
- The property went through five rounds of upset bids. The high bidder decided to terminate the contract during the due diligence period. The upset bid process does not permit the City to go to the next highest bidder, since the previous upset bid process had finished and earnest money was returned to the Buyer. Consequently, the parcel was relisted "for sale" and a new buyer submitted an offer.
- Ross Allen Custom Builders Inc. presented the highest initial offer, and if approved, will be advertised for upset bid based on the following terms:
 - Purchase price of \$221,000,
 - Earnest money deposit of \$12,000,
 - Due diligence period of 30 days, and
 - Closing within 30 days after expiration of the due diligence period.

Background

- The property is located at the corner of Providence Road and Vernon Drive in the Eastover community.
- The property was acquired as part of the Andover Road Storm Drainage Improvement project and was used as a staging area during the project.
- An appraisal of the property established the fair market value at \$210,000.
- Nearly 50% of the lot is within the flood plain from Briar Creek located at the rear of the lot. The City will retain a storm drainage easement and is providing a conservation easement to Mecklenburg County for that portion of the property within Briar Creek.
- The property is zoned R-3.
- The Charlotte-Mecklenburg Planning Commission recommended approval to sell the property with

Agenda #: 45.File #: 15-1642 Type: Consent Item

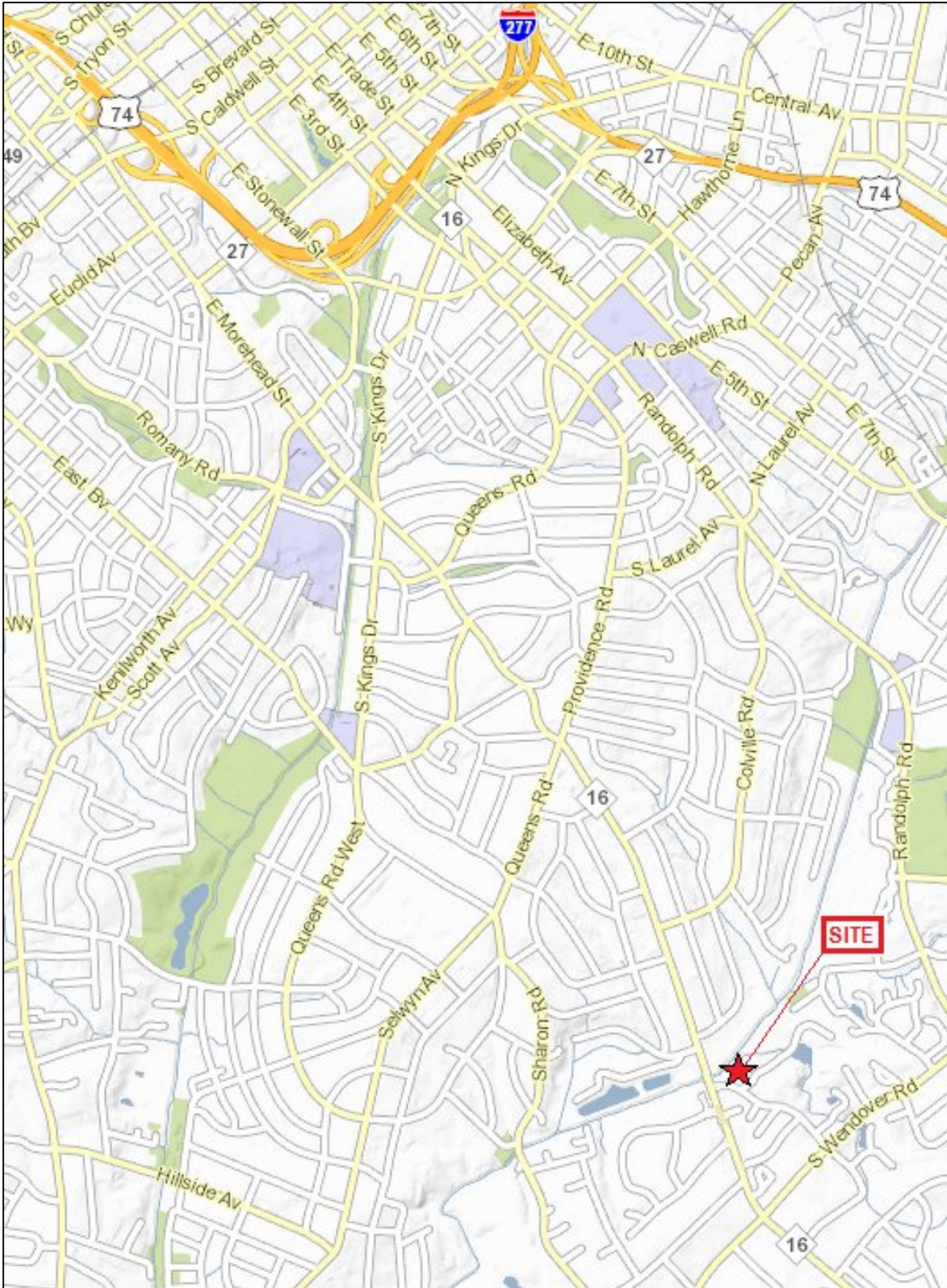
the recommendation the City work with Mecklenburg County to reserve a conservation easement along Briar Creek located at the rear of the property.

Fiscal Note

Funding: Proceeds from the sale of the property will be deposited in the Storm Water Fund.

Attachment

Map
Resolution



Location Map - Sale of 1915 Vernon Drive (Council District 6)

RESOLUTION AUTHORIZING THE SALE OF 1915 VERNON DRIVE BY THE UPSET BID PROCESS

WHEREAS, North Carolina General Statute §160A-269 permits the City to sell property by upset bid, after receipt of an offer to purchase the property; and

WHEREAS, the City has received an offer to purchase the property described above in the amount of \$221,000, submitted by Ross Allen Custom Builders, Inc., a North Carolina corporation (“Ross Allen”); and

WHEREAS, Ross Allen has paid or will pay the required five percent (5%) deposit on its offer:

THEREFORE, THE CITY COUNCIL OF THE CITY OF CHARLOTTE RESOLVES THAT:

1. The City Council authorizes sale of the property described above through the upset bid procedure of North Carolina General Statute §160A-269 and accepts the offer by Ross Allen as the initial offer.
2. A notice of the proposed sale shall be published in accordance with the statute. The notice shall describe the property and the amount of the offer, and shall state the terms under which the offer may be upset.
3. Any person may submit an upset bid to the office of the City of Charlotte Real Estate Manager in the Charlotte Mecklenburg Government Center within ten days after publication of the notice. If a qualifying higher bid is received, that bid will become the new offer.
4. If a qualifying higher bid is received, a new notice of upset bid shall be published, and this process shall be repeated until a 10-day period has passed without any qualifying higher bid having been received.
5. A qualifying higher bid is one that raises the existing offer by not less than ten percent (10%) of the first \$1,000 of that offer and five percent (5%) of the remainder of that offer, and includes other material terms acceptable to the City.
6. A qualifying higher bid must also be accompanied by a deposit in the amount of five percent (5%) of the bid. The bid may be made in cash, cashier’s check, certified check, or wire transfer. The City will return the deposit on any bid not accepted, and will return the deposit on an offer subject to upset if a qualifying higher bid is received. The City will return the deposit of the final high bidder pursuant to the terms of the purchase contract.
7. If no qualifying upset bid is received after the initial public notice, the offer set forth above is hereby accepted, and the appropriate City officials are authorized to execute all instruments necessary to convey the property to Ross Allen Custom Builders, Inc. and/or its assigns.

Adopted November 9, 2015



Agenda Date: 11/9/2015

Agenda #: 46.**File #:** 15-1752 **Type:** Consent Item

Property Transactions - 10th/Central/Louise Pedestrian Improvements, Parcel #3

Action: **Approve the following Acquisition: 10th/Central/Louise Pedestrian Improvements, Parcel #3**

Project: 10th / Central / Louise Pedestrian Improvements, Parcel #3

Property Address: 1011 Central Avenue

Total Parcel Area: 218,507 sq. ft. (5.016 ac.)

Property to be acquired by Easements: 1,667 sq. ft. (.038 ac.) in Sidewalk and Utility Easement, plus 3,540 sq. ft. (.081 ac.) in Temporary Construction Easement

Structures/Improvements to be impacted: None

Landscaping to be impacted: Trees

Zoned: B-2

Use: Commercial

Tax Code: 081-113-07

Purchase Price: \$56,000

Council District: 1



Agenda Date: 11/9/2015

Agenda #: 47.File #: 15-1753 Type: Consent Item

Property Transactions - Briar Creek Relief Sewer Phase III, Parcel #123

Action: Approve the following Acquisition: Briar Creek Relief Sewer Phase III, Parcel #123

Project: Briar Creek Relief Sewer Phase III, Parcel #123

Owner(s): Endrian A. Woldegiorgis and Haregwoyin A. Dentamo

Property Address: 6811 Somersworth Drive

Total Parcel Area: 25,581 sq. ft. (.587 ac.)

Property to be acquired by Fee: 25,581 sq. ft. (.587 ac.) in Fee Simple

Structures/Improvements to be impacted: Single-family Residential Dwelling

Landscaping to be impacted: None

Zoned: R-4

Use: Single-family Residential

Tax Code: 097-044-03

Purchase Price: \$115,000

Council District: 5



Agenda Date: 11/9/2015

Agenda #: 48.**File #:** 15-1754 **Type:** Consent Item

Property Transactions - Nevin/Gibbon Road Sidewalk, Parcel #29 and #30

Action: **Approve the following Acquisition: Nevin/Gibbon Road Sidewalk, Parcel #29 and #30**

This property is acquired in accordance with Federal Guideline 49 CFR Part 24 of the Uniform Acquisition and Relocation Act of 1970. Acquisition costs are eligible for North Carolina Department of Transportation reimbursement.

Project: Nevin/Gibbon Road Sidewalk, Parcel #29 and #30

Owner(s): Gary Waldon Puckett

Property Address: 2740 and 2734 West Sugar Creek Road

Total Parcel Area: 128,316 sq. ft. (2.946 acres)

Property to be acquired by Fee: 479 sq. ft. (.011 ac.) in Fee Simple

Property to be acquired by Easements: 1,789 sq. ft. (.041 ac.) in Sidewalk and Utility Easement, plus 2,833 sq. ft. (.065 ac.) in Temporary Construction Easement, plus 21 sq. ft. (.00048 ac.) in Utility Easement

Structures/Improvements to be impacted: None

Landscaping to be impacted: None

Zoned: B-2(CD)

Use: Commercial

Tax Code: 047-041-11 and 047-041-03

Purchase Price: \$39,989

Council District: 2



Agenda Date: 11/9/2015

Agenda #: 49.**File #:** 15-1755 **Type:** Consent Item

Property Transactions - South Tryon Street Sidewalk Improvements, Parcel #23

Action: **Approve the following Acquisition: South Tryon Street Sidewalk Improvements, Parcel #23**

This property is acquired in accordance with Federal Guideline 49 CFR Part 24 of the Uniform Acquisition and Relocation Act of 1970. Acquisition costs are eligible for North Carolina Department of Transportation reimbursement.

Project: South Tryon Street Sidewalk Improvements, Parcel #23

Owner(s): Santos Adalberto Hernandez and Marnely D. Hernandez

Property Address: 5023 South Tryon Street

Total Parcel Area: 121,800 sq. ft. (2.796 acres)

Property to be acquired by Easements: 1,531 sq. ft. (.035 ac.) in Sidewalk and Utility Easement, plus 721 sq. ft. (.017 ac.) in Slope Easement, plus 3,067 sq. ft. (.07 ac.) in Temporary Construction Easement

Structures/Improvements to be impacted: Driveway pavers

Landscaping to be impacted: Trees and various plantings

Zoned: R-4

Use: Single-family Residential - Rural Acreage

Tax Code: 167-012-32

Purchase Price: \$10,000

Council District: 3



Agenda Date: 11/9/2015

Agenda #: 50.File #: 15-1757 Type: Consent Item

Property Transactions - Baucom Road Connector, Parcel #2

Action: Approve the following Condemnation: Baucom Road Connector, Parcel #2

Project: Baucom Road Connector, Parcel #2

Owner(s): Fairfield Mallard I LLC

Property Address: 2301 Keaton Avenue

Total Parcel Area: 796,527 sq. ft. (18.286 acres)

Property to be acquired by Fee: 6,921 sq. ft. (.159 ac.) in Fee Simple

Property to be acquired by Easements: 375 sq. ft. (.009 ac.) in Storm Drainage Easement, plus 404 sq. ft. (.009 ac.) in Slope Easement, plus 3,887 sq. ft. (.089 ac.) in Temporary Construction Easement

Structures/Improvements to be impacted: Gate, security camera, private light poles, and asphalt

Landscaping to be impacted: None

Zoned: R-15

Use: Multi-family

Tax Code: 027-031-05

Appraised Value: \$47,350

Recommendation: We are currently waiting on signed documents but to avoid delay in the project schedule, staff recommends proceeding to condemnation during which time negotiations can continue, mediation is available, and if necessary, just compensation can be determined by the court.

Council District: 2



Agenda Date: 9/28/2015

Agenda #: 51. File #: 15-1472 Type: Consent Item

Reference - Charlotte Business INclusion Policy

The following excerpts from the City's Charlotte Business INclusion Policy are intended to provide further explanation for those agenda items which reference the Charlotte Business INclusion Policy in the business meeting agenda.

Part A: Administration & Enforcement

Appendix Section 20: Contract: For the purposes of establishing an MWSBE subcontracting goal on a Contract, the following are examples of contract types:

- Any agreement through which the City procures services from a Business Enterprise, other than Exempt Contracts.
- Contracts include agreements and purchase orders for (a) construction, re-construction, alteration and remodeling; (b) architectural work, engineering, surveying, testing, construction management and other professional services related to construction; and (c) services of any nature (including but not limited to general consulting and technology-related services) , and (d) apparatus, supplies, goods or equipment.
- The term "Contract" shall also include Exempt Contracts for which an SBE, MBE or WBE Goal has been set.
- Financial Partner Agreements, Development Agreements, and Construction Manager-at-Risk Agreements shall also be deemed "Contracts," but shall be subject to the provisions referenced in the respective Parts of the Charlotte Business INclusion Program Policy.

Appendix Section 27: Exempt Contracts: Contracts that fall within one or more of the following categories shall be "Exempt Contracts" from all aspects of the Charlotte Business INclusion Policy, unless the Department responsible for procuring the Contract decides otherwise:

No Competitive Process Contracts: Contracts or purchase orders that are entered into without a competitive process, or entered into based on a competitive process administered by an entity other than the City shall be Exempt Contracts, including but not limited to contracts that are entered into by sole sourcing, piggybacking, buying off the North Carolina State contract, buying from a competitive bidding group purchasing program as allowed under G.S. 143-129(e)(3), or using the emergency procurement procedures established by the North Carolina General Statutes.

Managed Competition Contracts: Managed competition contracts pursuant to which a City Department or division competes with Business Enterprises to perform a City function shall be Exempt Contracts.

Real Estate Leasing and Acquisition Contracts: Contracts for the acquisition or lease of real estate

Agenda #: 51.File #: 15-1472 Type: Consent Item

shall be Exempt Contracts.

Federal Contracts Subject to DBE Requirements: Contracts that are subject to the U.S. Department of Transportation Disadvantaged Business Enterprise Program as set forth in 49 CFR Part 26 or any successor legislation shall be Exempt Contracts.

State Contracts Subject to MWBE Requirements: Contracts for which a minority and women business participation goal is set pursuant to G.S. 143-128.2(a) due to a building project receiving funding from the State of North Carolina shall be Exempt Contracts.

Financial Partner Agreements with DBE or MWBE Requirements: Contracts that are subject to a disadvantaged business development program or minority and women business development program maintained by a Financial Partner shall be Exempt Contracts.

Interlocal Agreements: Contracts with other units of federal, state, or local government shall be Exempt Contracts.

Contracts for Legal Services: Contracts for legal services shall be Exempt Contracts, unless otherwise indicated by the City Attorney.

Contracts with Waivers: Contracts for which the SBO Program Manager or the City Manager waives the SBO Program requirements shall be Exempt Contracts (such as when there are no SBE subcontracting opportunities on a Contract).

Special Exemptions: Contracts where the Department and the Program Manager agree that the Department had no discretion to hire an SBE (e.g., emergency contracts or contracts for banking or insurance services) shall be Exempt Contracts.

Appendix Section 35: Informal Contracts: Contracts and purchase orders through which the City procures services from a Business Enterprise that fall within one of the following two categories:

Construction Contracts Less Than or Equal To \$500,000:

Service and Commodities Contracts That Are Less Than or Equal To \$100,000:

Part B: Formal Construction Bidding

Part B: Section 2.1: When the City Solicitation Documents for a Construction Contract contain an MWSBE Goal, each Bidder must either: (a) meet the MWSBE Goal, or (b) comply with the Good Faith Negotiation and Good Faith Efforts requirements. Failure to do so constitutes grounds for rejection of the Bid. The City Solicitation Documents will contain certain forms that Bidders must complete to document having met these requirements.

Part B: Section 2.3: No Goals When There Are No Subcontracting Opportunities.

The City shall not establish Subcontracting Goals for Contracts where: a) there are no subcontracting opportunities identified for the Contract; or b) there are no SBEs, MBEs or WBEs (as applicable) to perform scopes of work or provide products or services that the City regards as realistic opportunities for subcontracting.

Part C: Services Procurement

Agenda #: 51.File #: 15-1472 Type: Consent Item

Part C: Section 2.1: When the City Solicitation Documents for a Service Contract do not contain an SBE Goal, each Proposer must negotiate in good faith with each MWSBE that responds to the Proposer's solicitations and each MWSBE that contacts the Proposer on its own accord. Additionally, the City may negotiate a Committed SBE Goal with the successful Proposer after the Proposal Opening.

Part C: Section 2.1: No Goal When There Are No MWSBE Subcontracting Opportunities. The City shall not establish an MWSBE Goal for Service Contracts where there are no MWSBEs certified to perform the scopes of work that the City regards as realistic opportunities for subcontracting.

Part D: Post Contract Award Requirements

Part D: Section 6: New Subcontractor Opportunities/Additions to Scope, Contract Amendments

If a Contractor elects to subcontract any portion of a Contract that the Contractor did not previously identify to the City as a subcontracting opportunity, or if the scope of work on a Contract increases for any reason in a manner that creates a new MWSBE subcontracting opportunity, the City shall either:

- Notify the Contractor that there will be no Supplemental MWSBE Goal for the new work; or
- Establish and notify the Contractor of a Supplemental MWSBE Goal for the new work.



Agenda Date: 9/28/2015

Agenda #: 52.File #: 15-1473 Type: Consent Item

Reference - Property Transaction Process

Property Transaction Process Following Council Approval for Condemnation

The following overview is intended to provide further explanation for the process of property transactions that are approved by City Council for condemnation.

Approximately six weeks of preparatory work is required before the condemnation lawsuit is filed. During this time, City staff continues to negotiate with the property owner in an effort to reach a mutual settlement.

- If a settlement is reached, the condemnation process is stopped, and the property transaction proceeds to a real estate closing.
- If a settlement cannot be reached, the condemnation lawsuit is filed. Even after filing, negotiations continue between the property owner and the City's legal representative. Filing of the condemnation documents allows:
 - The City to gain access and title to the subject property so the capital project can proceed on schedule.
 - The City to deposit the appraised value of the property in an escrow account with the Clerk of Court. These funds may be withdrawn by the property owner immediately upon filing, and at any time thereafter, with the understanding that additional funds transfer may be required at the time of final settlement or at the conclusion of litigation.
- If a condemnation lawsuit is filed, the final trial may not occur for 18 to 24 months; however, a vast majority of the cases settle prior to final trial. The City's condemnation attorney remains actively engaged with the property owner to continue negotiations throughout litigation.
 - North Carolina law requires that all condemnation cases go through formal non-binding mediation, at which an independent certified mediator attempts to facilitate a successful settlement. For the minority of cases that do not settle, the property owner has the right to a trial by judge or jury in order to determine the amount of compensation the property owner will receive.



Agenda Date: 9/28/2015

Agenda #: 53.File #: 15-1471 Type: Consent Item

Reference - Property Acquisitions and Condemnations

- The City has negotiated in good faith to acquire the properties set forth below
- For acquisitions, the property owner and staff have agreed on a price based on appraisals and/or estimates.
- In the case of condemnations, the value was established by an independent, certified appraisal followed by a third-party appraisal review.
- Real Estate staff diligently attempts to contact all property owners by:
 - Sending introductory letters via regular and certified mail;
 - Making several site visits;
 - Leaving door hangers and business cards;
 - Seeking information from neighbors;
 - Searching the internet
 - Obtaining title abstracts, and
 - Leave voice messages
- For most condemnation cases, City staff and the property owner(s) have been unable to reach a settlement. In some cases, condemnation is necessary to ensure a clear title to the property.
- If the City Council approves the resolutions, the City Attorney's office will initiate condemnation proceedings. As part of the condemnation process, real estate staff and the City Attorney's Office will continue to negotiate, including court-mandated mediation, in an attempt to resolve the matter. Most condemnation cases are settled by the parties prior to going to court.
- If a settlement cannot be reached, the case will proceed to a trial before a judge or jury to determine "just compensation."
- Full text of each resolution is on file with the City Clerk's Office.
- The definition of easement is a right created by grant, reservation, agreement, prescription, or necessary implication, which one has in the land of another, it is either for the benefit of land, such as right to cross A to get to B, or "in gross", such as public utility easement.
- The definition of fee simple is an estate under which the owner is entitled to unrestricted powers to dispose of the property, and which can be left by will or inherited, commonly, synonym for ownership.