

City of Charlotte

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



Meeting Agenda

Monday, June 11, 2018

Council Chambers

City Council Business Meeting

*Mayor Vi Lyles
Mayor Pro Tem Julie Eiselt
Council Member Dimple Ajmera
Council Member Tariq Scott Bokhari
Council Member Ed Driggs
Council Member Larken Egleston
Council Member Justin Harlow
Council Member LaWana Mayfield
Council Member James Mitchell
Council Member Matt Newton
Council Member Greg Phipps
Council Member Braxton Winston II*

5:00 P.M. ACTION REVIEW, CHARLOTTE-MECKLENBURG GOVERNMENT CENTER, ROOM 267

1. Mayor and Council Consent Item Questions

Staff Resource(s):

Randy Harrington, Management and Financial Services

Time: 5 minutes

Synopsis

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

2. Agenda Overview

Staff Resource(s):

Marcus Jones, City Manager

3. Sustainable and Resilient Charlotte by 2050 Resolution

Committee Chair:

Dimple Ajmera, Environment

Staff Resource(s):

Rob Phocas, Economic Development

Time: 30 minutes

Explanation

- This presentation will update City Council on the recommendation of the Environment Committee to adopt the Sustainable and Resilient Charlotte Resolution.
- This presentation will include information about the technical content of the Resolution, which was referred to the Environment Committee for further policy discussion in November 2017.
- The presentation will also cover the outline of the Strategic Energy Action Plan, which will be discussed by the Environment Committee in the fall.

Future Action

City Council will be asked to consider adopting a resolution in support of a Sustainable and Resilient Charlotte by 2050 on June 25, 2018.

4. Bond Referendum Schedule and City Council Actions

Staff Resource(s):

Randy Harrington, Management and Financial Services

Time: 30 minutes

Explanation

- In accordance with State Statutes, City Council is required to take four authorizing actions associated with the November 2018 Bond Referendum.
- The purpose of the presentation is to provide an overview of the actions and the schedule.

Future Action

- June 11, 2018: Resolution of notice of intent to apply to the Local Government Commission (LGC), authorize Chief Financial Officer to apply to the LGC, and make certain findings of fact.
- June 25, 2018: Introduce Bond Orders; adopt resolution setting public hearing on the Bond Orders for July 23, 2018.
- July 23, 2018: Public hearing on the Bond Orders; adoption of Bond Orders; adoption of resolution setting a Special Bond Referendum.
- Post November 6, 2018 Bond Referendum: Adoption of resolution certifying and declaring results of the Special Bond Referendum.

5. Answers to Mayor and Council Consent Item Questions

Staff Resource(s):

Randy Harrington, Management and Financial Services

Time: 10 minutes

Synopsis

Staff responses to questions from the beginning of the Action Review meeting.

6. Closed Session (as necessary)

**6:30 P.M. CITY COUNCIL BUSINESS MEETING,
CHARLOTTE-MECKLENBURG GOVERNMENT CENTER,
CHAMBER**

Call to Order

Introductions

Invocation

Pledge of Allegiance

PUBLIC FORUM

7. Public Forum

8. Consent agenda items 29 through 56 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. Items that have not been pulled, and
- B. Items with citizens signed up to speak to the item.

POLICY

9. City Manager's Report

10. South End Vision Plan

Action:

Approve the Transportation and Planning Committee's recommendation to adopt the South End Vision Plan, with proposed revisions.

Committee Chair:

Greg Phipps, Transportation and Planning

Staff Resource(s):

Taiwo Jaiyeoba, Planning

Monica Carney Holmes, Planning

Explanation

- The South End Vision Plan (Plan) focuses on the area located in Council District 3 between I-277, South Boulevard, Clanton Road, and South Tryon Street. The Plan envisions a South End that continues to be on Charlotte's leading edge of urban livability, technology, and sustainability.
- The Plan includes a refreshed vision statement, goals and implementation strategies to achieve that vision, as well as updates two existing area plans: the South End Station Area Plan and the New Bern Station Area Plan. The Plan also incorporates the recommendations from detailed corridor studies for the portions of South Tryon Street and South Boulevard within the plan's boundaries.
- The Plan's vision and goals also incorporates diverse price-point housing recommendations to achieve a future South End where all ages and socioeconomic levels have a place to live.

Planning Process

- The Plan development process began in fall 2016 and involved hundreds of residents and visitors to South End.
- The planning process also included a Steering Committee of neighborhood leaders, business owners, developers, artists, and longtime residents. Four meetings were held with the Steering Committee throughout the process.

Plan Outline

- The Plan includes a 30 year framework for South End to become a people-first, walkable, transit oriented district.
- Five focus areas are outlined in the Plan: South Boulevard, South Tryon Street, the Gold District, Distribution/New Bern, and Camden Road - with growth recommendations for each.
- Chapters one through five of the Plan include an overview of the process, the guiding principles, as well as the vision for the Focus Areas, as well as design guidelines, and an implementation strategy.

Charlotte-Mecklenburg Planning Commission

- The consultant presented an overview of the process and policy recommendations to the Planning Commission during the meeting on July 18, 2017, with additional discussion occurring during the meetings on September 19, 2017, and October 17, 2017.
- The Planning Commission held public comment on the Plan and Area Plan Amendments on November 21, 2017.
- The Commission continued discussion on April 17, 2018, and May 15, 2018, and recommended adoption by a vote of 6-0.

Committee Discussion

- The Transportation and Planning Committee (Committee) reviewed the draft Plan during the meetings on October 9, 2017, April 23, 2018, and May 29, 2018.
- The Committee recommended the Plan for public comment to full City Council.
- On April 9, City Council received public comments from seven speakers, all in support of the Plan. Comments included how residents came together, how the Plan responded to concerns, the balanced nature of recommendations, and the need for diligence in following the Plan as

- development proposals come forward.
- The Committee continued discussion on April 23, 2018, and recommended the plan for adoption to City Council on May 29, 2018, after including changes to the draft that strengthened language regarding affordable, diverse price point housing and the shifting demographics of the neighborhood.

Attachment(s)

South End Vision Plan

South End Vision Plan Proposed Amendments

[South End Vision Plan](#)

[South End Vision Plan Proposed Amendments](#)

BUSINESS

11. Fiscal Year 2019 Operating Budget and Fiscal Years 2019 - 2023 Community Investment Plan

Action:

Adopt the Fiscal Year (FY) 2019 Appropriations and Tax Levy Ordinance, the Community Investment Plan Resolution for FY 2019 - 2023, the FY 2019 Total Rewards Compensation and Benefits Resolution and associated Human Resources contracts, and other items related to the Annual Budget Ordinance adoption:

- A. The FY 2019 Operating Appropriations and Tax Levy Ordinance,
- B. The FY 2019 - 2023 Community Investment Plan Resolution,
- C. The FY 2019 General Solid Waste Fee for Single-Family and Multi-Family Residential Units,
- D. The FY 2019 Storm Water Services Fee,
- E. The FY 2019 Transit Operating Budget and Debt Service Budget, which was approved by the Metropolitan Transit Commission on April 25, 2018,
- F. The Charlotte Water Rate Methodology by Revising the Revenue Manual,
- G. The FY 2019 Charlotte Water Rates,
- H. The FY 2019 Total Rewards Compensation and Benefits Plan Resolution and associated Human Resources contracts,
- I. Outside Agencies and Municipal Service Districts Contracts, and
- J. Other Budget Items.

Committee Chair:

Greg Phipps, Budget Committee

Staff Resource(s):

Marcus Jones, City Manager
Phil Reiger, Strategy and Budget

Policy

- As required by state law, the City of Charlotte adopts annual appropriations and a tax levy ordinance and considers related actions by July 1 of each fiscal year.

Background

- The Annual Budget Ordinance is presented in accordance with the Proposed FY 2019 Budget and subsequent City Council budget adjustments.
- The budget development process includes input from the community, City staff, and the Mayor and City Council. To facilitate input, the City held six community engagement events throughout the Fall of 2017, three Budget Committee meetings on February 8, March 9, and March 29, 2018, and three Budget Workshops on February 21, March 21, and April 11, 2018.
- The Proposed FY 2019 Budget was presented on May 7, 2018.
- The Budget Public Hearing occurred on May 14, 2018, with over 40 residents speaking and providing feedback on the Proposed FY 2019 Budget.
- The Mayor and City Council met on May 16, 2018, to discuss budget adjustments for consideration to the Proposed FY 2019 Budget. Twenty budget adjustments were approved by City Council for consideration. These adjustments were discussed further and voted on during two meetings on May 30 and June 4, 2018. City Council approved 10 of the 20 proposed budget adjustments for inclusion in the FY 2019 Budget.
- The FY 2019 Budget is structurally balanced, provides market rate increases for public safety workers, as well as a three percent merit pool for salaried employees and merit and market adjustments for hourly employees, and focuses on organizational efficiency with a shared vision and common goals.
- General Fund highlights include:
 - \$4.2 million in addition to standard salary increases in Police to: enhance the market adjustment for Police Officers and Sergeants from 1.5 percent to two percent; allow for a second step increase in FY 2019; and increase the Police Officer top step by 2.5 percent,

- \$1.3 million in addition to standard salary increases in Fire to: enhance the market adjustment in the Fire Pay Plan from 1.5 percent to two percent; add a 2.5 percent step at the top of Firefighter II; add a 2.5 percent step at the top of Firefighter Engineer; and increase Fire Captain steps by 2.5 percent,
 - \$600,000 to fund a Defined Contribution Retiree Healthcare savings model for Sworn Police and Fire-Rescue employees,
 - \$334,484 to subsidize all-access transit passes for City employees,
 - \$125,000 in a grant matching contribution to Charlotte Center City Partners for three years to support work in the Historic West End,
 - \$100,000 for micro grants to fund projects that focus on conflict resolution and mediation, crime fighting and prevention, and opportunities for youth and parents,
 - \$100,000 to help grow the trade workforce pipeline in electrical, HVAC, carpentry, and plumbing,
 - \$50,000 to partner with the Charlotte-Mecklenburg Library to support and welcome the international community, and
 - Seven General Fund positions to enhance development review services, fully funded by user fees.
- The FY 2019 - 2023 Community Investment Plan (CIP) matches the City's highest priority needs with a financing schedule. The General CIP focuses on investing in projects that generate the most community benefit and improve the overall quality of life in Charlotte. The Enterprise capital investments respond to aging infrastructure and increasing service demands associated with the provision of water and sewer, storm water, transit, and aviation services.

Approved Changes to the Proposed FY 2019 Budget from May 30 and June 4 City Council Preliminary Vote Meetings

- During the May 30 and June 4 Preliminary Votes meeting, City Council approved the following budget adjustments to the Proposed FY 2019 Budget:
 - Adjustment 1: Add \$166,062 for two additional staff in Housing and Neighborhood Services,
 - Adjustment 2: Add \$552,300 to fund an adjustment to the proposed Public Safety Pay Plan,
 - Adjustment 3: Add \$175,000 to increase hourly employee market rate from 1.5 percent to two percent to maintain pay parity for all general employees,
 - Adjustment 4: Add \$80,000 for additional staff to the Office of Sustainability,
 - Adjustment 5: Offer more incentive contributions to Health Savings Account plans,
 - Adjustment 6: Add \$85,000 to support insurance premium subsidies based on wages,
 - Adjustment 7: Add \$250,000 to the Arts & Science Council,
 - Adjustment 8: Add \$50,000 to support the My Brother's Keeper initiative,
 - Adjustment 9: Review and implement support for City Council, and
 - Adjustment 10: Add \$250,000 to the Aging in Place pilot program (requires a \$250,000 match).
- The above Council-approved adjustments are funded with the following revenue and expenditure adjustments to the Proposed FY 2019 Budget:
 - Reduce \$115,000 from General Fund Undesignated Balance,
 - Appropriate \$560,000 in additional revenue for Policing the unincorporated area outside of the Town of Pineville,
 - Reduce funding for 11 additional Police take home vehicles by \$478,434 (from 75 vehicles to 64),
 - Delete Accountant II position in Management and Financial Services Department and reduce funding by \$94,346,
 - Delete two positions from Planning, Design, and Development and reduce funding by \$110,582,
 - Appropriate \$200,000 from General Capital Pay-As-You-Go (PAYGO) Fund Undesignated Balance, and
 - Reduce funding for the Placemaking Program by \$50,000 (from \$300,000 to \$250,000).

A. Adopt the FY 2019 Operating Appropriations and Tax Levy OrdinanceBudget Overview

- The total FY 2019 budget is \$2.62 billion, with \$1.45 billion for operating expenditures and \$1.17 billion for capital expenditures (all funds). The General Fund operating budget totals \$694.4 million.
- The total budget includes the following key revenues:
 - Property tax rate of 48.87¢ per \$100 of assessed valuation, which is an increase of 1¢ from the prior year (0.75¢ to the General Fund and 0.25¢ to CIP). The FY 2019 assessed value is estimated at \$98.8 billion, with an estimated collection rate of 99 percent,
 - Water and Sewer rate increase of \$1.89 per month. This increase consists of a \$0.53 monthly increase to Fixed and Availability Billing Fees, which are not dependent on how much water customers use, and an average increase of \$1.36 to existing water and sewer volumetric usage rates,
 - The average General Fund subsidy of regulatory user fees decreased from 6.2 percent in FY 2018 to one percent in FY 2019,
 - The four tier Storm Water rate methodology (adopted in FY 2016) increases by six percent in FY 2019. This methodology charges detached single-family parcels a flat rate for each tier based on the same per square foot rate (\$0.0035) applied to the median impervious area of each tier. All other parcels (multi-family and commercial) will be charged the same rate (\$0.0035) per actual square foot, and
 - Charlotte Area Transit System (CATS) base transit fare remains flat from FY 2018 to FY 2019.

B. Adopt the FY 2019 - 2023 Community Investment Plan Resolution

- The resolution approves the five-year CIP expenditure and financing plan totaling \$4.9 billion (all funds).

General Fund CIP

- The capital program is based on property tax rates as follows:
 - 9.51¢ for the Municipal Debt Service Fund, an increase of 0.25¢ over the prior year, and
 - 1.20¢ for the PAYGO Fund, unchanged from the prior year.
- The FY 2019 - FY 2023 five-year General CIP totals \$826.4 million, comprised of the following categories:
 - Housing and Neighborhood Development: \$291.4 million,
 - Transportation: \$334.1 million,
 - Economic Development: \$44.5 million,
 - Environmental Services: \$21.7 million, and
 - Facility Investments: \$134.7 million.
- The \$826.4 million FY 2019 - FY 2023 five-year General CIP includes an increase of \$3.4 million over the Proposed General CIP amount of \$823 million presented to City Council on May 7, 2018. This increase reflects final Community Development Block Grant (CDBG) and HOME Grant Awards that have been confirmed since the May 7 Proposed Budget. These increases include \$3.1 million in additional CDBG Grant funds and \$0.3 million in additional HOME Grant funds for the total five-year CIP.
- The General CIP is supported by two of four proposed bond referenda in November 2018 and 2020.

Enterprise-Funded CIPs

- Enterprise programs are financially self-sustaining and do not rely on property tax or general government revenues.
- CATS totals \$100.8 million and is funded by \$100.2 million in federal and state grants and \$33.6 million in PAYGO and project savings.
- Aviation totals \$2 billion and is funded by \$1.2 billion in revenue bonds, \$302.9 million in federal grants, and \$524.2 million in passenger facility charges and other cash.
- Storm Water totals \$462 million and is funded by \$242 million in cash and \$220 million in revenue bonds.
- Charlotte Water (Water and Sewer) totals \$1.5 billion, funded by \$625.8 million in cash and \$834.8

million in revenue bonds.

C. Amend the General Solid Waste Fee for Single-Family and Multi-Family Residential Units

- The annual Solid Waste Fee for single-family and multi-family customers changes from \$39 to \$46.06 in FY 2019.
- These changes become effective on July 1, 2018.
 - The revised fee will be included in the tax bills that will be mailed to property owners by September 2018 and are due by December 31, 2018.

D. Approve the FY 2019 Storm Water Services Fee

- In accordance with the Interlocal Agreement on Storm Water Services, this action will inform Mecklenburg County of the amount to be charged for the City's portion of the fee. The Mecklenburg County Board of Commissioners will vote on storm water fee changes on June 19, 2018.
- The FY 2019 fees increase by six percent from FY 2018:
 - Detached single family homes with less than 2,000 sf of impervious area
 - FY 2018 Monthly Fee: \$5.52
 - FY 2019 Monthly Fee: \$5.85
 - Detached single family homes with 2,000 to 2,999 sf of impervious area
 - FY 2018 Monthly Fee: \$8.13
 - FY 2019 Monthly Fee: \$8.62
 - Detached single family homes with 3,000 to 4,999 sf of impervious area
 - FY 2018 Monthly Fee: \$12.04
 - FY 2019 Monthly Fee: \$12.76
 - Detached single family homes with 5,000 sf or more of impervious area
 - FY 2018 Monthly Fee: \$19.91
 - FY 2019 Monthly Fee: \$21.11
 - Commercial and multi-family per acre of impervious area
 - FY 2018 Monthly Fee: \$143.73
 - FY 2019 Monthly Fee: \$152.35
- The increase will result in additional revenue of \$3,746,777 in FY 2019.
- \$2,500,000 of the additional revenue will finance the first year of a two-year (FY 2019 and FY 2020) Low Priority "C" Cost Share Pilot program. A total of \$5,000,000 is dedicated to the new program over the two years.
- \$1,246,777 of the additional revenue will be used to fund 17 new positions to address resident requests for service.
- In accordance with the Interlocal Agreement on Storm Water Services, the Mecklenburg County Board of Commissioners conducted a public hearing on changes to the City's portion of the storm water fee on June 5, 2018. City Council also conducted a public hearing on changes to the City's portion of storm water fee in conjunction with the Proposed FY 2019 Budget public hearing on May 14, 2018.

E. Adopt the FY 2019 Transit Operating Budget and Debt Service Budget which was approved by the Metropolitan Transit Commission on April 25, 2018

Policy

The Transit Governance Interlocal Agreement calls for the Metropolitan Transit Commission (MTC) to annually approve a Transit Operating Program and a Transit Capital Program by April 30. Following the MTC's approval, the Transit Operating and Capital Programs are forwarded to City Council for approval. Upon approval, City Council shall fund the programs through its budget process and/or project ordinances.

Budget Overview

- The FY 2019 Transit Operating and Debt Service Budgets and the FY 2019 - 2023 Transit CIP have been developed in compliance with CATS Financial Policies including annual contribution to the Transit Revenue Reserve Fund, year-end fund balance, debt service coverage ratios, and the

transfer of balances to the capital program.

- The FY 2019 Transit Operating Budget includes the first full year of revenue service on the 9.3 mile extension of the Blue Line connecting Center City with the campus of the University of North Carolina at Charlotte.

F. Amend the Charlotte Water Rate Methodology by Revising the Revenue Manual

- Charlotte Water rate methodology changes with the adoption of the FY 2019 Budget.
- The schedule of water and sewer rates, fees, and charges is calculated according to the rate methodology as codified in the revenue manual and Charlotte Water's approved budget and is published annually.
- The revenue manual revisions include:
 - Changing the methodology Charlotte Water uses to calculate Water and Sewer System Development Fees (Capacity Fees) as required by changes in state regulation, and
 - Technical and procedural changes that clarify and update the language.
- A Joint Public Hearing between City Council and the Charlotte Water Advisory Committee was held on May 14, 2018.

G. Adopt the FY 2019 Charlotte Water Rates

- Water and sewer fees are necessary to maintain current infrastructure, accommodate growth, and respond to changing regulatory requirements.
- FY 2019 rate changes include:
 - Decrease the water and sewer availability fees from \$10.67 to \$10.34 per month,
 - Increase the water and sewer fixed fees from \$8.04 to \$8.90 per month,
 - Increase the water and sewer volumetric usage rates by an average of \$1.36 per month,
 - The typical monthly total water and sewer bill for residential customers is estimated to be \$64.61 in FY 2019, an increase of \$1.89 per month, and
 - The typical bill assumes 5,236 gallons, or 7 ccf, used each month. Based on the current rate structure, users consuming more than the typical level of consumption are charged a higher rate to encourage conservation and responsible use of this resource.

H. Adopt the FY 2019 Total Rewards Compensation and Benefits Plan Resolution and associated Human Resources contracts

The FY 2019 Pay and Benefits Report includes the following:

Pay Plans

- In the Public Safety Pay Plan:
 - Increase all steps in the Police and Fire Pay Plans by two percent on July 7,
 - Increase Step 13 of the Police Officer Pay Plan by 2.5 percent, creating a five percent variance between steps 12 and 13,
 - On their merit date, eligible Police Officers and Police Sergeants will advance one step. Merit dates vary throughout the fiscal year,
 - On November 3, eligible Police Officers and Police Sergeants will advance one step. Eligible Police Officers and Police Sergeants will receive two steps during FY 2019,
 - Add a new 2.5 percent step to the top of Firefighter II,
 - Add a new 2.5 percent step to the top of Firefighter Engineer,
 - Increase each Firefighter Captain step by an additional 2.5 percent,
 - Implement a Senior Police Officer Program in FY 2019 with eligible employees receiving incentive in FY 2020, and
 - Apply education incentive at hire, rather than the current practice of applying at graduation from the training academy for both Police and Fire.
- In the Broadbanding Pay Plan (exempt/salaried employees):
 - A three percent merit pool.
- In the Non-Exempt (hourly) Pay Plan:
 - Two percent market adjustment effective February 2, and 1.5 merit budget, and
 - In Solid Waste Services and Charlotte Water, increase Laborer Senior pay by 2.5 percent

and increase Utility Technician I pay by 3.3 percent on July 7 to solve an unintended consequence of increasing the City's minimum pay to \$15 per hour in FY 2018.

Benefits

- Provide a medical insurance premium holiday to employees and retirees for the month of August 2018.
- Provide the City Manager the authority to execute the current final contract amendment with BlueCross Blue Shield of North Carolina for 2019.
- Reduce the current Family E Plan wellness employee premium by 10 percent in 2019 for a total reduction of \$1,248.
- No increase to 2019 medical plan offerings for employees and Non-Medicare retirees.
- Provide the City Manager the authority to approve changes including plan options, vendors, rate increases, and future contracts/contract amendments to the Medicare-eligible retiree medical and prescription plans.
- Provide the City Manager the authority to establish the wellness incentive design for employees and Non-Medicare retirees within the overall health insurance budget.
- Provide the City Manager the authority to make medical plan design changes for employees and Non-Medicare retirees within the overall health insurance budget.
- Provide the City Manager the authority to implement a 2019 Retiree Health Investment Account for sworn and uniformed public safety hired on or after July 1, 2009; and authorize a City contribution of \$20 per week per eligible employee beginning January 1, 2019.
- Implement a health care liaison program.
- Provide the City Manager the authority to select vendors and execute the contracts and future contract amendments with the selected vendors for the health care liaison, 457, and retiree health savings plans.
- Provide the City Manager the authority to enhance the plan design and execute the contract renewal for MyHealth employee clinics and vision.
- Provide the City Manager the authority to renegotiate the current contracts or if the contracts are rebid, to select vendors and execute the contracts and future contract amendments with the selected vendors for dental, employee assistance plan, short term disability, life insurance and stop loss insurance.
- Provide the City Manager the authority to establish the dental premium structure within the overall health insurance budget.
- Implement a 2019 income-based healthcare premium relief program with an income means test to be determined.
- Explore options for an Employee Care Fund to assist employees during unexpected and significant financial hardship.
- Provide an additional week of paid leave for military training per year.
- Offer employee all-access transit passes at a reduced rate.

Compensation Study

- Authorize the City Manager to negotiate and execute a contract to conduct a compensation study.

I. Approve Outside Agencies and Municipal Service Districts Contracts

The Outside Agency and Municipal Service District contracts are outlined below.

FY 2019 Annual Outside Agency Contracts

- General Fund Financial Partners:
 - Arts & Science Council: \$3,190,823
(includes \$250,000 increase in annual allocation from the General Fund)
 - Community Building Initiative: \$50,000
 - Safe Alliance: \$382,552
(includes \$49,000 increase in annual allocation from the General Fund)
- Dedicated Revenue Sources Financial Partners:
 - Charlotte Regional Visitors Authority (CRVA): \$16,218,480

- CRVA Regional Film Commission: \$150,000
- 100 Percent Federal Grant Funded Financial Partners:
 - Carolinas Care Partnership: \$2,362,276
 - Charlotte Family Housing: \$330,000
- 100 Percent PAYGO Funded Financial Partners:
 - Crisis Assistance Ministry: \$380,000
- PAYGO/Federal Share Funded Financial Partners:
 - Charlotte-Mecklenburg Housing Partnership - Affordable Housing: \$1,860,000
 - Charlotte-Mecklenburg Housing Partnership - House Charlotte: \$231,000
- Out of School Time Financial Partners:
 - Greater Enrichment Program: \$200,000
 - Police Activities League: \$156,000
 - YWCA: \$200,000
 - Arts & Science Council Studio 345: \$200,000
 - Behailu Academy: \$66,000
 - Above and Beyond Students: \$157,934

Municipal Service District Contracts

- The FY 2019 tax rates for Municipal Service Districts #4 and #5 remain unchanged from the FY 2018 rates. Charlotte Center City Partners' FY 2019 budget for Municipal Service Districts #1-3 includes increased tax rates to support an Ambassador Program to provide hospitality services, crime deterrence, and tools to connect people in crisis with services needed.

Municipal Service District Contracts with Charlotte Center City Partners*

- District 1: Center City
 - Tax Rate increased from 1.68¢ to 2.08¢
 - FY 2019 Contract: \$1,685,156
- District 2: Center City
 - Tax Rate increased from 2.33¢ to 2.93¢
 - FY 2019 Contract: \$1,010,502
- District 3: Center City
 - Tax Rate increased from 3.58¢ to 4.18¢
 - FY 2019 Contract: \$1,422,271
- District 4: South End
 - Tax Rate: 6.68¢
 - FY 2019 Contract: \$966,127

*Actual contract amounts are determined by property tax revenue projections

Municipal Service District Contract with Charlotte University City Partners*

- District 5: University City
 - Tax Rate: 2.79¢
 - FY 2019 Contract: \$752,149
- *Actual contract amount is determined by property tax revenue projections

City Memberships and Subscriptions

- The following four General Fund membership and subscriptions contracts are above \$100,000 and require Council approval:
 - Centralina Council of Governments: \$199,262,
 - Charlotte Regional Partnership: \$158,250,
 - North Carolina League of Municipalities: \$113,306, and
 - University of North Carolina School of Government: \$103,253.

NBA All-Star Game

- On July 27, 2015, City Council approved a City Services Agreement describing specific services,

event support, licensing, advertising, and permitting commitments with the NBA for hosting the All-Star Game in Charlotte through an agreement with CRVA.

- This action authorizes the City Manager to negotiate and execute the FY 2019 contract with CRVA for use of the \$1.5 million appropriation from Hospitality Tax funds for the 2019 NBA All-Star event.

FY 2019 Public Art Work Plan

- The Arts & Science Council administers the Public Art Program, receiving 15 percent of the one percent allocated to Public Art as specified in Section 15-233 of the Charlotte City Code.
- The FY 2019 Public Art Allocations include:
 - General Community Investment Fund: \$852,400, and
 - Aviation Community Investment Fund: \$2,279,566.

Discovery Place

- The City will partner with Discovery Place to educate fifth grade students about the importance of water in everyday life and understanding the journey of water from cloud to cup.
- The City will contribute \$353,012 during a four year contract to support Discovery Place and the promotion of water education and conservation.

Local Initiative Support Coalition

- The City will partner with the Foundation for the Carolinas, Bank of America, and Wells Fargo to engage the Local Initiative Support Coalition (LISC), a national organization that supports projects and programs focused on increasing affordable housing, creating better schools, establishing safer streets, growing businesses, and improving people's financial outlook.
- The City will contribute \$200,000 per year for three years, for a total of \$600,000, to support LISC and efforts to revitalize communities and bring greater economic opportunity to residents.

West End Initiative

- The City will partner with Charlotte Center City Partners, Johnson C. Smith University, and the Northwest Corridor Council of Elders to facilitate economic investment in the Historic West End of Charlotte. This work will focus on creating social and cultural connections, developing an anti-displacement strategy, and planning for development as construction of Phase II of the LYNX Gold Line is completed.
- The City will contribute \$125,000 per year for three years, for a total of \$350,000, to support this partnership and the Historic West End initiative.

Jobs Collaborative

- The City will partner with Goodwill Industries, Central Piedmont Community College, and Charlotte-Mecklenburg Schools to offer certifications and trade skills in electrical, HVAC, carpentry, and plumbing. The City will contribute \$100,000 to this partnership.

Charlotte Works

- Job Training Contract for implementing federally funded Workforce Investment Act in an amount up to \$11,215,776.
 - Funding source is federal Workforce Investment Act Grant.

School Resource Officer Program for Charlotte-Mecklenburg Schools

- The Charlotte-Mecklenburg Police Department (CMPD), through the School Resource Officer (SRO) program, has a security presence at almost all Charlotte-Mecklenburg Schools (CMS) middle and high schools in their jurisdiction.
- The SROs provide police services to their respective school communities as their primary assignment.
- CMPD will provide approximately 51 Police Officers and one Sergeant to CMS for the 2018 - 2019 school year.
- Based on the previously agreed upon funding formula, CMS will pay the City up to \$5,344,514 for

the SRO program.

Support to the District Attorney's Office - Property Crime Unit

- Since 2008, the City has provided annual funding (via the CMPD operating budget) to the District Attorney to support two Assistant District Attorneys and three Victim/Witness Legal Assistants from the North Carolina Administrative Office of the Courts to address the backlog of cases in Mecklenburg County and support Police crime fighting initiatives.
- This action authorizes the City Manager to negotiate and execute the FY 2019 contract with the District Attorney and NC Administrative Office of the Courts for continued funding of these five positions.

J. Approve Other Budget Items

- The budget ordinance included is the City's annual budget operating ordinance. Sections 1 through 13 of this Ordinance reflect the items included in the FY 2019 Budget and all Council adjustments.
- The remainder of the Annual Ordinance (Sections 14 through 131) serves to make budgetary corrections to the current fiscal year for technical, accounting, and other adjustments necessary prior to the fiscal year's end.

Sections 14 through 42 General Capital Project Funds

- Sections 14 through 42 appropriate and consolidate funding to prepare existing accounts for transactions presented in the FY 2018 - 2022 CIP and make other capital project technical adjustments.

Section 43 CATS Operating and Capital Projects Funds

- Section 43 adjusts appropriations and expenditures for CATS.

Sections 44 through 60 Charlotte Water Operating and Capital Projects Funds

- Sections 44 through 60 adjust appropriations and expenditures for Charlotte Water.

Sections 61 through 77 Aviation Operating and Capital Projects Funds

- Sections 61 through 77 adjust appropriations and expenditures for Aviation.

Section 78 Storm Water Operating and Capital Projects Funds

- Section 78 adjusts appropriations and expenditures for Storm Water.

Sections 79 through 95 Other Funds

- Sections 79 through 95 appropriate and transfer funds from various sources for projects throughout the City budget.

Sections 96 through 131

- Section 96 includes technical accounting changes necessary to clarify or correct FY 2018 and other prior-year budgetary ordinances.
- Sections 97 through 131 give the City Manager and Chief Financial Officer authority to make specific routine appropriations and transfers within the adopted budget.

Attachment(s)

Annual Budget Ordinance

CIP Resolution

Resolution by MTC

Total Rewards Compensation and Benefits Resolution

[Final FY2019 Annual Ordinance](#)

[FY19-23 CIP Resolution](#)

[Resolution by MTC 2018-04-25](#)

[Total Rewards Compensation and Benefits Resolution](#)

12. General Obligation Bond Referendum

Action:

Adopt resolutions authorizing staff to proceed with the necessary actions to conduct a general obligation bond referendum on November 6, 2018.

Staff Resource(s):

Randy Harrington, Management and Financial Services

Explanation

- The City Council is scheduled to adopt the Fiscal Year 2019 budget and Fiscal Years 2019-2023 Community Investment Plan at tonight's meeting. The plan includes a \$223,080,000 bond referendum on November 6, 2018.
- This proposed referendum includes \$118.08 million of street bonds, \$55 million of neighborhood improvement bonds and \$50 million of housing bonds.
- The statutory requirements for the legal process include applying to the Local Government Commission for approval, holding a public hearing on the proposed bond orders, setting of the special referendum and certification of the results.
- The current action is the first of four Council actions associated with the 2018 Bond Referendum. This first action will specifically authorize:
 - Publication of a notice of intent to apply to the Local Government Commission,
 - Application to the Local Government Commission, and
 - Certain statements of facts concerning the proposed bonds.

Next Steps

- On June 25, the bond orders will be introduced and Council will be asked to set a public hearing on the bond orders for July 23.
- On July 23, Council will be asked to hold a public hearing on each of the bond orders, approve the bond orders and set a bond referendum for November 6.
- After November 6, Council will be asked to adopt a resolution certifying and declaring the results of the special bond referendum after the Certificate of Canvass is signed by the Mecklenburg Board of Elections.

Fiscal Note

Funding: Municipal Debt Service Fund, Capital Projects Fund

Attachment(s)

Resolutions

[Notice of Intention to Apply to the Local Government Commission for Approval of Bonds](#)

[Resolution of the City Council Directing the Publication of the Notice of Intention to Apply to the Local](#)

[Resolution of the City Council Authorizing the Application to the Local Government Commission](#)

[Resolution of the City Council Making Certain Statements of Fact](#)

13. Ratify Amended and Restated 2018 Agreement for the Continued Consolidation of the Charlotte-Mecklenburg Police Department

Action:

Adopt a resolution ratifying the Amended and Restated 2018 Agreement for the Continued Consolidation of the Charlotte-Mecklenburg Police Department.

Staff Resource(s):

Robert Hagemann, City Attorney

Kim Eagle, City Manager's Office

Kerr Putney, Police

Jeff Estes, Police

Explanation

- On October 1, 1993, the City of Charlotte Police Department and the Mecklenburg County Police Department were consolidated via an interlocal agreement between the City and County.
- The City and County entered into an updated consolidation agreement effective July 1, 1996, which included a funding mechanism for Charlotte-Mecklenburg Police Department (CMPD) services in the extra-territorial jurisdictions (ETJ) in Mecklenburg County. This funding mechanism included creating the Law Enforcement Service District (LESD) tax paid for by property owners in the ETJs covered by the agreement.
- The County terminated the 1996 agreement effective June 30, 2018.
- On February 26, 2018, City Council approved the ratification of the 2018 Agreement for Continued Consolidation of the Charlotte-Mecklenburg Police Department (Agreement), which provides policing services to the Charlotte ETJ, Town of Mint Hill ETJ, Town of Davidson ETJ, and the McGuire Nuclear Power Plant.
- Following the February 26 approval, the County requested the Town of Pineville ETJ be added to the Agreement to receive comprehensive policing services from CMPD.
- The addition of the Town of Pineville ETJ will increase LESD revenues from the County by an estimated \$560,000, for an approximate annual total of \$14.6 million. This Agreement includes adjustments for natural growth, an initial five-year term, and a 24 month required notice for termination.

Attachment(s)

Resolution Ratifying the Amended and Restated 2018 Agreement for the Continued Consolidation of the Charlotte-Mecklenburg Police Department

Amended and Restated 2018 Agreement for the Continued Consolidation of the Charlotte-Mecklenburg Police Department

[Resolution Amended and Restated Interlocal](#)

[Amended and Restated 2018 Agreement for the Continued Consolidation of CMPD](#)

14. Nomination to Bechtler Arts Foundation Board

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a term beginning July 1, 2018 and ending June 30, 2021.
 - Keith Cradle is eligible and interested in reappointment.

Attachment(s)

Bechtler Arts Foundation Board Applicants

15. Nominations to the Charlotte International Cabinet

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a partial term recommended by the Charlotte Chamber of Commerce beginning March 10, 2018 and ending June 30, 2019.
 - Anthony Atiase has resigned.
- Two appointments for three-year terms in the Cultural / Ethnic category beginning July 1, 2018 and ending June 30, 2021.
 - Nalan Karakaya is eligible and interested in reappointment.
 - Deepti Panjabi is eligible but not interested in reappointment.
- One appointment for a three-year term in the International Business category beginning July 1, 2018 and ending June 30, 2021.
 - Johnelle Causwell is eligible and interested in reappointment.
- One appointment for a three-year term in the Airport Staff Member category beginning July 1, 2018 and ending June 30, 2021.
 - Diane Carter is eligible and interested in reappointment.
- One appointment in the Education / Non-Profit category beginning July 1, 2018 and ending June 30, 2021.
 - Jian Zhang has completed two full terms; therefore, he is not eligible for reappointment.
- One appointment in the At-Large category beginning July 1, 2018 and ending June 30, 2021.
 - Richard Von Hennigs is eligible and interested in reappointment.

Attachment(s)

Charlotte International Cabinet Applicants

16. Nomination to Charlotte Mecklenburg Public Access Corporation

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a partial term beginning immediately and ending July 1, 2019.
 - Mark Donald has resigned.

Attachment(s)

Mecklenburg Public Access Corporation Applicants

17. Nominations to the Charlotte Regional Visitors Authority

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- Two appointments in the At-Large category for three-year terms beginning July 1, 2018 and ending June 30, 2021.
 - Peter Grills is eligible but not interested in reappointment.
 - Matthew Hirschy is eligible and interested in reappointment.

Attachment(s)

Charlotte Regional Visitors Authority Applicants

18. Nomination to Charlotte Tree Advisory Commission

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a partial term beginning immediately and ending December 13, 2018, and then continuing for a full three-year term from December 14, 2018 until December 13, 2021.
 - Alea Tuttle is no longer eligible for appointment.

Attachment(s)

Charlotte Tree Advisory Commission Applicants

19. Nominations to the Charlotte Water Advisory Committee

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment in the Small Town Representative category for a three-year term beginning July 1, 2018 and ending June 30, 2021.
 - Barry Webb is eligible and interested in reappointment.
- One appointment in the Financial Expert category for a three-year term beginning July 1, 2018 and ending June 30, 2021.
 - Leslie Jones is eligible and interested in reappointment.

Attachment(s)

Charlotte Water Advisory Committee Applicants

20. Nominations to the Citizens Review Board

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a one-year term beginning August 1, 2018 and ending July 31, 2019.
- Two appointments for a two-year term beginning August 1, 2018 and ending July 31, 2020.
- Two appointments for a three-year term beginning August 1, 2018 and ending July 31, 2021.
 - Henry Black, Jr. is eligible and interested in reappointment.
 - E. Thomas Bowers is eligible and interested in reappointment.
 - Clarence Darnell is eligible and interested in reappointment.
 - Sandra Donaghy is eligible and interested in reappointment.
 - Antonio Gaither is eligible and interested in reappointment.
 - Maglitz Giraud is eligible and interested in reappointment.
 - Theresa Halsey has served two full terms; she is not eligible for reappointment.
 - Nanci Hightower is eligible and interested in reappointment.
 - Marc Jensen is eligible and interested in reappointment.
 - Diane Langevin is eligible and interested in reappointment.
 - Nicholas Wind-McJetters is not eligible for reappointment.

Note: Terms are staggered; future terms will be for three years.

Attachment(s)

Citizens Review Board Applicants

21. Nominations to Civil Service Board

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a three-year term beginning May 16, 2018 and ending May 15, 2021.
 - Brenda Johnson is eligible but declined reappointment.

Attachment(s)

Civil Service Board Applicants

22. Nominations to the Historic District Commission

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment in the Resident Owner of Hermitage Court category for a three-year term beginning July 1, 2018 and ending June 30, 2021.
 - Claire Stephens is eligible but not interested in reappointment.
- One appointment in the At-Large category for a three-year term beginning July 1, 2018 and ending June 30, 2021.
 - Jill Walker is eligible and interested in reappointment.

Attachment(s)

Historic District Commission Applicants

23. Nominations to the Historic Landmarks Commission

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- Two appointments for three-year terms beginning July 17, 2018 and ending July 16, 2021.
 - Jonathan Schulz is eligible and interested in reappointment.
 - Joseph Elliott has served two three-year terms; therefore, he is not eligible for reappointment.

Attachment(s)

Historic Landmarks Commission Applicants

24. Nominations to Keep Charlotte Beautiful

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- Three appointments for three-year terms beginning July 1, 2018 and ending June 30, 2021.
 - Tonya Clarkston is eligible and interested in reappointment.
 - Tarik Hameed is eligible and interested in reappointment.
 - Tiffany Hughes is eligible but not interested in reappointment.

Attachment(s)

Keep Charlotte Beautiful Applicants

25. Nominations to the Neighborhood Matching Grants Fund

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a partial term recommended by the School Superintendent beginning immediately and ending April 15, 2020.
 - Keva Womble has resigned.

Attachment(s)

Neighborhood Matching Grants Fund Applicants

26. Nomination to Passenger Vehicle for Hire

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment in the Representative of the Hospitality / Tourism category for a three-year term beginning July 1, 2018 and ending June 30, 2021.
 - Sheila Etheridge-Boddie is eligible and interested in reappointment.

Attachment(s)

Passenger Vehicle for Hire Applicants

27. Nomination to the Planning Commission

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a three-year term beginning July 1, 2018 and ending June 30, 2021.
 - A. Cozzie Watkins is eligible and interested in reappointment.

Attachment(s)

Planning Commission Applicants

28. Mayor and City Council Topics

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

CONSENT

29. Hazardous Materials Identification Equipment

Action:

- A. **Approve the purchase of new Hazardous Materials Identification Equipment and First Defender RMX equipment, as authorized by sole source exemption of G.S. 143-129 (e)(6), and**
- B. **Approve a unit price contract with Fisher Scientific for the purchase of Hazardous Materials Identification Equipment and First Defender RMX equipment for \$128,896.**

Staff Resource(s):

Reginald Johnson, Fire
Richard Granger, Fire

Sole Source Exemption

- G.S. 143-129 (e)(6) provides that formal bidding requirements do not apply when:
 - Performance or price competition is 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 Fire Department includes a Hazardous Materials (Hazmat) response team that operates out of two separate fire stations (stations 13 and 32, in Council Districts 2 and 7 respectively).
- The state of North Carolina has seven Regional Response Team Divisions. Regional Response Team Division Seven includes eight counties in North Carolina: Mecklenburg, Union, Rowan, Cabarrus, Iredell, Lincoln, Gaston, and Cleveland.
- Hazmat response teams are called to identify, mitigate, and decontaminate materials deemed to be hazardous within the state of North Carolina.
- Equipment currently employed in Hazardous Materials Identification is over 12 years old and beyond the expected useful life.
- This purchase will replace one handheld device that allows users to detect and identify hazardous materials as well as explosives. Fisher Scientific will also provide on-site training and technical support.
- This equipment will be used in conjunction with a similar piece of equipment being purchased by the state to ensure that each Hazmat station is compatible.

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: 2016 Urban Area Security Initiative Grant

30. South End Rail Trail/I-277 Bridge Agreement

Action:

- A. Authorize the City Manager to execute public/private partnership agreements for the South End Rail Trail/I-277 Bridge, and**
- B. Adopt a budget ordinance appropriating \$11,000,000 from public funds and private contributions to the General Community Investment Fund for the South End Trail/I-277 Bridge Project.**

Staff Resource(s):

Liz Babson, Transportation
Dan Gallagher, Transportation

Explanation

- In 2004, the City of Charlotte removed a planned pedestrian bridge over I-277 from the LYNX Blue Line construction as a cost saving measure.
- Removal of the bridge from the plans created a critical missing Rail Trail link between South End and Uptown.
- The Rail Trail is an important and highly used pedestrian and bicycle route connecting many destinations in South End, Uptown and surrounding neighborhoods.
- Over the past few months, the City has been discussing with Mecklenburg County, North Carolina Department of Transportation (NCDOT), and private developers' options and funding strategies to close this critical gap.
- The City is taking steps which will result in a public/private partnership to provide funds to construct a pedestrian bridge over I-277 to connect the Rail Trail between South End and Uptown Charlotte.
- This proposal meets many of the City's goals to promote transportation choices through adopted plans including:
 - Center City 2020 Vision Plan,
 - Transportation Action Plan,
 - Charlotte WALKS and BIKES plans,
 - Center City Transportation Plan,
 - Rail Trail Master Plan, and
 - South End Vision Plan.
- The total cost of the pedestrian bridge over I-277 is \$11 million and funding commitments are as follows:
 - City of Charlotte: \$3,103,953,
 - NCDOT: \$3,288,105,
 - Mecklenburg County: \$3,100,000, and
 - Private, Non-Profit, and Grants: \$1,507,942.

Fiscal Note

Funding: The project will be funded through a combination of City, County, NCDOT, private and non-profit funds and grants. The City's funding will be provided through the remaining proceeds of the sale of the properties that were reclaimed from the redesign of I-277/Caldwell Street interchange.

Attachment(s)

June 4 Strategy Session Presentation
Budget Ordinance

[South End Rail Trail 6-4-18 Pres 6-11-18 edited](#)

[CDOT ord 6-11-18 SE Rail Trail-I277 Bridge Project](#)

31. Infrastructure Reimbursement for Belk Greenway Connector Phase II

Action:

Approve an Infrastructure Reimbursement Agreement with Lincoln Harris, LLC for the Belk Greenway Connector Phase II.

Staff Resource(s):

Liz Babson, Transportation

Scott Correll, Transportation

Explanation

- The Belk Greenway Connector is a proposed bicycle and pedestrian trail being built in three phases that will connect the Cross Charlotte Trail through Center City to the Irwin Creek Greenway (Council Districts 1 and 2).
- The Belk Greenway Connector project was identified in the Uptown Connects Study completed in 2017 and supports the Center City 2020 Vision Plan.
 - On May 14, 2018, Council approved a municipal agreement with the North Carolina Department of Transportation to construct Phase I.
 - Future phases II and III are unfunded and the City is preserving space to construct phases II and III as redevelopment occurs and as funding becomes available.
- On September 25, 2017, City Council approved the sale of City-owned property on South Mint to South Church Street to Lincoln Harris.
 - The sale included a donated easement for the Belk Greenway Connector from South Mint Street to South Church Street.
 - The easement provides the necessary width to allow for the construction of a retaining wall and rough grading of the trail necessary for the future construction of the Belk Greenway Connector.
 - This reimbursement agreement from the City in an amount not to exceed \$250,000 is to assist in the construction of the retaining wall to preserve the future trail.
 - The funding is provided through the sale of the parcel. The wall will be built adjacent to the I-277 ramp.
- The developer is required to design and construct the retaining wall through a public contract pursuant to G.S. 143-128.

Fiscal Note

Funding: General Community Investment Plan

Attachment(s)

Map

[Belk Greenway Connector Phase II Map](#)

32. Municipal Agreement for the Lakeview Road Corridor Project

Action:

- A. Adopt a resolution to execute a Municipal Agreement with the North Carolina Department of Transportation and accept supplemental funding in Bonus Allocation funding in the amount of \$2,000,000 for improvements along Lakeview Road in association with the North Carolina Department of Transportation (NCDOT) Lakeview Direct Connect Interchange project, and**
- B. Adopt a budget ordinance appropriating \$2,000,000 in NCDOT funds.**

Staff Resource(s):

Liz Babson, Transportation
Ashley Landis, Transportation
Keith Bryant, Transportation

Explanation

- The state of North Carolina provides incentive funds for projects in counties that implement high-occupancy managed lane projects.
 - The incentives are referred to as Bonus Allocations and are separate from the State's Transportation Program and do not affect funding distributions that a region or NCDOT Division would normally receive.
 - Bonus Allocation funds do not require a local match.
 - The Charlotte Regional Transportation Planning Organization received Bonus Allocation Funds for the I-77 managed lanes project.
- The Lakeview Road project funding totals \$11,000,000.
 - A previous Municipal Agreement for the Lakeview Road project with NCDOT was executed by City Council on October 4, 2016.
 - This Municipal Agreement accepted Bonus Allocation funds in the amount of \$9,000,000 for the planning/design, acquisition of right-of-way, utility relocations, and construction.
 - \$2,000,000 is proposed in supplemental Bonus Allocation funds.
- The Lakeview Road project, located in Council District 2, is being managed by the City. This project will focus on increasing vehicular capacity at key intersections along Lakeview Road to facilitate movement to and from the Lakeview Direct Connect Interchange. The project limits are from Cushing Drive to Old Statesville Road.
- Projects in Charlotte along the Lakeview Road corridor include:
 - Lakeview / Reames Intersection project, and
 - Lakeview Road project.
- The Lakeview Road project is currently in the planning phase and construction is expected to begin in 2020.

Fiscal Note

Funding: NCDOT Bonus Allocation Funds

- \$9,000,000 in a previous Municipal Agreement executed by City Council on October 4, 2016
- \$2,000,000 proposed in supplemental Bonus Allocation funds

Attachment(s)

Map
Budget Ordinance
Resolution

[Lakeview Road Corridor Project June 11](#)

[CDOT ord 6-11-18 MA Lakeview NCDOT Contribution](#)

[Resolution for June 2018 Agenda](#)

33. Parking Citation Management System and Related Services

Action:

- A. Approve a contract with Passport Labs, Inc. for the purchase of software and managed services and equipment for a parking citation Management System in an estimated amount of \$621,000 for a three-year term, 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 purpose for which the contract was approved.**

Staff Resource(s):

Liz Babson, Transportation
Clement Gibson, Transportation
Brent Cagle, Aviation

Explanation

- The Charlotte Department of Transportation (CDOT) and Charlotte Douglas International Airport (CLT) currently use separate parking citation Management Software systems to issue and manage parking citations and permitting.
- This contract would replace the separate contracts with a single contract that would serve both departments.
- This contract will offer technology efficiencies not currently provided:
 - Provides a module that tracks when meters are bagged at no additional cost,
 - Allows citizens to pay tickets from one screen in one transaction, and
 - Creates efficiencies by bringing CLT into the parking permit issuance section of the system.
- CLT will use the contract for parking citations management and collection services.
- On November 20, 2017, the City issued a Request for Proposal (RFP) for parking citation Management System and Related Services. In response to the RFP, the City received six proposals from interested service providers.
- Passport Labs, Inc. best meets the City's needs in terms of qualifications, experience, cost, and responsiveness to RFP requirements.
- The contract gives the City the option to renew for two additional, one-year terms with no price increase.
- Estimated contract expenditures are \$207,000 annually.
- The system will be operational in the first quarter of Fiscal Year 2019.

Charlotte Business INclusion

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

Fiscal Note

Funding: CDOT and Aviation Operating Budgets

34. Contract Amendment for Idlewild/Rama/Monroe Road Intersection Improvements

Action:

Approve contract amendment #1 for \$194,340 to Kimley-Horn and Associates, Inc. for additional professional services.

Staff Resource(s):

Mike Davis, Engineering and Property Management

Veronica Wallace, Engineering and Property Management

Explanation

- The purpose of this project is to increase intersection capacity and improve travel conditions for vehicles, pedestrians, bicyclists, and transit users at the Idlewild/Rama/Monroe Intersection located in Council District 5.
- Contract amendment #1 includes funding for additional items not covered under the original contract. These include:
 - Design services for a new 36-inch water main for Charlotte Water,
 - Additional survey for coordination with adjacent developments, and
 - Additional public outreach.
- On June 13, 2016, City Council approved the original contract in the amount of \$805,200 for planning and engineering.
- The new contract amount including this contract amendment is \$999,540 and is included in the project budget.

Charlotte Business INclusion

All additional work involved in this amendment will be performed by Kimley-Horn and Associates, Inc. and their existing subconsultants (Part D: Section 6 of the Charlotte Business INclusion Policy).

Kimley-Horn and Associates, Inc. has committed 72.11% (\$140,140) of the total amendment amount to the following certified firm(s):

- Hinde Engineering, Inc. (SBE), \$90,140, utilities
- CES Group Engineers, LLP (SWBE), \$50,000, surveying services

Fiscal Note

General Community Investment Plan

Attachment(s)

Map

[Location Map -Contract Amendment for Idlewild-Rama-Monroe Intersection Improvements](#)

35. Construction Manager at Risk Services for the Charlotte-Mecklenburg Police Department Central Division Station Project

Action:

Award a construction manager at risk contract in an amount not to exceed \$20,203,777 with Edifice Inc., for the construction phase of the Charlotte-Mecklenburg Police Department (CMPD) Central Division Station project.

Staff Resource(s):

Mike Davis, Engineering and Property Management
William Haas, Engineering and Property Management
Kerr Putney, Police
Jeff Estes, Police

Explanation

- This project will construct a three-story, 31,000 square foot facility with a five-level parking deck at the intersection of West 5th and West 6th streets, in Council District 2.
- The CMPD Central Division currently leases a facility at 119 East 7th Street.
- The City has selected the Construction Manager at Risk (CMAR) project delivery method for this project to provide more effective coordination, more certainty with project costs and schedule, and to better mitigate risks during construction.
- The pre-construction phase was awarded to Edifice Inc. on October 23, 2017 in the amount of \$157,700. Edifice is currently in the final stages of pre-construction.
- On April 28, 2017, the City issued a Request for Qualifications (RFQ); eight responses were received from interested service providers.
- Edifice Inc. was selected and best meets the City's needs in terms of demonstrated competence, qualifications, experience and responsiveness to the RFQ requirements.
- The contract with Edifice Inc. is for Construction Phase Services, including coordination of all construction activities, managing all subcontractors, delivering the project in collaboration with the City and the design consultant.
- Edifice Inc., as the CMAR, will not be allowed to self-perform the construction work. The company will be required to prequalify all first tier subcontractors and competitively bid the work to subcontractors.
- Edifice Inc. will be responsible for managing the subcontractors work and delivering the project on schedule and on budget.
- The project is anticipated to be complete by the second quarter of 2020.

Charlotte Business INclusion

The City has established project goals of 14% SBE and 10% MBE. Because this is a Construction Manager at Risk project, the Construction Manager has the opportunity to add on Small Business Enterprise (SBE) and Minority Business Enterprise (MBE) firms throughout the life of the project (Part G: Section 2.3 of the Charlotte Business INclusion Policy).

Fiscal Note

Funding: General Community Investment Plan

Attachment(s)

Map

[Location Map - Construction Manager at Risk Services for the Charlotte-Mecklenburg Police Departmen](#)

36. Northeast Equipment Maintenance Facility Architectural Services

Action:

Approve a contract in the amount of \$1,021,556 with FWA Group, P.A. for architectural services for the Northeast Equipment Maintenance Facility.

Staff Resource(s):

Mike Davis, Engineering and Property Management
William Haas, Engineering and Property Management
Randy Harrington, Management and Financial Services
Chris Trull, Management and Financial Services

Explanation

- The contract with FWA Group, P.A. will provide architectural services for an approximately 27,000 square foot vehicle maintenance shop. The project will include maintenance bays for both light and heavy City-owned vehicles, administrative offices and parts storage.
- Both the 2004 and the 2017 Fleet Maintenance Master Plans recommend a vehicle maintenance facility be constructed at 6001 General Commerce Drive in Council District 1. This is a City-owned maintenance yard in northeast Charlotte, and it includes Street Maintenance and Charlotte Water Field Operations Division.
- The architectural services include, but are not limited to planning, design, and construction documents, project administration/programming phasing, and construction administration.
- The Maintenance Facility will be designed to achieve basic-level LEED version 4 certification per the City Policy on Sustainable Facilities. LEED certification is awarded to buildings that demonstrate a high level of energy-efficiency and sustainable design.
- Currently Charlotte Water and Street Maintenance vehicles assigned to General Commerce Drive must drive off-site to be maintained. A new on-site facility will eliminate costly travel time to satellite maintenance locations.
- On July 25, 2017 the City issued a Request for Qualifications (RFQ); seven proposals were received from interested service providers.
- FWA Group, 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.
- Funding for this project was provided in both the Fiscal Year 2017 and Fiscal Year 2019 Community Investment Plans.

Charlotte Business INClusion

The City negotiates subcontracting participation after the proposal selection process (Part C: Section 2.1(h) of the Charlotte Business INClusion Policy). Prime Consultant has committed 20.65% (\$211,000) of the total contract amount to the following certified firm(s):

- LTArchitecture (MBE) (\$10,000) (specifications and contract administration)
- Structural Capacity, P.C. (MSBE) (\$42,000) (structural engineering)
- AME Consulting Engineers, P.C. (SBE) (\$159,000) (mechanical, electrical and plumbing design and telecommunications)

Fiscal Note

Funding: General Community Investment Plan

Attachment(s)

Map

[Location Map - Northeast Equipment Maintenance Facility](#)

37. Lease of City-owned Property at the JW Clay Boulevard Parking Deck

Action:

Adopt a resolution approving a retail lease agreement with Sabor 12 UV, LLC (Sabor Latin Street Grill) for the lease of approximately 1,850 square feet of the JW Clay Boulevard Parking Deck for a ten-year term.

Staff Resource(s):

Mike Davis, Engineering and Property Management
Tony Korolos, Engineering and Property Management
John Lewis, CATS

Explanation

- The Blue Line Extension (BLE) includes three parking decks. Two of these parking decks, JW Clay and University City Boulevard, incorporate approximately 25,265 total square feet of leasable retail and office space per Transit Oriented Development ordinance. Both decks are located in Council District 4.
- The leasable spaces provide opportunities for retail and business firms to offer goods and services to customers using the LYNX Blue Line along with walk-up customers from the surrounding areas.
- Sabor Latin Street Grill is a small, locally-owned business specializing in Central and Latin American food. Menu items are prepared and sold onsite.
- Sabor Latin Street Grill approached the City about leasing space at the JW Clay Parking Deck. Staff determined Sabor Latin Street Grill to be a financially qualified tenant.
- The retail space in the proposed lease will not be needed by the City for the term of the lease.
- The revenue generated by the lease will help support the continued operation of the BLE.
- The lease terms with Sabor Latin Street Grill are:
 - Premises: 1,850 square feet of retail space in the JW Clay Boulevard Parking Deck,
 - Term: Ten years, and
 - Rent: \$4,470.83 per month (\$53,650 per year) with 2.5 percent annual increases. This rate is consistent with market rates.

Fiscal Note

Funding: Revenue from the lease will be deposited in the CATS Operating Budget

Attachment(s)

Map
Resolution

[Location Map - Lease of City-owned Property at the JW Clay Boulevard Parking Deck](#)

[Resolution Sabor](#)

38. Storm Drainage Improvement Services

Action:

- A. Approve unit price contracts with the following firms for Storm Drainage Improvement services for a three-year term:**
- **D&A Wolverine, PLLC,**
 - **Armstrong Glen, P.C.,**
 - **WK Dickson & Co. Inc.,**
 - **The Isaacs Group, P.C.,**
 - **Hazen and Sawyer, P.C., and**
- B. Authorize the City Manager to approve possible price adjustments and amend the contract consistent with the purpose for which the contract was approved.**

Staff Resource(s):

Mike Davis, Engineering and Property Management
Matthew Gustis, Engineering and Property Management

Explanation

- Storm Water Services begins new storm drainage improvement projects that are the highest ranking in the program each year.
- The projects may include storm drainage improvements that reduce house and street flooding, repair failing infrastructure or enhance water quality of nearby creeks.
- Work will include, but is not limited to:
 - Evaluation,
 - Analysis and recommendations for repair and/or improvement,
 - Design of repairs and/or improvements,
 - Preparation of construction documents,
 - Environmental assessments, and
 - Construction oversight and monitoring.
- On July 13, 2016, the City issued a Request for Qualifications titled "Unspecified Storm Drainage Improvement Services"; 25 proposals were received from interested professional service providers.
- These firms are the best qualified to meet the City's needs on the basis of demonstrated competence and qualification of professional services in response to the RFQ requirements.
- When consultants perform quality engineering analysis, the most efficient method is for that firm to complete the design and provide construction administration services.
- Estimated expenditures for the five contracts are \$2,050,000 over the three-year term.

Charlotte Business INCLUSION

The City negotiates subcontracting participation after the proposal selection process (Part C: Section 2.1(h) of the Charlotte Business INCLUSION Policy). On these contracts, the Prime Consultants have each committed 10% of the total contract amount to the following certified firms:

Hazen and Sawyer, P.C.

- Avoiimage Mapping Services, Inc. (SBE) (Aerial Surveying)
- D&A Wolverine, PLLC (SBE) (Engineering Services)
- Joel E. Wood Associates, PLLC (SBE) (Geotechnical Services)
- Survey & Mapping Control, Inc. (SBE) (Field Surveying)
- Sweetwater Utility Exploration (SBE) (Utility Locating)

The Isaacs Group, P.C.

- Carolina Wetland Services, Inc. (WSBE) (Stream Assessment)
- Capstone Civil Group, P.A. (MSBE) (Geotechnical)
- Barry Lambert Engineering, P.C. (SBE) (Engineering Services)

- Armstrong Glen, P.C. (SBE) (Engineering Services)
- Jones Civil Design, P.C. (SBE) (Engineering Services)
- Avioimage Mapping Services, Inc. (SBE) (Aerial Surveying)
- Sweetwater Utility Exploration, LLC (SBE) (Utility Locating)

D & A Wolverine, PLLC

- Carolina Wetland Services, Inc. (WSBE) (Stream Assessment)
- Survey & Mapping Control, Inc. (SBE) (Field Surveying)
- Sweetwater Utility Exploration (SBE) (Utility Locating)
- Avioimage Mapping Services, Inc. (SBE) (Aerial Surveying)
- Southern Engineering & Testing, P.C. (SBE) (Engineering Services)

W.K. Dickson & Co., Inc.

- Capstone Civil Group, P.A. (MSBE) (Geotechnical)
- Tidewater Land Services (SBE) (Easement Stakeout)
- Stewart Engineering, Inc. (MBE) (Engineering Services)

Armstrong Glen, P.C.

- Survey & Mapping Control, Inc. (SBE) (Field Surveying)
- Boyle Consulting Engineers (SBE) (Geotechnical)

Fiscal Note

Funding: Stormwater Community Investment Plan

39. Engineering Services for Streambank Stabilization

Action:

- A. Approve a contract with Kimley-Horn & Associates, Inc. for engineering services in the amount of \$750,000, and
- B. Authorize the City Manager to approve up to two renewals with possible price adjustments and to amend the contract consistent with the purpose for which the contract was approved.

Staff Resource(s):

Angela Lee, Charlotte Water

Ron Hargrove, Charlotte Water

Explanation

- Charlotte Water maintains approximately 4,300 miles of wastewater pipe, many of which run along and/or across streams and channels. In some locations, stream instability and bank erosion threaten the stability of infrastructure.
- On February 6, 2018, the City issued a Request for Qualifications (RFQ) for Professional Engineering Services for Streambank Stabilization. In response to the RFQ, the City received seven proposals from interested professional service providers.
- Examples of services provided include permitting, feasibility studies, detailed construction drawings, and specifications for stream bank stabilization, stream restoration, and wastewater pipe repair and relocation. Stream work will be completed using natural channel design where feasible.
- This contract will be used to provide design services and permitting to protect infrastructure from stream bank erosion and respond to emergencies as needed.
- Kimley-Horn & Associates, Inc. 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.

Charlotte Business INclusion

The City negotiates subcontracting participation after the proposal selection process (Part C: Section 2.1(h) of the Charlotte Business INclusion Policy). Kimley-Horn & Associates, Inc. has committed 10.67% (\$80,000) of the total contract amount to the following certified firm:

- James Mauney & Associates, P.A. (SBE) (\$60,000) (surveying)
- Boyle Consulting Engineers, PLLC (SBE) (\$20,000) (geotechnical services)

Fiscal Note

Funding: Charlotte Water Community Investment Plan

40. Printing and Encoding of Magnetic Transit Passes, Transfers and Ticket Vending Machine Stock

Action:

- A. Approve a unit price contract with Electronic Data Magnetics to print and encode magnetic transit passes, transfers, and ticket vending machine stock for an initial term of three years, and**
- B. Authorize the City Manager to renew the contract for up to two, additional one year terms with possible price adjustments and to amend the contract consistent with the purpose for which the contract was approved.**

Staff Resource(s):

John Lewis, CATS

Kim Taylor, CATS

Explanation

- Transit passes, transfers, and ticket vending machine stock provide CATS' customers with a variety of magnetic fare types to use when riding public transportation.
- In Fiscal Year 2017 over 1.6 million passes and tickets generated over \$11 million dollars of revenue. Additionally, over 5 million transfers were issued.
- On March 13, 2018, the City issued a Request for Proposals (RFP) for the printing and encoding of Magnetic Transit Passes, Transfers, and Ticket Vending Machine Stock. The RFP notification was sent to nine potential vendors, and one response was received.
- Electronic Data Magnetics best meets the City's needs in terms of qualifications, experience, cost, technical capability, and responsiveness to the RFP.
- Estimated contract expenditures are \$165,000 annually.

Charlotte Business INclusion

No subcontracting goals were 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

41. Bus Preventive Maintenance Filters

Action:

- A. Award a unit price contract to the lowest responsive bidder MHC Kenworth for the purchase of bus preventive maintenance filters for a term of one year, 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 purpose for which the contract was approved.

Staff Resource(s):

John Lewis, CATS

Tangee Mobley, CATS

Explanation

- The contract with MHC Kenworth will provide bus preventive maintenance filters (including air, oil and fuel filters), for the on-going maintenance of CATS large bus fleet and Special Transportation Services buses.
- On April 4, 2018, CATS issued an Invitation to Bid; six bids were received from interested providers.
- MHC Kenworth was selected as the lowest responsive, responsible bidder.
- The company will be paid the unit prices set forth in the contract, a copy of which is available upon request.
- Estimated contract expenditures are \$150,000 per year.

Charlotte Business Inclusion

No subcontracting goal was established because there are no subcontracting opportunities (Part B:Section 2.3 of the Charlotte Business Inclusion Policy).

Fiscal Note

Funding: CATS Operating Budget

42. Tuckaseegee-Airport Area Voluntary Annexation Public Hearing Date

Action:

Adopt a resolution setting the public hearing for June 25, 2018, for the Tuckaseegee-Airport voluntary annexation petition.

Staff Resource(s):

Taiwo Jaiyeoba, Planning

Katrina Young, Planning

Bryman Suttle, Planning

Explanation

- The City has received a petition for voluntary annexation of Airport owned public properties.
- Public hearings are required prior to City Council action on annexation requests.
- These properties are located within Charlotte's extraterritorial jurisdiction.
- Areas proposed for annexation share boundary with current city limits.
- Annexation of these areas at this time will allow for more orderly land development review, extension of City services, capital investments, and future annexation processes.
- "Tuckaseegee-Airport Areas A & B" sites are located on the south side of Tuckaseegee Road and "Tuckaseegee-Airport Area C" sites is located on the north side of Tuckaseegee Road in northwest Mecklenburg County totaling 83.2759-acres.
- The properties are currently used residentially or are vacant.
- The petitioner has plans to rezone the property for I-2 development having approximately 1,000,000 SF of commercial uses to be built out over 10 years.
- The properties are zoned (R-3) single family residential at three dwelling units per acre, (R-MH) residential manufactured homes and (I-2) Heavy Industrial.
- The properties are located immediately adjacent to Council District 3.
- Petitioned area consists of 42 parcels (see attached).

Consistency with City Council Policies

- This annexation is consistent with City voluntary annexation policies approved by the City Council on March 24, 2003, more specifically this:
 - Will not adversely affect the City's ability to undertake future annexations,
 - Will not have undue negative impact on City finances or services, and
 - Will not result in a situation where unincorporated areas will be encompassed by new City limits.

Public Hearing Date

The resolution sets Monday, June 25, 2018, for the public hearing.

Attachment(s)

Map

Resolution

Chart of Parcels

[Map: Tuckaseegee-Airport Voluntary Annexation](#)

[Resolution: Tuckaseegee-Airport](#)

Chart of Parcels: Tuckaseegee-Airport

43. Old Moores Chapel Area Voluntary Annexation Public Hearing Date

Action:

Adopt a resolution setting the public hearing for June 25, 2018, for the Old Moores Chapel voluntary annexation petition.

Staff Resource(s):

Taiwo Jaiyeoba, Planning

Bryman Suttle, Planning

Explanation

- The City has received a petition for voluntary annexation of three abutting private properties.
- Public hearings are required prior to City Council action on annexation requests.
- These properties are located within Charlotte's extraterritorial jurisdiction.
- Area proposed for annexation shares boundary with current city limits.
- Annexation of this area at this time will allow for more orderly land development review, extension of City services, capital investments, and future annexation processes.
- The 88.155-acre "Old Moores Chapel" area is located on the Northeastern side of Old Moores Chapel Road, east of I-485 and South of Mount Holly Road in Northwest Mecklenburg County.
 - The property is currently vacant.
 - The petitioners have plans to construct a 425 unit single family residential development on the site to the south, currently zoned (R-6) single family residential at 6 dwelling units per acre.
 - The petitioners have plans to construct a 192 unit multi-family residential development consisting of townhomes and condos on the site to the north, currently zoned (MX-2) mixed residential.
 - The property is located immediately adjacent to Council District 3.
 - Petitioned area consists of three parcels, PID 055-091-09, 055-481-01 and 055-481-06.

Consistency with City Council Policies

- This annexation is consistent with City voluntary annexation policies approved by the City Council on March 24, 2003, more specifically this annexation:
 - Will not adversely affect the City's ability to undertake future annexations,
 - Will not have undue negative impact on City finances or services, and
 - Although it will result in an unincorporated area being encompassed by new City limits, it would be consistent with City Council policies since it will not limit the City's ability to annex this area in the future or ability to provide services.

Public Hearing Date

The resolution sets Monday, June 25, 2018, for the public hearing.

Attachment(s)

Map

Resolution

[Attachment 1 - Vol Annex Map - Old Moore's Chapel](#)

[Attachment 2 - Vol Annex Resolution to Set Hearing - Old Moores Chapel Area](#)

44. Memorial Stadium Renovation Partnership

Action:

Authorize the City Manager to negotiate and execute an Interlocal Agreement with Mecklenburg County for the City to fund up to \$3 million for the preparation, acquisition, and installation of a synthetic field at Memorial Stadium

Staff Resource(s):

Debra Campbell, City Manager's Office

Ron Kimble, City Manager's Office

Randy Harrington, Management and Financial Services

Explanation

- In March 2018 the Mecklenburg Board of County Commissioners approved a \$31.7 million renovation plan for Memorial Stadium with a grass turf field. The renovation will result in:
 - An approximate 12,450 total capacity,
 - Preservation of the historic stone wall and Veterans' Memorials, and
 - Enlargement of the playing field for all sports.
- The renovation plan included an opportunity for a City partnership to fund installation of a synthetic field to achieve the highest level of field accessibility and widest-variety of stadium community and hospitality and tourism use options without any required after-event "recovery downtime" associated with natural grass.
- Key terms of the interlocal agreement include:
 - City to make a one-time capital payment of up to \$3 million for the preparation, acquisition, and installation of a new playing field for the \$30+ millions in improvements to Memorial Stadium
 - Playing surface of new field to be "FIFA II" compliant
 - City payment to be made as "project last money in" for documented playing field costs up to \$3 million (increases the total renovation to \$34.7 million).
 - City/CRVA to receive five (5) rent-free use days each year for 15 years, but pays for out-of-pocket event expenses directly associated with hosted events.
 - Source of City investment shall be Tourism funds, which are restricted for such purposes.
- Increasing the number of events at Memorial Stadium will have a significant economic impact. As an example, a recent economic impact analysis by the Charlotte Regional Visitors' Authority determined that the 2017 Queen City Battle of the Bands event alone generated \$1.7 million of direct economic impact.
- It is anticipated that the City's portion will be funded through a future Certificates of Participation debt issuance that will be brought back to City Council for approval in the next 18-24 months.

Committee Discussion

- The Mayor referred review of the Memorial Stadium partnership proposal to the Economic Development Committee on April 24, 2018.
- The Economic Development Committee reviewed the proposal on April 26, 2018 and voted 3-1 to recommend that City Council authorize the City Manager to negotiate and execute an Interlocal Agreement with Mecklenburg County regarding Memorial Stadium improvements in accordance with the key terms.

Fiscal Note

Funding: Tourism I Debt Service Fund

Attachment(s)

June 4, 2018 Presentation

[Memorial Stadium Renovation 6-11-18_editedv2](#)

45. Refund of Property Taxes

Action:

Adopt a resolution authorizing the refund of property taxes assessed through clerical or assessment error in the amount of \$34,724.66.

Staff Resource(s):

Randy Harrington, Management and Financial Services
Betty Mattos, Management and Financial Services

Explanation

- Mecklenburg County notified and provided the City the list of Property Tax due to clerical or assessment error.

Attachment(s)

Taxpayers and Refunds Requested
Resolution Property Tax Refunds

[List of Taxpayers and Refunds Requested](#)

[Resolution](#)

46. Meeting Minutes

Action:

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

- **April 30, 2018, Special Meeting/ Oath of Office-Fire Chief Reginald T. Johnson,**
- **April 30, 2018, Legislative Action Review, and**
- **May 7, 2018, Strategy Session/ City Manager Recommended Budget Presentation.**

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

PROPERTY TRANSACTIONS

47. In Rem Remedy: 10620 Independence Hill Road

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 and Neighborhood Development and Community Safety

The In Rem Remedy items were initiated from 3 categories:

1. Public Safety - Police and/or Fire Departments
2. Complaint - petition by citizens, tenant complaint, or public agency referral
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: (10620 Independence Hill Road, Unincorporated Mecklenburg)

Action:

Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at (10620 Independence Hill Road) (Neighborhood Profile Area 277).

Attachment(s)

In Rem Packet for (10620 Independence Hill Road)

[In Rem Remedy 10620 Independence Hill Rd.pdf](#)

48. Property Transactions - Goose Creek Pump Station - Part 2, Parcel #34

Action: Approve the following Acquisition: Goose Creek Pump Station - Part 2, Parcel #34

Project: Goose Creek Pump Station - Part 2, Parcel #34

Owner(s): James P. Tyndall and Christy A. Tyndall

Property Address: 14147 Maple Hollow Lane

Total Parcel Area: 70,735 sq. ft. (1.624 ac.)

Property to be acquired by Easements: 6,502 sq. ft. (.149 ac.) in Sanitary Sewer Easement, plus 8,108 sq. ft. (.186 ac.) in Temporary Construction Easement

Structures/Improvements to be impacted: None

Landscaping to be impacted: Trees

Zoned: R

Use: Single-family Residential

Tax Code: 195-141-31

Purchase Price: \$10,500

Council District: N/A (Mint Hill)

49. Property Transactions - Hinsdale - Tinkerbell Drainage Improvements, Parcel #49

Action: Approve the following Acquisition: Hinsdale - Tinkerbell Drainage Improvements, Parcel #49

Project: Hinsdale - Tinkerbell Drainage Improvements, Parcel #49

Program: Flood Control

Owner(s): Graham C. McPaul and Karen J. McPaul

Property Address: 3415 Champaign Street

Total Parcel Area: 16,200 sq. ft. (.372 ac.)

Property to be acquired by Easements: 1,296.63 sq. ft. (.03 ac.) in Storm Drainage Easement, plus 931.22 sq. ft. (.021 ac.) in Sanitary Sewer Easement, plus 1,564.47 sq. ft. (.036 ac.) in Temporary Construction Easement, plus 1,132.36 sq. ft. (.026 ac.) in Existing Drainage Accepted as Storm Drainage Easement

Structures/Improvements to be impacted: None

Landscaping to be impacted: None

Zoned: R-3

Use: Single-family Residential

Tax Code: 209-072-21

Purchase Price: \$41,325

Council District: 6

50. Property Transactions - Hinsdale - Tinkerbell Drainage Improvements, Parcel #177

Action: Approve the following Acquisition: Hinsdale - Tinkerbell Drainage Improvements, Parcel #177

Project: Hinsdale - Tinkerbell Drainage Improvements, Parcel #177

Program: Flood Control

Owner(s): Ray A. Morrison and Amy Y. Morrison

Property Address: 3632 Woody Grove Lane

Total Parcel Area: 64,977 sq. ft. (1.492 ac.)

Property to be acquired by Easements: 8,250.14 sq. ft. (.189 ac.) in Storm Drainage Easement, plus 4,654.95 sq. ft. (.107 ac.) in Temporary Construction Easement, plus 1,058.57 sq. ft. (.024 ac.) in Utility Easement, plus 2,908.73 sq. ft. (.067 ac.) in Existing Drainage Accepted as Storm Drainage Easement

Structures/Improvements to be impacted: None

Landscaping to be impacted: Trees

Zoned: R-3

Use: Single-family Residential

Tax Code: 209-103-24

Purchase Price: \$42,050

Council District: 6

51. Property Transactions - Little Sugar Creek Tributary to Fairview Road Sanitary Sewer Improvements, Parcel #8

Action: Approve the following Acquisition: Little Sugar Creek Tributary to Fairview Road Sanitary Sewer Improvements, Parcel #8

Project: Little Sugar Creek Tributary to Fairview Road Sanitary Sewer Improvements, Parcel #8

Owner(s): Roger Schulz, Marie Schulz and Royal Crest at South Park Homeowners Association, Inc.

Property Address: 6000 South Regal Lane

Total Parcel Area: 14,202 sq. ft. (.326 ac.)

Property to be acquired by Easements: 1,835 sq. ft. (.042 ac.) in Sanitary Sewer Easement, plus 3,504 sq. ft. (.08 ac.) in Temporary Construction Easement

Structures/Improvements to be impacted: None

Landscaping to be impacted: Trees and shrubs

Zoned: R-8MF

Use: Single-family Residential

Tax Code: 171-252-66

Purchase Price: \$30,800

Council District: 6

52. Property Transactions - Little Sugar Creek Tributary to Fairview Road Sanitary Sewer Improvements, Parcel #9

Action: Approve the following Acquisition: Little Sugar Creek Tributary to Fairview Road Sanitary Sewer Improvements, Parcel #9

Project: Little Sugar Creek Tributary to Fairview Road Sanitary Sewer Improvements, Parcel #9

Owner(s): Donnell Cooper and Karen B. Cooper

Property Address: 5615 Glenkirk Road

Total Parcel Area: 41,509 sq. ft. (.953 ac.)

Property to be acquired by Easements: 3,106 sq. ft. (.071 ac.) in Sanitary Sewer Easement, plus 3,234 sq. ft. (.074 ac.) in Temporary Construction Easement, plus 460 sq. ft. (.011 ac.) in Sanitary Sewer Easement Overlapping Existing Permanent Utility Easement

Structures/Improvements to be impacted: None

Landscaping to be impacted: Trees and shrubs

Zoned: R-3

Use: Single-family Residential

Tax Code: 171-252-22

Purchase Price: \$42,000

Council District: 6

53. Property Transactions - Statesville 6001 Sanitary Sewer, Parcel #4

Action: Approve the following Acquisition: Statesville 6001 Sanitary Sewer, Parcel #4

Project: Statesville 6001 Sanitary Sewer, Parcel #4

Owner(s): Felton P. Matthews

Property Address: 6007 Statesville Road

Total Parcel Area: 81,466 sq. ft. (1.870 ac.)

Property to be acquired by Easements: 3,858 sq. ft. (.089 ac.) in Sanitary Sewer Easement, plus 3,606 sq. ft. (.083 ac.) in Temporary Construction Easement

Structures/Improvements to be impacted: None

Landscaping to be impacted: Trees and various plantings

Zoned: R-4

Use: Single-family Residential

Tax Code: 041-211-27

Purchase Price: \$17,525

Council District: 2

54. Property Transactions - Storm Water Design Maintenance Gun Street 1534, Parcel #1

Action: Approve the following Condemnation: Storm Water Design Maintenance Gun Street 1534, Parcel #1

Project: Storm Water Design Maintenance Gun Street 1534, Parcel #1

Owner(s): Charles Edward Campbell, Tommie Lewis Campbell, John Edward Campbell, Jr. and Danyell Clay Campbell

Property Address: 1534 Gunn Street

Total Parcel Area: 9,450 sq. ft. (.217 ac.)

Property to be acquired by Easements: 2,019 sq. ft. (.046 ac.) in Storm Drainage Easement, plus 818 sq. ft. (.019 ac.) in Temporary Construction Easement

Structures/Improvements to be impacted: None

Landscaping to be impacted: Plantings

Zoned: R-5

Use: Single-family Residential

Tax Code: 075-062-21

Appraised Value: \$3,950

Recommendation: To obtain clear title and avoid delay in the project schedule, staff recommends proceeding to condemnation.

Council District: 2

55. Property Transactions - Sugar Creek Road Streetscape, Parcel #1

Action: Approve the following Condemnation: Sugar Creek Road Streetscape, Parcel #1

Project: Sugar Creek Road Streetscape, Parcel #1

Owner(s): Bird Dog Holdings, LLC

Property Address: The Plaza 3945

Total Parcel Area: 18,337 sq. ft. (.421 ac.)

Property to be acquired by Fee: 18,337 sq. ft. (.421 ac.) in Fee Simple

Structures/Improvements to be impacted: None

Landscaping to be impacted: None

Zoned: R-22MF

Use: Single-family Residential

Tax Code: 091-063-13

Appraised Value: \$123,300

Property Owner's Counteroffer: \$395,835

Property Owner's Concerns: Property owner is concerned with the amount of compensation being offered.

City's Response to Property Owner's Concerns: Staff informed the property owner they can obtain their own appraisal in order to justify the counter offer.

Recommendation: 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: 1

56. Property Transactions - University City Boulevard Water Main to serve 11820, Parcel #1

Action: Approve the following Acquisition: University City Boulevard Water Main to serve 11820, Parcel #1

Project: University City Boulevard Water Main to serve 11820, Parcel #1

Owner(s): Highway 49, LLC

Property Address: 1844 Cabarrus Farm Road

Total Parcel Area: 497,202 sq. ft. (11.414 ac.)

Property to be acquired by Easements: 22,241 sq. ft. (.511 ac.) in Waterline Easement, plus 2,103 sq. ft. (.048 ac.) in Temporary Construction Easement

Structures/Improvements to be impacted: None

Landscaping to be impacted: Trees and various plantings

Zoned: MX-2

Use: Multi Family

Tax Code: 051-111-12

Purchase Price: \$42,762

Council District: N/A (Mint Hill)

Adjournment

REFERENCES

57. 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 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

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.

58. 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.

59. Reference - Property Transaction Process

Property Transaction Process Following City 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.