

City of Charlotte

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



Meeting Agenda

Monday, June 12, 2017

Council Chambers

City Council Business Meeting

*Mayor Jennifer W. Roberts
Mayor Pro Tem Vi Lyles
Council Member Dimple Ajmera
Council Member Al Austin
Council Member Ed Driggs
Council Member Julie Eiselt
Council Member Claire Fallon
Council Member Patsy Kinsey
Council Member LaWana Mayfield
Council Member James Mitchell
Council Member Greg Phipps
Council Member Kenny Smith*



City of Charlotte

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

Meeting Agenda City Council Business Meeting

Monday, June 12, 2017

5:00 PM

Council Chambers

5:00 P.M. DINNER BRIEFING, CHARLOTTE-MECKLENBURG GOVERNMENT CENTER, ROOM 267

1. Agenda Overview 1
2. Mayor and Council Consent Item Questions 2
3. City of Charlotte Car Share Pilot Program..... 3
4. Parkwood Avenue and The Plaza Study Update 4
5. Uptown Connects Study Update 5
6. Answers to Mayor and Council Consent Item Questions 6

Call to Order

Roll Call

Introductions

Invocation

Pledge of Allegiance

7:00 P.M. AWARDS AND RECOGNITIONS.....7

7. Consent agenda items 28 through 47 may be considered in one motion except for those items removed by a Council member. Items are removed by notifying the City Clerk. 7

PUBLIC HEARING

8. AXA Equitable Life Insurance Company Business Investment Grant 8

POLICY

9. City Manager's Report 11
10. City-Owned Real Estate and Facilities Policy 12
11. Extension of Charlotte Business INclusion Program's Race and Gender Conscious Measures 14

BUSINESS

| | | |
|-----|---|----|
| 12. | FY 2018 Operating Budget and FY 2018 - 2022 Community Investment Plan | 17 |
| 13. | Nomination to the Bechtler Arts Foundation Board | 60 |
| 14. | Nomination to the Charlotte International Cabinet..... | 61 |
| 15. | Nominations to the Charlotte Mecklenburg Public Access Corporation | 62 |
| 16. | Nominations to the Charlotte Regional Visitors Authority | 63 |
| 17. | Nomination to the Charlotte Water Advisory Committee | 64 |
| 18. | Nominations to the Citizens' Transit Advisory Group..... | 65 |
| 19. | Nomination to the Domestic Violence Advisory Board | 66 |
| 20. | Nominations to the Historic Landmarks Commission..... | 67 |
| 21. | Nominations to the Housing Advisory Board | 68 |
| 22. | Nominations to Keep Charlotte Beautiful..... | 69 |
| 23. | Nominations to Passenger Vehicle for Hire Board..... | 70 |
| 24. | Nominations to the Planning Commission | 71 |
| 25. | Nominations to the Public Art Commission..... | 72 |
| 26. | Nominations to the Storm Water Advisory Committee..... | 73 |
| 27. | Mayor and City Council Topics | 74 |

CONSENT

| | | |
|-----|--|-----|
| 28. | Juvenile Offender Diversion Program Grant | 75 |
| 29. | Secondary Public Safety Answering Point Funding Program..... | 78 |
| 30. | Private Developer Funds for Traffic Signal Improvements..... | 95 |
| 31. | Intelligent Transportation System Projects Engineering Services | 98 |
| 32. | Resolution Supporting Statewide Contingency Funds for the North Carolina Department of Transportation..... | 100 |
| 33. | Lakeview Road Farm-to-Market Project..... | 103 |
| 34. | 1633 Starbrook Drive Storm Drainage Improvement Project | 106 |
| 35. | Windyrush Road Storm Water Improvement Project..... | 109 |
| 36. | Transit Advertising Contract Amendment..... | 112 |
| 37. | Airport Signage Design Services..... | 114 |
| 38. | Airport Concourse Renovation Design Services | 117 |

| | | |
|-----|---|-----|
| 39. | Airport Emergency Call Station System | 118 |
| 40. | Refund of Property Taxes | 121 |
| 41. | Meeting Minutes | 124 |

PROPERTY TRANSACTIONS

| | | |
|-----|--|-----|
| 42. | In Rem Remedy: 7820 E. W T Harris Blvd..... | 125 |
| 43. | In Rem Remedy: 7501 Bondhaven Drive | 131 |
| 44. | In Rem Remedy: 2000 Purser Drive | 137 |
| 45. | Aviation Property Transactions - 9540 Dorcas Lane/7108 Steele Creek Road | 143 |
| 46. | Property Transactions - Kenilworth/Romany Storm Water Improvement Project, Parcel #14..... | 144 |
| 47. | Property Transactions - Raw Waterlines Right-of-Way Protection Tennessee Avenue, Parcel #1..... | 145 |

Adjournment

REFERENCES

| | | |
|-----|---|-----|
| 48. | Reference - Charlotte Business INClusion Policy | 146 |
| 49. | Reference - Property Transaction Process | 149 |
| 50. | Reference - Property Acquisitions and Condemnations | 150 |



City of Charlotte

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

Agenda Date: 6/12/2017

Agenda #: 1. **File #:** 15-5710 **Type:** Dinner Briefing

Agenda Overview

Staff Resource(s):
Marcus Jones, City Manager



Agenda Date: 6/12/2017

Agenda #: 2. **File #:** 15-5711 **Type:** Dinner Briefing

Mayor and Council Consent Item Questions

Staff Resource(s):

Ann Wall, City Manager's Office

Time: 5 minutes

Synopsis

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



Agenda Date: 6/12/2017

Agenda #: 3. **File #:** 15-5702 **Type:** Dinner Briefing

City of Charlotte Car Share Pilot Program

Committee Chair:

Vi Lyles, Transportation and Planning

Staff Resource(s):

Danny Pleasant, Transportation

Alex Riemony, Transportation

Time: 10 minutes

Explanation

- The purpose of the presentation is to brief City Council on a two-year car share pilot program that is ready to launch this summer.
- Car share provides a new tool to complement Charlotte's existing suite of transportation options. Car share supports the many implementation strategies of the Transportation Action Plan, recently adopted by City Council.
- Car share is a self-service vehicle rental program where customers rent vehicles, often by the hour, using an online platform (very similar to B-cycle, the city's bike share program).
- Car share services are becoming a common transportation option in many cities across the nation including Austin, Minneapolis, Atlanta, Tampa, and Denver.
- Staff will share with City Council the highlights of the program and the next steps necessary to implement.

Future Action

For informational purposes only.



Agenda Date: 6/12/2017

Agenda #: 4. **File #:** 15-5703 **Type:** Dinner Briefing

Parkwood Avenue and The Plaza Study Update

Committee Chair:

Vi Lyles, Transportation and Planning

Staff Resource(s):

Danny Pleasant, Transportation

Dan Gallagher, Transportation

Time: 20 minutes

Explanation

- The purpose of the presentation is to brief City Council on the recommendations from the Parkwood and The Plaza corridor study.
- In January 2016, City Council referred the Parkwood Avenue and The Plaza corridor study to the Transportation and Planning Committee (TAP) to address bicycling and pedestrian safety issues.
- Over the last year, the Charlotte Department of Transportation worked with the community and the TAP Committee to assess the corridor and identify corridor modifications that would improve bicycle and pedestrian safety issues.
- Staff will present the findings from the Parkwood Avenue and The Plaza corridor study and identify next steps.
- In addition, staff will provide a brief status update regarding the South Boulevard, South Tryon, and West Boulevard corridor studies which are currently underway.

Future Action

For informational purposes only.



Agenda Date: 6/12/2017

Agenda #: 5. **File #:** 15-5704 **Type:** Dinner Briefing

Uptown Connects Study Update

Committee Chair:

Vi Lyles, Transportation and Planning

Staff Resource(s):

Danny Pleasant, Transportation

Vivian Coleman, Transportation

Time: 15 minutes

Explanation

- The Uptown Connects Study identifies challenges and recommends solutions for bicycling through uptown to connect existing and future greenways. The study specifically evaluates how to connect the Little Sugar Creek Greenway to the Irwin Creek Greenway by providing additional bicycle facilities through uptown.
- The Study supports many of the implementation strategies of the Transportation Action Plan, recently adopted by City Council.
- Staff will provide an update on the findings, process, public engagement and recommendations.
- The City of Charlotte and Charlotte Center City Partners teamed to sponsor this study.

Future Action

For informational purposes only.



Agenda Date: 6/12/2017

Agenda #: 6. **File #:** 15-5713 **Type:** Dinner Briefing

Answers to Mayor and Council Consent Item Questions

Staff Resource(s):

Ann Wall, City Manager's Office

Time: 10 minutes

Synopsis

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



Agenda Date: 6/12/2017

Agenda #: 7. **File #:** 15-5714 **Type:** Consent Item

AWARDS AND RECOGNITIONS

Consent agenda items 28 through 47 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.



Agenda Date: 6/12/2017

Agenda #: 8.**File #:** 15-5701 **Type:** Public Hearing Item

AXA Equitable Life Insurance Company Business Investment Grant

Action:

- A. Conduct a public hearing regarding approval of a Business Investment Grant to AXA Equitable Life Insurance Company, and**
- B. Approve the City's share of a Business Investment Grant to AXA Equitable Life Insurance Company for a total estimated amount of \$486,149 over seven years.**

Staff Resource(s):

Patrick Mumford, Economic Development

Kevin Dick, Economic Development

Explanation

- On May 9, 2017, AXA Equitable Life Insurance Company (AXA) announced its selection of Charlotte for an investment of \$17.2 million for the expansion of its regional headquarters in Charlotte.
- Staff is requesting City Council approve a Business Investment Grant estimated to be \$486,149 over seven years. Mecklenburg County's share is estimated at \$460,218.
 - On May 2, 2017, the Mecklenburg County Board of Commissioners, in Closed Session, indicated its intent to approve a Business Investment Grant to AXA and held a public hearing on Tuesday, June 6, 2017.
 - On May 8, 2017, the City Council, in Closed Session, indicated its intent to approve a Business Investment Grant to AXA.
 - The total City/County combined grant is estimated to be \$946,367 over seven years.
 - In addition to the grant for the expansion, the State of North Carolina also approved a Job Development Investment Grant in the amount of \$11.8 million and \$935,000 in community college training funds.
- In addition to the \$17.2 million capital investment, AXA committed to:
 - 550 new jobs over five years with an average annual wage of \$95,000 (191 percent of the regional average wage).
 - 315 of the new positions are expected to be hired locally
 - 580 current employees in Charlotte to be retained for the term of the grant
- Additional benefits also include:
 - Workforce development partnerships and relationship with company can be utilized to connect talent to available positions
 - The project's alignment with:

Agenda #: 8.File #: 15-5701 Type: Public Hearing Item

- City Values and Winning Cities Characteristics
- Letter to the Community (Good Paying Jobs)
- Equitable Economic Development, and Economic Opportunity
 - Diversity of jobs on proposed project
 - Job retention through Corporate Expansion
 - Growth industry with significant job and contracting opportunities

Background

- AXA, headquartered in New York, was founded in 1859 and provides life insurance, annuities, and other financial products and services. AXA currently employs 580 people at its Charlotte operations center. With the addition of 550 new jobs, the location will become AXA's largest operation center in the United States.
 - The company plans to lease an additional \$147,000 square feet of office space for a ten-year term at 8501, 7201 and 7207 IBM Drive in the University City area. The company will invest \$17.2 million for leasehold improvements, machinery, and equipment.
 - The location is within the Business Investment Zone and City Council District 4.

Business Investment Grant

- The request meets the City Council approved criteria for a seven-year, 90 percent regional headquarters expansion grant.
- The general terms and conditions of this grant include:
 - The company will be asked to coordinate job fairs and recruitment events for both temporary and permanent jobs with the City and County. Community organizations and residents will receive ample notice of these employment activities in addition to training opportunities with City job training and placement partnerships.
 - Actual grant payments are based on the value of the investment as appraised by the Mecklenburg County Tax Office.
 - All property taxes due from AXA must be paid before a grant payment is made.
 - If AXA removes the investment from Charlotte during the grant term, it shall pay back 100 percent of the investment grant paid to date.
 - If AXA moves the investment from Charlotte within seven year of the end of the Business Investment Program (BIP) grant term, a portion of the grant must be repaid as follows:
 - Within One Year of the end of the BIP Term - 90 percent of grant payments
 - Within Two Years of the end of the BIP Term - 75 percent of grant payments
 - Within Three Years of the end of the BIP Term - 60 percent of grant payments
 - Within Four Years of the end of the BIP Term - 45 percent of grant payments
 - Within Five Years of the end of the BIP Term - 30 percent of grant payments
 - Within Six Years of the end of the BIP Term - 30 percent of grant payments
 - Within Seven Years of the end of the BIP Term - 30 percent of grant payments.

Agenda #: 8.**File #:** 15-5701 **Type:** Public Hearing Item

Fiscal Note

Funding: Business Investment Grant



City of Charlotte

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

Agenda Date: 6/12/2017

Agenda #: 9. **File #:** 15-5716 **Type:** Policy Item

City Manager's Report



Agenda Date: 6/12/2017

Agenda #: 10.File #: 15-5448 Type: Policy Item

City-Owned Real Estate and Facilities Policy

Action:

Approve the Housing and Neighborhood Development Committee's recommendation to adopt the City-Owned Real Estate and Facilities Policy.

Committee Chair:

LaWana Mayfield, Housing and Neighborhood Development

Staff Resource(s):

Mike Davis, Engineering and Property Management

Gina Shell, Engineering and Property Management

Tony Korolos, Engineering and Property Management

Explanation

- On March 27, 2017 City Council repealed the *Guidelines for Asset Management*, which were established by the Privatization/Competition Advisory Committee (PCAC) and adopted by City Council on July 25, 1994.
- The Policy on City-Owned Real Estate and Facilities will establish a comprehensive portfolio management strategy.
- The intent of the Policy is to ensure the acquisition, use, management, and disposition of City-owned property demonstrate responsible, responsive, and transparent management of public resources and are consistent with City Council priorities.
- In managing the City property and facility portfolio, the Policy will direct staff to:
 - Address City operational needs and City Council priorities;
 - Fully analyze financial implications and alternatives;
 - Gather and respond to community input as appropriate; and
 - Comply with applicable federal, state and other property encumbrance requirements in the management of City real estate and facilities.

Committee Discussion

- On April 26, 2017, the Housing and Neighborhood Development Committee voted unanimously (Mayfield, Austin, Ajmera, Driggs, Kinsey) to recommend the adoption of the *Policy on City-Owned Real Estate and Facilities: Directives for a Portfolio Management Model*.
- The Policy was favorably reviewed by members of the Budget Committee (Phipps, Driggs, Kinsey, Lyles, Mayfield) for financial implications.

Attachment(s)

City-Owned Real Estate and Facilities Policy



Charlotte City Council

City-Owned Real Estate and Facilities Policy

The intent of these directives is to ensure that the acquisition, use, management and disposition of City-owned property demonstrate responsible, responsive, and transparent management of public resources and are consistent with City Council priorities.

In managing the property and facility portfolio, City Council directs staff to:

- Address City operational needs and City Council priorities;
- Fully analyze financial implications and alternatives;
- Gather and respond to community input as appropriate; and
- Comply with applicable federal, state and other property encumbrance requirements in the management of City real estate and facilities.

A Portfolio Management approach provides a basis for analysis of various real estate and facility decisions.

A Portfolio Management approach will consist of the following components:

- City Council Priorities
 - Identify Council priorities (based on Council policies, Council planning documents, Council budgetary goals and areas of emphasis, etc.)
 - Identify partners
 - Identify and assess social and economic impacts
 - Evaluate and target subsidies
- Ownership Structures and Leasing Strategies
 - Analyze alternative ownership structures and leasing opportunities
 - Minimize lease costs
- Facility Lifecycle and Operating Cost Considerations
 - Manage for long-term operational success
 - Minimize operating costs
- Workspace Utilization and Occupancy Planning
 - Create adequate, efficient, and healthy workspaces for employees
- Sustainability and Energy Efficiency Strategies
 - Refer to the “Policy for Sustainable City Facilities”
- Interim Uses and Strategies for Repurpose or Disposition
 - Analyze underutilized properties for alternative operational uses or Council priorities
 - At disposition, maximize revenues and/or evaluate and target subsidies

This policy is intended to supplement North Carolina state statute and other Council policies regarding bringing real estate and facility decisions to City Council. When staff bring forward recommendations, staff will reference the directives and component goals to support the recommendations.

A complete report on status and management of the City’s Property Portfolio will be presented to City Council biennially.



Agenda Date: 6/12/2017

Agenda #: 11. **File #:** 15-5705 **Type:** Consent Item

Extension of Charlotte Business INClusion Program's Race and Gender Conscious Measures

Action:

Amend Part A, Section 8 of the Charlotte Business INClusion Program to extend race-conscious measures through December 31, 2017.

Staff Resource(s):

Bob Hagemann, City Attorney's Office
Randy Harrington, Management and Financial Services
Thomas Powers III, City Attorney's Office
Nancy Rosado, Management and Financial Services

Explanation

- City Council's Charlotte Business INClusion Policy includes a sunset provision for June 30, 2017.
- The request for approval of a short extension of the race-conscious measures will allow the City to continue soliciting bids with minority business enterprise goals based on the 2011 Disparity Study and allow the City time to complete and review the 2017 Disparity Study results with City Council.
- The proposed change to the CBI Program language in *Part A, Section 8: Sunset for Race and Gender Conscious Measures* is for the expiration date to be changed from June 30, 2017 to December 31, 2017.
- Race-conscious measures, such as minority business enterprise goals, must correlate to a recent disparity study. Staff believes this short-term extension does not compromise the City's legal continuation of the Charlotte Business INClusion Policy.

Background

- On June 25, 2012, Council accepted and adopted the findings, conclusions and analyses set forth in the 2011 Disparity Study and the Franklin Lee Report. Both the 2011 Disparity Study and Franklin Lee Report indicated that race-neutral measures were not adequate to address marketplace discrimination.
- On April 8, 2013, Council adopted the Charlotte Business INClusion Program to remediate the ongoing effects of marketplace discrimination and to promote participation and competition in City procurement of minority-owned businesses, women-owned businesses, and small businesses.
- On June 13, 2016, Council awarded a contract to BBC Research & Consulting to conduct the City's 2017 Disparity Study. Staff anticipates the 2017 Disparity Study to be released no later than September 2017.

Agenda #: 11.**File #:** 15-5705 **Type:** Consent Item

Attachment(s)

Proposed Amendment

AMENDMENT:

Part A, Section 8: Sunset for Race and Gender Conscious Measures. Absent an extension by City Council, the race and gender conscious measures of the CBI Program, including the establishment of MWBE Goals, will expire on ~~June 30, 2017~~ December 31, 2017.



Agenda Date: 6/12/2017

Agenda #: 12. **File #:** 15-5603 **Type:** Business Item

FY 2018 Operating Budget and FY 2018 - 2022 Community Investment Plan

Action:

Adopt the FY 2018 Appropriations and Tax Levy Ordinance, the Capital Investment Plan Resolution for FY 2018 - 2022, the FY 2018 Pay and Benefits Resolution and associated Human Resources contracts, and other items related to the Annual Ordinance adoption:

- A. The FY 2018 Operating Appropriations and Tax Levy Ordinance,**
- B. The FY 2018 - 2022 Community Investment Plan Resolution,**
- C. The FY 2018 General Solid Waste Fee for Single-Family and Multi-Family Residential Units,**
- D. The FY 2018 Storm Water Interlocal Agreement,**
- E. The FY 2018 Transit Operating Budget and Debt Service Budget, which was approved by the Metropolitan Transit Commission on April 26, 2017,**
- F. The FY 2018 Charlotte Water Rates,**
- G. The FY 2018 Pay and Benefits Plan Resolution and associated Human Resources contracts,**
- H. Outside Agencies and Municipal Service Districts Contracts, and**
- I. Other Budget Items**

Committee Chair:

Greg Phipps, Budget Committee

Staff Resource(s):

Marcus Jones, City Manager's Office
Kim Eagle, City Manager's Office

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

- Since January 2017, the Mayor and City Council held five Budget Workshops and the required Public Hearing to shape development of the budget.
- The City Manager's Recommended Budget was presented on May 1, 2017.
- The FY 2018 total budget is structurally balanced, enhances services and investments based on the Mayor and City Council's priorities, including the 10 Traits of Winning Cities, the five Focus Areas, and the Community Letter, maintains current services and commitments, and fulfills the compensation philosophy for employees.
- General Fund highlights include:

Agenda #: 12.File #: 15-5603 Type: Business Item

- No increase in the property tax rate
- Increases to public safety personnel:
 - 91 police full-time equivalents (62 sworn, 25 civilian, and four Aviation officers)
 - 18 firefighters for a new engine company at Station 42 in the Eastland area
 - Two Fire Code Inspector and One Administrative Officer positions
- 61 new General Fund positions outside of public safety - most have external funding sources, many of which are funded fully or in part with fees to meet demand for development, by enterprise funds, or the Community Investment Plan.
- The FY 2018 - 2022 Community Investment Plan matches the City's highest priority needs with a financing schedule. The General Community Investment Plan is focused on investing in projects that generate the most community benefit, improve the overall quality of life in Charlotte, and support the strategic foundation elements of the Letter to the Community. 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 City Manager's FY 2018 Proposed Budget from May 24 City Council Straw Votes

- During the May 24 Straw Votes meeting, City Council approved the following budget amendments to the City Manager's FY 2018 Proposed Budget:
 - Amendment 1: Add \$250,000 for one additional Code Enforcement crew to support safe, healthy, inclusive, and prosperous neighborhoods
 - Amendment 2: Add \$250,000 to the Arts & Science Council to expand the community/neighborhood-based Cultural Vision Grants that align with the recommendations of the Opportunity Task Force
 - Amendment 3: Implement Paid Parental Leave for City Employees
 - Amendment 4: Add \$38,000 to Crisis Assistance Ministries to fully fund their FY 2018 Financial Partner request supporting the City Energy Assistance Program and Emergency Rental Assistance Program
 - Amendment 5: Add \$50,000 to help fund the relocation of the Siloam School to the Charlotte Museum of History
 - Amendment 6: Add \$25,000 to support the Centralina Economic Development Commission's Career Headlight initiative
 - Amendment 7: Add \$25,000 to the City's Tree Canopy Program to provide targeted neighborhood funding for tree care
 - Amendment 8: Add \$50,000 to the YMCA to support the "Summer of Opportunity Partnership" providing summer programming for teens

A. Adopt the FY 2018 Operating Appropriations and Tax Levy Ordinance**Budget Overview**

- The budget ensures accountability to the public by maintaining a well-managed government while supporting safe, healthy, and inclusive neighborhoods, promoting economic opportunity and development, and advancing efforts to become an employer of choice.
- The total FY 2018 budget is \$2.39 billion, with \$1.37 billion for operating expenditures and \$1.02

Agenda #: 12.File #: 15-5603 Type: Business Item

billion for capital expenditures (all funds). The General Fund operating budget totals \$668.8 million.

- The total budget includes the following key revenues:
 - Property tax rate of 47.87¢ per \$100 of assessed valuation, which remains unchanged from the prior year. The FY 2018 assessed value is estimated at \$96.62 billion, with an estimated collection rate of 98.75 percent
 - Water and Sewer rate increase of \$1.73 per month for Availability and Fixed Billing Fees, which are not dependent on how much water customers use. There are no changes to existing water and sewer usage rates.
 - The average General Fund subsidy of regulatory user fees increased from 5.2 percent in FY 2017 to 6.2 percent in FY 2018
 - The four tier Storm Water rate methodology that was adopted in FY 2016 remains unchanged in FY 2018. This methodology charges a flat rate for each tier based on the same per square foot rate (\$0.0033) applied to the median impervious area of each tier
 - Charlotte Area Transit System (CATS) modified its transit pass structure so that there would not be a base transit fare increase in FY 2018

B. Adopt the FY 2018 - 2022 Community Investment Plan Resolution

- The resolution approves the five-year Community Investment Plan expenditure and financing plan totaling \$4.1 billion (all funds).

General Fund Community Investment Plan

- The capital program is based on property tax rates as follows:
 - 9.26¢ for the Municipal Debt Service Fund, unchanged from the prior year
 - 1.20¢ for the Pay-As-You-Go Fund, unchanged from the prior year
- The FY 2018 - 2022 five-year General Community Investment Plan totals \$751.8 million, comprised of the following categories:
 - Housing and Neighborhood Development: \$208.6 million
 - Transportation: \$300.0 million
 - Economic Development: \$45.3 million
 - Environmental Services: \$24.0 million
 - Facility Investments: \$173.9 million
- The General Community Investment Plan is supported by two of four proposed bond referenda in November 2018 and 2020.

Enterprise-Funded Community Investment Plans

- Enterprise programs are financially self-sustaining and do not rely on property tax or general government revenues.
- Charlotte Area Transit System totals \$464.4 million and is funded by federal and state grants and the one half-cent sales tax for transit.
- Aviation totals \$1.5 billion and is funded by \$369.3 million in revenue bonds, \$841.3 million in Federal Aviation Administration and Transportation Security Administration funding, and \$324.0

million in cash.

- Storm Water totals \$350.5 million and is funded by \$185.5 million in cash and \$165.0 million in revenue bonds.
- Charlotte Water (Water and Sewer) totals \$944.0 million, funded by \$408.5 million in cash and \$535.5 million in revenue bonds.

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

- As a part of the City Manager's Proposed Budget, the annual Solid Waste Fee for single-family and multi-family customers changes from \$33 to \$39.
- These changes become effective on July 1, 2017.
 - The revised fee will be included in the tax bills that will be mailed to property owners by September of 2017 and are due by December 31, 2017

D. Approve the FY 2018 Storm Water Interlocal Agreement

- The fees for FY 2018 remain unchanged from FY 2016 when the City revised the tier structure methodology to four tiers and began to charge a flat rate for each tier based on the same per square foot rate (\$0.0033).

E. Adopt the FY 2018 Transit Operating Budget and Debt Service Budget which was approved by the Metropolitan Transit Commission on April 26, 2017

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 the Charlotte City Council for approval. Upon approval, the Charlotte City Council shall fund the programs through its budget process and/or project ordinances.

Budget Overview

- The proposed FY 2018 Transit Operating and Debt Service Budgets and the proposed FY 2018 - 2022 Transit Community Investment Plan 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 2018 Transit Operating Budget:
 - Reflects a 18.2 percent growth in annual operating and maintenance costs in FY 2018 for start-up and testing of new rail services for the LYNX Blue Line Extension (BLE) project (these costs are fully covered as a part of the BLE Project)

F. Adopt the FY 2018 Charlotte Water Rates

- Water and sewer fees are necessary to maintain current infrastructure, accommodate growth, and respond to changing regulatory requirements.
- Charlotte Water will maintain the rate methodology that was adopted in FY 2016.
- FY 2018 rate changes include:
 - Increase the water and sewer availability fees from \$9.84 to \$10.67 per month
 - Increase the water and sewer fixed fees from \$7.14 to \$8.04 per month

Agenda #: 12.File #: 15-5603 Type: Business Item

- No changes to the existing water and sewer usage rates
- The proposed typical monthly total water and sewer bill for residential customers is estimated to be \$62.72 in FY 2018, an increase of \$1.73 per month
- 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

G. Adopt the FY 2018 Employee Pay and Benefits Plan Resolution and associated Human Resources contracts

- The recommendations included in the FY 2018 Pay and Benefits Report include the following:

Pay Plans

- In the Public Safety Pay Plan, the budget includes the following:
 - 2.5 percent or 5.0 percent step adjustments, and
 - 2.0 percent market adjustment
- In the Broadbanding Pay Plan (exempt/salaried employees), the recommended budget includes a 3.0 percent merit pool.
- 1.5 percent non-exempt/hourly pay plan merit budget and 1.5 percent market adjustment.
- Increase minimum pay to \$31,200 (equivalent to \$15.00 per hour)
 - The proposed adjustment to minimum starting pay is consistent with the Mayor and City Council's established practice of hiring employees at or above 60 percent of Area Median Income
 - With this adjustment, Council will have met the goal of bringing the minimum starting pay for City of Charlotte employees to \$15 per hour, a goal which was originally set to be met in FY 2020.

Benefits

- The City contribution to group insurance coverage increase is three percent. This is aligned with the Council adopted philosophy of: aggressive cost management for benefits, employees expected to fairly share in the cost of benefits, moderate level of benefits and pay, and proactive support of wellness programs to reduce future costs.
- Medical Premiums
 - Effective January 1, 2018, implement a multi-plan medical plan option which will include Preferred Provider Organization (PPO) and Account Based (ABHP) health plans. The Account Based Health Plans will include Health Savings Account (HSA) and Health Reimbursement Account (HRA) options.
 - Implement an employee benefits decision support platform to simplify, personalize and optimize how employees elect and enroll in benefits.
 - Effective January 1, 2018, the annual wellness incentive will be redesigned to align with the new medical plan options. The wellness incentive will be provided to employees and Non-Medicare Eligible Retirees.
 - Effective January 1, 2018 separate employee and retiree claims experience and create premium equivalents based on the actual experience of each group.

Agenda #: 12.File #: 15-5603 Type: Business Item

- Effective January 1, 2018, adjust the employee cost sharing in the tiers of each medical plan based on separated plan experience of the retiree group and the actuarial value and the cost of the new multi-plan medical plan option.
 - The prescription drug plan design will be modified in order to align with the new multi-option medical plan, to contain costs, promote generic utilization and remain competitive with market practices. Changes include increases in copays and coinsurance.
- Dental Plan/Premiums
 - Effective, January 1, 2018 set the City’s dental contribution at \$28 for the Basic and Plus dental plans.
- Other Benefits
 - Continue to monitor industry trends to ensure competitive benefits
 - Modify the benefits waiting period for new employees to align with Employer of Choice goals.
- Community Support Leave
 - Replace School Support Leave with Community Support Leave. The current School Support Leave provides for a four-hour match of paid leave per year to support schools, whereas Community Support Leave will provide eight hours of employer paid leave per year to encourage our employees to support recognized 501(c)(3) community service organizations, as well as school support activities.

H. Approve Outside Agencies and Municipal Service Districts Contracts

- The Outside Agency and Municipal Service District contracts are outlined below.
- A “Scope of Services” for these agencies is provided as an attachment.

FY 2018 Annual Outside Agency Contracts

- General Fund Financial Partners
 - Arts & Science Council: \$3,190,823
(includes annual General Fund allocation of \$2,940,823 and a one-time allocation of \$250,000 from the Pay-As-You-Go Fund)
 - Community Building Initiative: \$50,000
 - Safe Alliance: \$333,977
- Dedicated Revenue Sources Financial Partners
 - Charlotte Regional Visitors Authority (CRVA): \$15,896,727
Charlotte Regional Visitors Authority: \$3,000,000 in one-time funding to assist with expanded visitor promotion and marketing. The \$3.0 million will be disbursed following review by City Council of a spending plan to be presented by CRVA.
 - CRVA Regional Film Commission: \$150,000
- 100 Percent Federal Grant Funded Financial Partners
 - Carolinas Care Partnership: Up to \$4,187,079 Includes FY 2018 projected federal grant of \$2,165,860 plus a grant carryforward of \$2,021,219

Agenda #: 12. File #: 15-5603 Type: Business Item

- Charlotte Family Housing: \$330,000
- 100 Percent PAYGO Funded Financial Partners
 - Community Link: \$450,000
 - Crisis Assistance Ministry: \$418,000
- 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 2018 tax rates for the five Municipal Service Districts remain unchanged from the FY 2017 rates.

Municipal Service District Contracts with Charlotte Center City Partners*

- District 1 -Center City
 - Tax Rate: 1.68¢
 - FY 2018 Contract: \$1,308,261
- District 2 -Center City
 - Tax Rate: 2.33¢
 - FY 2018 Contract: \$755,782
- District 3 -Center City
 - Tax Rate: 3.58¢
 - FY 2018 Contract: \$1,187,241
- District 4 -South End
 - Tax Rate: 6.68¢
 - FY 2018 Contract: \$913,212

*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¢

Agenda #: 12.File #: 15-5603 Type: Business Item

- FY 2018 Contract: \$743,095

*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: \$198,503
 - Charlotte Regional Partnership: \$155,111
 - North Carolina League of Municipalities: \$111,084
 - University of North Carolina School of Government: \$100,246

Other Outside Agency Funding

- \$250,000 in Pay-As-You-Go capital funding to contribute to the TreesCharlotte Endowment. The endowment will be administered by Foundation for the Carolinas, where principal contributions would be preserved and only proceeds from interest and dividends would be used to buy trees and fund operations. The current goal for the endowment is \$15 million. The City has a goal of providing \$250,000 in annual payments for four fiscal years (FY 2017 - FY 2020). Payment of the City's four annual contributions will be contingent upon TreesCharlotte successfully raising additional private contributions to support the endowment.
- \$300,000 in Pay-As-You-Go capital funding to support the National League of Cities (NLC) 2017 Annual Conference. The NLC convenes its Congress of Cities and Exposition in various cities around the country. Charlotte has been selected to host this annual four-day conference in 2017. Funding is recommended to support the City's role as host of the conference, including designating a Host City Coordinator to work with NLC staff, conducting mobile workshops to highlight successful City programs, and sponsoring the NLC Board of Directors/VIP welcoming dinner and Host City closing event.

FY 2018 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 2018 Public Art Work Plan was presented to the City Council during the May 22, 2017, Council Dinner Briefing meeting.
- The FY 2018 Public Art Allocations include:
 - General Community Investment Fund: \$235,733
 - Aviation Community Investment Fund: \$438,982

Charlotte-Mecklenburg Workforce Development Board

- Job Training Contract for implementing federally funded Workforce Investment Act in an amount up to \$6,200,000.
 - 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

Agenda #: 12.File #: 15-5603 Type: Business Item

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 2017-2018 school year.
- Based on the previously agreed upon funding formula, CMS will pay the City up to \$5,025,661 for the SRO program.

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

- Since 2008, the City has provided annual funding (via the Charlotte-Mecklenburg Police Department 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 Department crime fighting initiatives.
- This action authorizes the City Manager to negotiate and execute the FY 2018 contract with the District Attorney and NC Administrative Office of the Courts for continued funding of these five positions.

I. Approve Other Budget Items

- The budget ordinance included is the City's annual budgetary operating ordinance. Sections 1 through 13 of this Ordinance reflect the items included in the Manager's Recommended Budget and all Council amendments.
- The remainder of the Annual Ordinance (Sections 14 through 119) serves to make budgetary corrections to the current fiscal year for technical, accounting and other "wind-up" tasks necessary prior to the fiscal year's end.

Sections 14 through 37 General Capital Project Funds

- Sections 14 through 37 appropriate and consolidate funding to prepare existing accounts for transactions presented in the FY 2017-2021 Community Investment Plan and make other capital project technical adjustments.

Sections 38 through 41 CATS Operating and Capital Projects Funds

- Sections 38 through 41 adjust appropriations and expenditures for CATS.

Sections 42 through 46 Charlotte Water Operating and Capital Projects Funds

- Sections 42 through 43 appropriate various capital expenditures.
- Sections 44 through 46 transfer capital expenditures to appropriate accounts.

Sections 47 through 63 Aviation Operating and Capital Projects Funds

- Sections 47 through 49 appropriate various capital expenditures.
- Sections 50 through 63 transfer capital expenditures to appropriate accounts.

Sections 64 through 65 Storm Water Operating and Capital Projects Funds

- Section 64 appropriates various capital expenditures.

Agenda #: 12. File #: 15-5603 Type: Business Item

- Section 65 appropriates fund balance in the Storm Water Operating fund.

Sections 66 through 89 Other Funds

- Sections 66 through 90 appropriate and transfer funds from various sources for projects throughout the City budget.

Sections 90 through 119

- Section 90 includes technical accounting changes necessary to clarify or correct FY 2017 and other prior-year budgetary ordinances.
- Sections 91 through 119 give the 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

Pay and Benefits Resolution

Description of Services

Storm Water Interlocal Agreement

**2017-2018 BUDGET ORDINANCE
ADOPTED JUNE 12, 2017**

BE IT ORDAINED by the City of Charlotte, North Carolina;

Section 1. The following amounts are hereby appropriated for the operation of the City government and its activities for the fiscal year beginning July 1, 2017 and ending June 30, 2018 according to the following schedules:

| | |
|--|--------------------|
| SCHEDULE A. GENERAL OPERATING FUND (1000) | 668,837,660 |
| SCHEDULE B. CHARLOTTE WATER OPERATING FUND (6200) | 399,603,988 |
| SCHEDULE C. CHARLOTTE AREA TRANSIT SYSTEM OPERATING FUNDS CONSOLIDATED | 177,678,101 |
| SCHEDULE D. AVIATION OPERATING FUNDS- CONSOLIDATED | 264,721,721 |
| SCHEDULE E. STORM WATER OPERATING FUND (6300) | 67,422,841 |
| SCHEDULE F. CHARLOTTE WATER DEBT SERVICE FUNDS- CONSOLIDATED | 156,265,244 |
| SCHEDULE G. MUNICIPAL DEBT SERVICE FUND (3000) | 132,845,182 |
| SCHEDULE H. AVIATION DEBT SERVICE FUNDS - CONSOLIDATED | 214,759,162 |
| SCHEDULE I. CONVENTION CENTER DEBT SERVICE FUND (3021) | 29,968,669 |
| SCHEDULE J. STORM WATER DEBT SERVICE FUND (6320) | 53,481,525 |
| SCHEDULE K. CHARLOTTE AREA TRANSIT SYSTEM DEBT SERVICE FUNDS CONSOLIDATED | 21,340,828 |
| SCHEDULE L. TOURISM DEBT SERVICE FUND (3022) | 16,297,767 |
| SCHEDULE M. POWELL BILL FUND (1001) | 25,505,633 |
| SCHEDULE N. CONVENTION CENTER TAX FUND (2001) | 58,498,263 |
| SCHEDULE O. INSURANCE AND RISK MANAGEMENT FUND (7100) | 3,592,848 |
| SCHEDULE P. TOURISM OPERATING FUND (2002 & 2003) | 32,457,138 |
| SCHEDULE Q. CEMETERY TRUST FUND (5000) | 96,000 |
| SCHEDULE R. NASCAR HALL OF FAME TAX FUND (2004) | 14,513,430 |
| SCHEDULE S. NASCAR HALL OF FAME DEBT SERVICE FUND (3024) | 9,479,259 |
| SCHEDULE T. CULTURAL FACILITIES DEBT SERVICE FUND (3023) | 10,633,013 |
| SCHEDULE U. AVIATION DISCRETIONARY FUND (6001) | 46,932,724 |

Section 2. The following amounts are hereby appropriated for capital projects by City Government and its activities for the fiscal year beginning July 1, 2017 according to the following Schedules:

| | |
|--|-------------------|
| SCHEDULE A. WORKFORCE INVESTMENT ACT FUND (2750) | 6,249,154 |
| SCHEDULE B. NEIGHBORHOOD DEVELOPMENT GRANTS FUND (2700) | 3,586,213 |
| SCHEDULE C. PUBLIC SAFETY AND OTHER GRANTS FUND (2600) | 12,130,871 |
| SCHEDULE D. PUBLIC SAFETY 911 SERVICES FUND (2300) | 3,887,149 |
| SCHEDULE E. HOME GRANT FUND (2701) PROJECTS | 3,474,420 |
| SCHEDULE F. COMMUNITY DEVELOPMENT FUND (2702) PROJECTS | 5,651,235 |
| SCHEDULE G. PAY AS YOU GO FUND (4000) | |

Contribution to Other Funds:

| | |
|--|-------------------|
| General Capital Projects Fund | 53,720,887 |
| General Fund | 325,000 |
| Charlotte Area Transit System Fund (MOE) | 21,330,643 |
| Charlotte Area Transit System Fund (CityLYNX Gold Line Phase 1 Operations) | 1,920,596 |
| HOME Grant Fund | 574,884 |
| Cultural Facilities Operating Fund | 9,257,341 |
| Cultural Facilities Operating Fund- Synthetic Tax Increment Financing | 41,412 |
| Contractual Services- County/Towns | 673,788 |
| Contractual Services- Synthetic Tax Increment Financing | 34,651 |
| TOTAL PAY AS YOU GO FUND | 87,879,202 |

SCHEDULE H. GENERAL CAPITAL PROJECTS FUND (4001)

| | | |
|--|---|------------|
| Affordable Housing Program | Pay-As-You-Go (\$2.0M); Program Income (\$0.75M) | 2,750,000 |
| National League of Cities | Pay-As-You-Go | 300,000 |
| Innovative Housing Program | Pay-As-You-Go (\$3.805M); Program Income (\$0.4M) | 4,243,107 |
| In Rem Remedy - Residential | Pay-As-You-Go | 655,000 |
| A Way Home (Rental Assistance Endowment) | Pay-As-You-Go | 1,200,000 |
| Neighborhood Matching Grants | Pay-As-You-Go | 400,000 |
| Sidewalk and Curb and Gutter Repairs | Pay-As-You-Go | 550,000 |
| ADA Implementation - Transportation Infrastructure | Pay-As-You-Go | 1,400,000 |
| Road Planning/Design/ROW | Pay-As-You-Go | 1,073,332 |
| Short Term Road Congestion Improvements | Pay-As-You-Go | 3,052,810 |
| Business Grant Program | Pay-As-You-Go | 400,000 |
| Smart City Initiatives | Pay-As-You-Go | 500,000 |
| Environmental Services Program | Pay-As-You-Go | 1,200,000 |
| Tree Trimming & Removal Program | Pay-As-You-Go | 1,650,000 |
| Tree Replacement Program | Pay-As-You-Go | 900,000 |
| TreesCharlotte Endowment | Pay-As-You-Go | 250,000 |
| Building Maintenance Program | Pay-As-You-Go | 4,127,524 |
| Roof Replacement Program | Pay-As-You-Go | 1,500,000 |
| Parking Lot and Deck Repairs | Pay-As-You-Go | 300,000 |
| CMGC and Plaza Maintenance | Pay-As-You-Go | 913,382 |
| Fire Station Renovations | Pay-As-You-Go | 1,000,000 |
| Landscape Maintenance and Median Renovation | Pay-As-You-Go | 250,000 |
| Technology Investments | Pay-As-You-Go | 500,000 |
| Voice Over IP (VoIP) Conversion | Pay-As-You-Go | 2,000,000 |
| Radio System Upgrade | Pay-As-You-Go | 2,150,000 |
| Replace Critical Platforms | Pay-As-You-Go | 610,000 |
| CMGC Parking Deck Maintenance | Pay-As-You-Go | 400,000 |
| Cemeteries - Roads Renovation | Pay-As-You-Go | 2,012,000 |
| Cemeteries - Storm Water Systems | Pay-As-You-Go | 1,025,000 |
| Cemeteries - Master Plan | Pay-As-You-Go | 250,000 |
| Fleet Facility Repair | Pay-As-You-Go | 285,000 |
| Parking Meter Replacement | Pay-As-You-Go | 200,000 |
| Corridor Studies Implementation | Pay-As-You-Go | 5,544,000 |
| Siloam School Relocation | Pay-As-You-Go | 50,000 |
| ADA Evaluation & Transition Plan | Pay-As-You-Go (Contribution from Risk Loss Fund) | 3,000,000 |
| Charlotte Vehicle Operations Center (CVOC) | Pay-As-You-Go (Contribution from Risk Loss Fund) | 3,600,000 |
| Fleet Security Needs | Pay-As-You-Go (Contribution from Risk Loss Fund) | 750,000 |
| CityLYNX Gold Line Phase 3 Reserve | Pay-As-You-Go - Transit Investment | 2,779,732 |
| CityLYNX Gold Line Capital Reserve | Pay-As-You-Go - Transit Investment | 1,500,000 |
| CMGC Floor Renovations (One Floor Pilot) | Certificates of Participation (COPs) | 2,500,000 |
| CMPD Central Division Station | Certificates of Participation (COPs) | 12,500,000 |
| CMPD Animal Care & Control Facility | Certificates of Participation (COPs) | 21,000,000 |
| 1419 Graham Street (Chevrolet Bldg) Roof Replacement | Certificates of Participation (COPs) | 1,500,000 |
| Infill Fire Station - Clanton Road & 1-77 | Certificates of Participation (COPs) | 5,788,800 |
| Fire Logistics/Investigations Parking Lot Renovation | Certificates of Participation (COPs) | 1,000,000 |
| I&T Consolidation Building Purchase | Certificates of Participation (COPs) | 5,450,000 |
| Sweden Road Street Maintenance Facility Replacement | Certificates of Participation (COPs) | 1,200,000 |

TOTAL GENERAL CAPITAL PROJECTS FUND**106,209,687****SCHEDULE I. TOURISM CAPITAL PROJECTS FUND (4022)**

| | |
|--|-----------|
| Baseball Stadium Allocation | 682,782 |
| Arena Maintenance Reserve | 2,055,170 |
| Ovens/Bojangles Capital Maintenance & Repair | 400,000 |

TOTAL TOURISM CAPITAL PROJECTS FUND**3,137,952****SCHEDULE J. STORM WATER CAPITAL PROJECTS FUND (6360)**

| | |
|--|------------|
| Storm Water Repairs to Existing Drains | 26,395,000 |
| Storm Water Pollution Control | 1,700,000 |
| Storm Water Restoration/Mitigation | 545,000 |
| Post Construction Control Program | 750,000 |
| Storm Water Flood Control Projects | 51,110,000 |

TOTAL STORM WATER CAPITAL PROJECTS FUND**80,500,000**

SCHEDULE K. CHARLOTTE WATER CAPITAL PROJECTS FUND (6261)

| | |
|--|--------------------|
| Rehabilitation and Replacement | 61,900,000 |
| Regulatory Requirements | 24,130,000 |
| Capacity for Growth | 75,116,617 |
| Commitment to Public Projects and Utility Operations | 33,151,000 |
| Technology | 1,180,000 |
| TOTAL CHARLOTTE WATER CAPITAL PROJECTS FUND | 195,477,617 |

SCHEDULE L. CHARLOTTE AREA TRANSIT SYSTEM CAPITAL PROJECTS FUNDS - CONSOLIDATED

(Note: CATS Capital Projects are to be appropriated according to timeline to be designated during FY2018)

| | |
|---|--------------------|
| Transit Vehicles | 17,898,186 |
| Transit Facilities | 5,500,314 |
| Transit Maintenance & Equipment | 6,213,330 |
| Transit Support | 2,433,026 |
| Transit Corridor Development | 131,375,000 |
| TOTAL CHARLOTTE AREA TRANSIT SYSTEM CAPITAL PROJECTS FUNDS | 163,419,856 |

SCHEDULE M. AVIATION CAPITAL PROJECTS FUND - CONSOLIDATED

| | | |
|--|---|-------------------|
| P303 - Airfield | Aviation Discretionary - Pay-As-You-Go | 6,949,000 |
| P304 - Terminal Complex Projects | Aviation Discretionary - Pay-As-You-Go | 12,730,000 |
| P305 - Cargo Development Projects | Aviation Discretionary - Pay-As-You-Go | 250,000 |
| P306 - General Aviation Projects | Aviation Discretionary - Pay-As-You-Go | 1,520,000 |
| P307 - Miscellaneous Aviation Projects | Aviation Discretionary - Pay-As-You-Go | 50,000 |
| P308 - Terminal Building Projects | Aviation Discretionary - Pay-As-You-Go | 2,915,000 |
| P310 - Fueling Facilities | Aviation Discretionary - Pay-As-You-Go | 185,000 |
| P311 - Airport Service Fees (ASF) Projects | Aviation Discretionary - Pay-As-You-Go | 4,850,000 |
| P312 - Land Acquisition - Non Airfield | Aviation Discretionary - Pay-As-You-Go | 21,900,000 |
| P401 - Environmental Services Program Projects | Aviation Discretionary - Pay-As-You-Go | 50,000 |
| P503 - Facilities Maintenance Projects | Aviation Discretionary - Pay-As-You-Go | 1,450,000 |
| P504 - Technology Projects | Aviation Discretionary - Pay-As-You-Go | 2,150,000 |
| P604 - Other Equipment | Aviation Discretionary - Pay-As-You-Go | 3,665,000 |
| P314 - Excluded Miscellaneous Project | Aviation Excluded Centers - Pay-As-You-Go | 488,985 |
| P315 - Fixed Base Operator Projects | Aviation Excluded Centers - Pay-As-You-Go | 5,310,000 |
| TOTAL AVIATION CAPITAL PROJECTS FUNDS | | 64,462,985 |

Section 3. It is estimated that the following revenues will be available during the fiscal year beginning on July 1, 2017 and ending on June 30, 2018 to meet the appropriations shown in Section 1 according to the following schedules:

SCHEDULE A. GENERAL OPERATING FUND (1000)

| | |
|--|--------------------|
| Taxes | |
| Property Tax | 358,109,822 |
| Property Tax - Synthetic TIF | 3,299,330 |
| Sales Tax | 106,022,525 |
| Sales Tax on Utilities | 55,692,000 |
| Tax Reimbursements | 4,509,617 |
| Police Services | 23,234,183 |
| Solid Waste Disposal Fees | 13,278,313 |
| Other Revenues | |
| Licenses and Permits | 21,994,374 |
| Fines, Forfeits and Penalties | 2,207,725 |
| Interlocal Grants and Agreements | 8,369,805 |
| Federal Grants and State Shared Revenues | 5,339,680 |
| General Government | 7,361,797 |
| Public Safety | 5,229,932 |
| Cemeteries | 641,699 |
| Use of Money and Property | 606,090 |
| Sale of Salvage and Land | 1,010,000 |
| Other Revenues | 1,236,400 |
| Intragovernmental Revenues | 38,526,810 |
| Transferred Revenues | 7,134,948 |
| Transfers from Other Funds | 4,569,435 |
| Fund Balance - Excess of 16% | 463,175 |
| TOTAL GENERAL FUND | 668,837,660 |

SCHEDULE B. CHARLOTTE WATER OPERATING FUND (6200)

| | |
|---|--------------------|
| Variable and Fixed Rate Revenues | 353,333,677 |
| Connection & Capacity Fees | 20,900,000 |
| Industrial Waste Surcharge | 5,370,000 |
| Service Charges | 4,948,400 |
| User Fees | 2,110,109 |
| Interest on Investments | 1,500,000 |
| Other Revenues | 3,640,149 |
| Union County | 3,201,542 |
| Fund Balance - Unappropriated | 4,600,111 |
| TOTAL CHARLOTTE WATER OPERATING FUND | 399,603,988 |

SCHEDULE C. CHARLOTTE AREA TRANSIT SYSTEM OPERATING FUNDS CONSOLIDATED

| | |
|---|------------|
| Half-Percent Sales Tax (STC Fund) | 95,074,483 |
| Maintenance of Effort: | |
| Town of Huntersville | 18,566 |
| Mecklenburg County | 192,942 |
| City of Charlotte | 21,330,643 |
| Passenger Revenues and Service Reimbursements | 40,952,793 |
| State Operating Assistance Grants | 17,201,206 |
| Other Revenues | 2,907,468 |

TOTAL CHARLOTTE AREA TRANSIT SYSTEM FUNDS CONSOLIDATED **177,678,101**

SCHEDULE D. AVIATION OPERATING FUNDS- CONSOLIDATED

| | |
|---------------------------------------|--------------------|
| Airline | 71,102,678 |
| Parking and Ground Transportation | 65,437,000 |
| Concessions and Advertising | 45,394,000 |
| Rental Cars | 14,865,300 |
| Cargo and General Aviation Facilities | 6,233,000 |
| Fixed Based Operator Fees and Other | 20,807,961 |
| Passenger Facility Charges | 33,085,096 |
| Contract Facility Charges | 7,796,686 |
| TOTAL AVIATION OPERATING FUND | 264,721,721 |

SCHEDULE E. STORM WATER OPERATING FUND (6300)

| | |
|------------------------------|------------|
| Storm Water Fees | 67,422,841 |
| Fund Balance- Unappropriated | 0 |

TOTAL STORM WATER OPERATING FUND **67,422,841**

SCHEDULE F. CHARLOTTE WATER DEBT SERVICE FUNDS- CONSOLIDATED

| | |
|--|-------------|
| Contribution from Water and Sewer Operating Fund | 154,700,120 |
| Interest on Investments | 0 |
| Proceeds from Sale of Bonds | 0 |
| Premium from Sale of Bonds | 50,000 |
| Interest Transferred from Other Funds | 1,515,124 |

TOTAL WATER AND SEWER DEBT SERVICE FUNDS **156,265,244**

SCHEDULE G. MUNICIPAL DEBT SERVICE FUND (3000)

| | |
|---|------------|
| Property Tax | 88,561,003 |
| Property Tax - Synthetic TIF Appreciation | 816,675 |
| Sales Tax | 19,827,328 |
| Interest on Investments | 1,379,915 |
| Interest Transferred from Other Funds | |
| General | 775,125 |
| Contribution from Other Funds | |
| General - Equipment | 15,839,861 |
| General - Public Safety Communications | 1,685,950 |
| Powell Bill | 1,762,118 |
| County Share - CMGC and Park and Rec. L/P | |
| Proceeds from Lease Purchases | 750,000 |
| Proceeds from Refunding | 0 |
| Premium on Sale of Bonds | 0 |
| Other | 1,447,207 |

TOTAL MUNICIPAL DEBT SERVICE FUND **132,845,182**

SCHEDULE H. AVIATION DEBT SERVICE FUNDS - CONSOLIDATED

| | |
|---|-------------|
| Contribution from Aviation Operating Fund | 53,909,124 |
| Contribution from Rental Car Facilities | 4,494,502 |
| Proceeds from Sale of Debt | 154,845,536 |
| Premium from Sale of Debt | 1,500,000 |
| Interest on Investments | 10,000 |

TOTAL AVIATION DEBT SERVICE FUNDS **214,759,162**

SCHEDULE I. CONVENTION CENTER DEBT SERVICE FUND (3021)

| | |
|--|------------|
| Contribution from Convention Center Tax Fund | 29,968,669 |
|--|------------|

TOTAL CONVENTION CENTER DEBT SERVICE FUND **29,968,669**

SCHEDULE J. STORM WATER DEBT SERVICE FUND (6320)

| | |
|--|------------|
| Contribution from Storm Water Operating Fund | 12,931,525 |
| Premium on Sale of Debt | 550,000 |
| Proceeds from Sale of Bonds | 40,000,000 |

| | |
|--|-------------------|
| TOTAL STORM WATER DEBT SERVICE FUND | 53,481,525 |
|--|-------------------|

SCHEDULE K. CHARLOTTE AREA TRANSIT SYSTEM DEBT SERVICE FUNDS CONSOLIDATED

| | |
|--|------------|
| Transfers from CATS Operating Funds (Half-Percent Sales Tax) | 15,661,328 |
| BLE Debt Proceeds/FFGA/SFFGA | 2,770,500 |
| Federal Formula Grant | 2,909,000 |

| | |
|---|-------------------|
| TOTAL CATS DEBT SERVICE FUNDS CONSOLIDATED | 21,340,828 |
|---|-------------------|

SCHEDULE L. TOURISM DEBT SERVICE FUND (3022)

| | |
|--|------------|
| Contribution from Tourism Operating Fund | 16,219,173 |
| Interest on Investments | 78,594 |

| | |
|--|-------------------|
| TOTAL TOURISM DEBT SERVICE FUND | 16,297,767 |
|--|-------------------|

SCHEDULE M. POWELL BILL FUND (1001)

| | |
|------------------------------|------------|
| State Gas Tax Refund | 20,399,633 |
| Transfer from General Fund | 4,261,000 |
| Interest on Investments | 80,000 |
| Street Degradation Fee | 765,000 |
| Fund Balance- Unappropriated | 0 |

| | |
|-------------------------------|-------------------|
| TOTAL POWELL BILL FUND | 25,505,633 |
|-------------------------------|-------------------|

SCHEDULE N. CONVENTION CENTER TAX FUND (2001)

| | |
|---|------------|
| Taxes | 54,134,228 |
| Interest on Investments | 378,382 |
| Lease of City Funded Bank of America Stadium Improvements | 1,000,000 |
| Fund Balance - Unappropriated | 2,985,653 |

| | |
|---|-------------------|
| TOTAL CONVENTION CENTER TAX FUND | 58,498,263 |
|---|-------------------|

SCHEDULE O. INSURANCE AND RISK MANAGEMENT FUND (7100)

| | |
|----------------------------------|-----------|
| Intergovernmental Revenues | |
| City of Charlotte - General Fund | 1,068,357 |
| City of Charlotte - Other Funds | 981,901 |
| Mecklenburg County | 884,869 |
| Board of Education | 624,696 |
| Other Agencies and Misc revenues | 33,025 |

| | |
|---|------------------|
| TOTAL INSURANCE AND RISK MANAGEMENT FUND | 3,592,848 |
|---|------------------|

SCHEDULE P. TOURISM OPERATING FUND (2002 & 2003)

| | |
|--|------------|
| Occupancy Tax | 11,386,500 |
| Rental Car Tax | 3,777,434 |
| Interest on Investments | 331,935 |
| Contribution from Hornets | 1,027,585 |
| Transfers for Sales Tax from PAYG | 9,257,341 |
| Transfers for Synthetic TIF Agreements from: | |
| General Fund | 1,291,024 |
| Municipal Debt Service | 319,564 |
| PAYGO | 41,412 |
| Contribution from Mecklenburg County | 2,948,040 |
| Contribution from Center City Partners | 50,694 |
| Fund Balance-Unappropriated | 2,025,609 |

| | |
|-------------------------------------|-------------------|
| TOTAL TOURISM OPERATING FUND | 32,457,138 |
|-------------------------------------|-------------------|

SCHEDULE Q. CEMETERY TRUST FUND (5000)

| | |
|------------------------------|--------|
| Fund Balance- Unappropriated | 96,000 |
|------------------------------|--------|

| | |
|----------------------------------|---------------|
| TOTAL CEMETERY TRUST FUND | 96,000 |
|----------------------------------|---------------|

SCHEDULE R. NASCAR HALL OF FAME TAX FUND (2004)

| | |
|---|-------------------|
| Occupancy Tax | 14,399,791 |
| Interest on Investments | 113,639 |
| Fund Balance - Unappropriated | 0 |
| TOTAL NASCAR HALL OF FAME OPERATING FUND | 14,513,430 |

SCHEDULE S. NASCAR HALL OF FAME DEBT SERVICE FUND (3024)

| | |
|--|------------------|
| Contribution from NASCAR HOF Tax Fund | 9,479,259 |
| TOTAL NASCAR HALL OF FAME DEBT SERVICE FUND | 9,479,259 |

SCHEDULE T. CULTURAL FACILITIES DEBT SERVICE FUND (3023)

| | |
|--|-------------------|
| Contribution from Cultural Facilities Operating Fund | 10,633,013 |
| TOTAL CULTURAL FACILITIES DEBT SERVICE FUND | 10,633,013 |

SCHEDULE U. AVIATION DISCRETIONARY FUND (6001)

| | |
|--|-------------------|
| Fund Balance - Unappropriated | 46,932,724 |
| TOTAL AVIATION DISCRETIONARY FUND | 46,932,724 |

Section 4. It is estimated that the following revenues will be available during the fiscal year beginning July 1, 2017 and ending on June 30, 2018 to meet the appropriations shown in Section 2 according to the following Schedules:

SCHEDULE A. WORKFORCE INVESTMENT ACT FUND (2750)

| | |
|--|------------------|
| Workforce Investment Act (WIA) Grants | 6,249,154 |
| TOTAL WORKFORCE INVESTMENT ACT FUND | 6,249,154 |

SCHEDULE B. NEIGHBORHOOD DEVELOPMENT GRANTS FUND (2700)

| | |
|--|------------------|
| Housing Opportunities for People with Aids (HOPWA) Grant | 2,165,860 |
| Emergency Shelter Grant | 466,608 |
| Double Oaks Loan Repayment | 713,939 |
| Continuum of Care | 117,106 |
| Bank of America Youth Grant | 122,700 |
| TOTAL NEIGHBORHOOD DEVELOPMENT GRANTS FUND | 3,586,213 |

SCHEDULE C. PUBLIC SAFETY AND OTHER GRANTS FUND (2600)

| | |
|--|-------------------|
| Federal and State Grants and Reimbursements | 9,228,016 |
| Assets Forfeiture Funds | 1,400,000 |
| Miscellaneous grants, donations, and other contributions | 853,217 |
| Contribution from General Fund | 649,638 |
| TOTAL PUBLIC SAFETY GRANTS FUND | 12,130,871 |

SCHEDULE D. PUBLIC SAFETY 911 SERVICES FUND (2300)

| | |
|--|------------------|
| NC 911 Fund Distributions | 3,872,149 |
| Interest on Investments | 15,000 |
| TOTAL PUBLIC SAFETY 911 SERVICES FUND | 3,887,149 |

SCHEDULE E. HOME GRANT FUND (2701)

| | |
|--------------------------------------|------------------|
| HUD HOME Grant Funds | 2,299,536 |
| Contribution from Pay As You Go Fund | 574,884 |
| HOME Grant Program Income | 600,000 |
| TOTAL HOME GRANT FUND | 3,474,420 |

SCHEDULE F. COMMUNITY DEVELOPMENT FUND (2702)

| | |
|---|------------------|
| Community Development Block Grant | 5,351,235 |
| Community Development Program Income | 300,000 |
| TOTAL COMMUNITY DEVELOPMENT FUND | 5,651,235 |

SCHEDULE G. PAY AS YOU GO FUND (4000)

| | |
|---|------------|
| Property Tax | 11,493,062 |
| Property Tax - Synthetic TIF | 105,833 |
| Interest on Investments | 565,993 |
| Sales Tax | 19,827,328 |
| Motor Vehicle Licenses | 15,959,294 |
| Vehicle Rental Tax | 12,245,465 |
| PAYGO Fund Balance Reserve (4000-00-00--0000-000000-000000-000-302951) | 1,338,227 |
| FY2018 Capital Reserve | 18,794,000 |
| Parking Meter Revenue | 200,000 |
| Risk Loss Fund Contribution | 7,350,000 |

TOTAL PAY AS YOU GO FUND 87,879,202

SCHEDULE H. GENERAL CAPITAL PROJECTS FUND (4001)

| | |
|--------------------------------------|------------|
| Contribution from Pay As You Go Fund | 53,720,887 |
| Contribution from Other Funds - | |
| Innovative Housing Program Income | 400,000 |
| Affordable Housing Program Income | 750,000 |
| Business Grant Program Income | 400,000 |
| Certificates of Participation | 50,938,800 |

TOTAL GENERAL CAPITAL PROJECTS FUND 106,209,687

SCHEDULE I. TOURISM CAPITAL PROJECTS FUND (4022)

| | |
|--|-----------|
| Contribution from Tourism Operating Fund | 3,137,952 |
|--|-----------|

TOTAL TOURISM CAPITAL PROJECTS FUND 3,137,952

SCHEDULE J. STORM WATER CAPITAL PROJECTS FUND (6360)

| | |
|--|------------|
| Storm Water Revenue Bonds | 40,000,000 |
| Contribution from Storm Water Operating Fund | 39,000,000 |
| Program Income | 1,500,000 |

TOTAL STORM WATER CAPITAL PROJECTS FUND 80,500,000

SCHEDULE K.CHARLOTTE WATER CAPITAL PROJECTS FUND (6261)

| | |
|--|------------|
| Water Revenue Bonds | 14,920,000 |
| Sewer Revenue Bonds | 84,830,332 |
| Contribution from Water and Sewer Operating Fund | 95,727,285 |

TOTAL CHARLOTTE WATER CAPITAL PROJECTS FUND 195,477,617

SCHEDULE L. CHARLOTTE AREA TRANSIT SYSTEM CAPITAL PROJECTS FUNDS - CONSOLIDATED

| | |
|--|--------------------|
| Federal Transit Grants | 127,381,520 |
| Debt Proceeds | 0 |
| NCDOT Transit Grants | 25,000,000 |
| Contribution from CATS Operating Fund | 11,038,336 |
| TOTAL CATS CAPITAL PROJECTS FUNDS | 163,419,856 |

SCHEDULE M. AVIATION CAPITAL PROJECT FUND

| | |
|--|-------------------|
| Aviation Discretionary - Pay-As-You-Go | 58,664,000 |
| Aviation Excluded Center - Pay-As-You-Go | 5,798,985 |
| TOTAL AVIATION CAPITAL PROJECTS FUNDS | 64,462,985 |

Section 5. That the sum of up to \$8,343,000 is estimated to be available from the proceeds of the FY18 Installment Payment Contract (Lease Purchase) and is hereby appropriated to the funds listed below. Interest earnings on these lease purchase proceeds are hereby appropriated to the respective funds' Control Centers for allocation for future capital equipment needs in the current and future years until the funds are depleted.

| | |
|---|------------------|
| Water & Sewer Capital Equipment Fund (6263) | 8,100,000 |
| Issuance Expense | 243,000 |
| Total | 8,343,000 |

That the sum up to \$27,276,000 of capital equipment purchases will be appropriated in the capital equipment fund and funded by a loan from the Municipal Debt Service Fund. The General Capital Equipment in the amount of \$24,000,000 will be repaid by the General Fund over the next five years. The Powell Bill Equipment in the amount of \$3,276,000 will be repaid by the Powell Bill fund over the next five years .

| | |
|---|-------------------|
| General Capital Equipment Fund | 24,000,000 |
| Powell Bill (Street Maintenance) Capital Equipment Fund | 3,276,000 |
| Total | 27,276,000 |

Section 6. The following tax rates are hereby levied on each one hundred dollars (\$100) valuation of taxable property, as listed for taxes as of January 1, 2017, for the purpose of raising revenue from property taxes as set forth in the foregoing revenue estimates, and in order to finance the Funds' appropriations:

| | Tax Rates |
|---|-----------------|
| General Fund (for the general expenses incidental to the proper government of the City) | \$0.3741 |
| Municipal Debt Service (for the payment of interest and principal on outstanding debt) | \$0.0926 |
| Pay As You Go Fund (for dedication to the General Capital Projects Fund for capital improvements) | \$0.0120 |
| TOTAL RATE PER \$100 VALUATION OF TAXABLE PROPERTY | \$0.4787 |

Such rates of tax are based on an estimated total appraised valuation of property for the purpose of taxation of \$96,617,272,663 and an estimated rate of collection of ninety-eight and seventy five hundredths percent (98.75%).

Section 7. That the sum of \$1,308,261 is hereby appropriated to the Municipal Service District 1; that the sum of \$755,782 is hereby appropriated to the Municipal Service District 2; and that the sum of \$1,187,241 is hereby appropriated to Municipal Service District 3. These funds will provide for planning, promotion, and revitalization activities within the designated center city Municipal Service Districts for the period beginning July 1, 2017 and ending June 30, 2018.

Section 8. That the sum of \$913,212 is hereby appropriated to the Municipal Service District 4. These funds will provide for planning, promotion, and revitalization activities within the designated South End Municipal Service District for the period beginning July 1, 2017 and ending June 30, 2018.

Section 9. That the sum of \$743,095 is hereby appropriated to the Municipal Service District 5. These funds will provide for planning, promotion, and revitalization activities within the designated University City Municipal Service District for the period beginning July 1, 2017 and ending June 30, 2018.

Section 10. That the following estimated revenues are hereby available from the following sources to finance the operations of the Municipal Service Districts:

| | |
|--|------------------|
| SCHEDULE A. MUNICIPAL SERVICE DISTRICT 1 (2101) | |
| Property Taxes | 1,308,261 |
| TOTAL DISTRICT 1 | 1,308,261 |
| SCHEDULE B. MUNICIPAL SERVICE DISTRICT 2 (2102) | |
| Property Taxes | 755,782 |
| TOTAL DISTRICT 2 | 755,782 |
| SCHEDULE C. MUNICIPAL SERVICE DISTRICT 3 (2103) | |
| Property Taxes | 1,187,241 |
| TOTAL DISTRICT 3 | 1,187,241 |
| SCHEDULE D. MUNICIPAL SERVICE DISTRICT 4 (2104) | |
| Property Taxes | 913,212 |
| TOTAL DISTRICT 4 | 913,212 |
| SCHEDULE E. MUNICIPAL SERVICE DISTRICT 5 (2105) | |
| Property Taxes | 743,095 |
| TOTAL DISTRICT 5 | 743,095 |

Section 11. The following tax rates are hereby levied on each one hundred dollars (\$100) valuation of taxable property, as listed for taxes as of January 1, 2017, for the purpose of raising the revenue from property taxes to finance the foregoing appropriations in the Municipal Service Districts:

| Municipal Service District | Tax Rates | Valuation | Collection Rate (%) |
|------------------------------|-----------|---------------|---------------------|
| Municipal Service District 1 | \$0.0168 | 7,885,841,558 | 98.75% |
| Municipal Service District 2 | \$0.0233 | 3,284,759,497 | 98.75% |
| Municipal Service District 3 | \$0.0358 | 3,358,293,703 | 98.75% |
| Municipal Service District 4 | \$0.0668 | 1,384,388,551 | 98.75% |
| Municipal Service District 5 | \$0.0279 | 2,697,136,682 | 98.75% |

Section 12. That the sum of \$235,733 is available from the following sources in Fund 4001 for FY 2018 Public Art-eligible projects and is hereby transferred to General Capital Investment Fund 4001, Project (1400900005) - Public Art.

| Projects | PL Project | Funding Source | Decrease | Increase |
|---|------------|----------------|-------------------|-------------------|
| CMPD Central Division Station | 8010150042 | COPs (3200) | 75,000.00 | |
| CMPD Animal Care & Control Facility | 8010150057 | COPs (3200) | 126,000.00 | |
| Infill Fire Station - Clanton Road & I-77 | 8010150060 | COPs (3200) | 34,733.00 | |
| Public Arts | 1400900005 | COPs (3200) | | 235,733.00 |
| Total | | | 235,733.00 | 235,733.00 |

Section 13. That the sum of \$723,032 is hereby estimated to be available from Mecklenburg County for Fire Protection Services for the period of July 1, 2017 through June 30, 2018 in the Mallard Creek, Newell, and Providence Volunteer Fire Department areas and is hereby appropriated to the General Capital Equipment Fund 4001, Project 3120300009 - Fire Equipment Account

FY18 above, FY17 below

General Capital Budget

Section 14. That the sum of \$18,794,000 is available from the General Fund 1000 Fund Balance in excess of 16% and is hereby appropriated for transfer to the Pay-As-You-Go Fund 4000 to be allocated as follows:

FY2018 Capital Reserve appropriation (Section 4, Schedule G, FY2018 Annual Ordinance) **18,794,000.00**

Section 15. That the sum of \$3,000,000 in various capital project appropriations in the General Capital Investment Fund 4001 is available from the following sources and is hereby transferred to the General Capital Investment Fund 4001, Project (6188790001) - North Tryon Redevelopment.

| <u>Projects</u> | <u>PL Project</u> | <u>Funding Source</u> | <u>Decrease</u> | <u>Increase</u> |
|-------------------------------------|-------------------|-----------------------|---------------------|---------------------|
| 5th Street Streetscape Improvements | 6088780002 | Street Bonds (3300) | 1,000,000.00 | |
| Statesville Road I-85 to Sunset | 4288550004 | Street Bonds (3300) | 475,000.00 | |
| Rea Road Widening | 4288550005 | Street Bonds (3300) | 1,100,000.00 | |
| Little Rock Road Realignment | 4288600010 | Street Bonds (3300) | 400,000.00 | |
| SCIP Trail Gap Infill | 8010400003 | Street Bonds (3300) | 25,000.00 | |
| North Tryon Redevelopment | 6188790001 | Street Bonds (3300) | | 3,000,000.00 |
| Total | | | 3,000,000.00 | 3,000,000.00 |

Section 16. That the sum of \$3,000,000 in various capital project appropriations in the General Capital Investment Fund 4001 is available from the following sources and is hereby transferred to the General Capital Investment Fund 4001, Project (4288300000) - Neighborhood Transportation Program.

| <u>Projects</u> | <u>PL Project</u> | <u>Funding Source</u> | <u>Decrease</u> | <u>Increase</u> |
|---|-------------------|-----------------------|---------------------|---------------------|
| Community House Farm-to-Market | 4288550020 | Street Bonds (3300) | 1,000,000.00 | |
| 10th/Louise/Central Avenue | 6088780003 | Street Bonds (3300) | 550,000.00 | |
| Ballantyne Commons/Elm Lane Intersection | 4288200021 | Street Bonds (3300) | 785,000.00 | |
| 5th Street Streetscape Improvements | 6088780002 | Street Bonds (3300) | 200,000.00 | |
| Freedom Drive Widening | 4288650037 | Street Bonds (3300) | 150,000.00 | |
| Brookshire/Hovis/Oakdale Intersection | 4288550007 | Street Bonds (3300) | 45,000.00 | |
| Tom Short Sidewalk (Haddonfield to Ardrey Kell) | 8010650031 | Street Bonds (3300) | 185,000.00 | |
| Reserve for Potential CIP Needs | 1400900008 | Street Bonds (3300) | 85,000.00 | |
| Neighborhood Transportation Program | 4288300000 | Street Bonds (3300) | | 3,000,000.00 |
| Total | | | 3,000,000.00 | 3,000,000.00 |

Section 17. That the sum of \$456,000 in various capital project appropriations in the General Capital Investment Fund 4001 is available from the following sources and is hereby transferred to the General Capital Investment Fund 4001, Project (4292000312) - Corridor Studies Implementation.

| <u>Projects</u> | <u>PL Project</u> | <u>Funding Source</u> | <u>Decrease</u> | <u>Increase</u> |
|---|-------------------|------------------------------|-------------------|-------------------|
| Eastway Police Station | 8010150020 | General (6000) | 121,504.35 | |
| ADVANCE PLANNING - Spine Dixie Berryhill Infrastructure | 8010550001 | Debt Service: General (9000) | 147,370.92 | |
| SWS HVAC Replacement | 8088500045 | Pay-As-You-Go (4000) | 37,998.69 | |
| PAYGO Capital Reserve - Appropriated | 1400900010 | Pay-As-You-Go (4000) | 149,126.04 | |
| Corridor Studies Implementation | 4292000312 | General (6000) | | 121,504.35 |
| Corridor Studies Implementation | 4292000312 | Debt Service: General (9000) | | 147,370.92 |
| Corridor Studies Implementation | 4292000312 | Pay-As-You-Go (4000) | | 187,124.73 |
| Total | | | 456,000.00 | 456,000.00 |

Section 18. That the sum of \$680,043 in various capital project appropriations in the General Capital Investment Fund 4001 is available from the following sources and is hereby transferred to the General Capital Investment Fund 4001, Project (6110100024) - Business Corridor Revitalization Strategic Program.

| <u>Projects</u> | <u>PL Project</u> | <u>Funding Source</u> | <u>Decrease</u> | <u>Increase</u> |
|--|-------------------|-----------------------|-------------------|-------------------|
| Reserve for Potential CIP Needs - Appropriated | 1400900008 | Pay-As-You-Go (4000) | 444,818.32 | |
| PAYGO Capital Reserve - Appropriated | 1400900010 | Pay-As-You-Go (4000) | 235,224.68 | |
| Business Corridor Revital Strat Pro | 6110100024 | Pay-As-You-Go (4000) | | 680,043.00 |
| Total | | | 680,043.00 | 680,043.00 |

Section 19. That the sum of \$319,957 is available in General Pay-As-You-Go Fund 4000 fund balance (4000-00-00-0000-000000-000000-000-479010) from Hamilton Street Parcel sale proceeds and is hereby appropriated to General Capital Investment Fund 4001, Project (6110100024) - Business Corridor Revitalization Strategic Program.

Section 20. That the sum of \$1,164,178 in various capital project appropriations in the General Capital Investment Fund 4001 is available from the following sources and is hereby transferred to the General Capital Investment Fund 4001, Project 1400900010 - PAYGO Capital Reserve - Appropriated.

| <u>Projects</u> | <u>PL Project</u> | <u>Funding Source</u> | <u>Decrease</u> | <u>Increase</u> |
|--|-------------------|------------------------------|---------------------|---------------------|
| ADVANCE PLANNING - Public-Private Redevelopment | 8010790002 | Debt Service: General (9000) | 300,000.00 | |
| ADVANCE PLANNING - Sidewalk & Pedestrian Safety | 8010650001 | Debt Service: General (9000) | 261,337.92 | |
| ADVANCE PLANNING - I-85 North Bridge | 8010550006 | Pay-As-You-Go (4000) | 273,715.22 | |
| ADVANCE PLANNING - Bojangles/Ovens Area Redevelopment | 8010150031 | Pay-As-You-Go (4000) | 200,000.00 | |
| ADVANCE PLANNING - Land Acquisition & Street Connections | 8010550002 | Pay-As-You-Go (4000) | 129,124.86 | |
| PAYGO Capital Reserve - Appropriated | 1400900010 | Debt Service: General (9000) | | 561,337.92 |
| PAYGO Capital Reserve - Appropriated | 1400900010 | Pay-As-You-Go (4000) | | 602,840.08 |
| Total | | | 1,164,178.00 | 1,164,178.00 |

Section 21. That the sum of \$842,620 is available from the following sources in Fund 4001 for FY 2017 Public Art-eligible projects and is hereby transferred to General Capital Investment Fund 4001, Project (1400900005) - Public Art.

| <u>Projects</u> | <u>PL Project</u> | <u>Funding Source</u> | <u>Decrease</u> | <u>Increase</u> |
|---|-------------------|--------------------------|-------------------|-------------------|
| Comprehensive Neighborhood Improvement Program (CNIP) | 8010800000 | 2016 Neigh Bonds (3300) | 240,000.00 | |
| SouthPark CNIP | 8010800035 | 2016 Neigh Bonds (3300) | 30,000.00 | |
| Northeast Corridor Infrastructure (NECI) | 8010400000 | 2016 Street Bonds (3300) | 212,160.00 | |
| I-85 Northbridge (J.W. Clay Connector) | 4288550021 | 2016 Street Bonds (3300) | 12,480.00 | |
| Cross Charlotte Trail | 4288720000 | 2016 Street Bonds (3300) | 150,000.00 | |
| Cross Charlotte Trail - South Charlotte Connector | 4288720005 | 2016 Street Bonds (3300) | 18,000.00 | |
| Sidewalk & Pedestrian Safety | 4288650001 | 2016 Street Bonds (3300) | 15,000.00 | |
| Sidewalk & Bikeway Improvements | 4288550029 | 2016 Street Bonds (3300) | 2,000.00 | |
| Southend Pedestrian/Bicycle Connector | 8010400050 | 2016 Street Bonds (3300) | 2,000.00 | |
| Police Station Construction Program | 8010150036 | 2017 COPs (3200) | 148,500.00 | |
| Northeast Equipment Maintenance Facility | 8010150051 | 2017 COPs (3200) | 12,480.00 | |
| Public Arts | 1400900005 | 2016 Neigh Bonds (3300) | | 270,000.00 |
| Public Arts | 1400900005 | 2016 Street Bonds (3300) | | 411,640.00 |
| Public Arts | 1400900005 | 2017 COPs (3200) | | 160,980.00 |
| Total | | | 842,620.00 | 842,620.00 |

Section 22. That the sum of \$1,700,000 is available in the General Capital Investment Fund 4001, Project (8010600032) - Tuck/Thrifthood/Berryhill Roundabout (FundingSource 3300-33001042-000) and is hereby transferred to the General Capital Investment Fund 4001, Project (4288760002) - Oakdale Road Farm to Market.

Section 23. Amend ordinance 8040-x, Section 1, Schedule N and Section 3, Schedule N to eliminate \$600,000 in revenue and expenditure appropriations in Fund 2001. The sum of \$600,000 is available from fund balance in the General Capital Investment Fund 4001 (4001-19-11-1920-000000-000000-000-302930) and is hereby appropriated to the General Capital Investment Fund 4001, Project (8010150063) - 2019 NBA All-Star Game.

Section 24. That the sum of \$1,485,763.95 is available in General Fund 1000 (GL1000-80-80-8030-000000-000000-000-440680) from developer contributions to the tree preservation fund, per the City's Tree Ordinance, and is hereby appropriated for transfer to the General Capital Investment Fund 4001 to the Tree Preservation & Mitigation Project 8030100005.

Section 25. Amend ordinance 8040-x to transfer \$10,000 from 4292000203 (P201) to 4288650071 (P204).

Section 26. Amend ordinance 8040-x to transfer \$320,000 from project 4288200023 (P201) to 4288200050 (P204) in Fund 4001.

Section 27. Amend ordinance 8040-x to transfer \$80,000 from 4288650001 (P204) and \$80,000 from 4288600000 (P201) to 4288600015 CCTP (P201) in Fund 4001.

Section 28. Amend ordinance 5949-x to transfer \$2,000,000 from NE Corridor Control: Access Improve (8010400000) (P201) to Parkwood Av Stscape (8010400018) (P202) in the amount of \$1,000,000 and to Tom Hunter Rd Streetscape (8010400019) (P202) in the amount of \$1,000,000.

Section 29. Amend ordinance 8040-x to transfer \$81,000 from project 8010150042 (P501) to 1400900005 (P104) in Fund 4001.

Section 30. Amend ordinance 5949-x for Public Art Maintenance by transferring \$40,000 from general fund (1000-80-80-8060-000000-000000-000-521910) to Public Art/Specialty Item Maint project 1400900013 (fund 4001).

Section 31. Amend ordinance 8040-x to transfer \$100,000 from project 4292000045 (P204) to project 4292000272 (P201).

Section 32. Amend ordinance 8040-x to transfer \$35,500 from 1000-00-61-9040-904007-000000-000-570200 to project 8010100011 GovPorch KaBOOM Grant (fund 4001).

Section 33. Amend ordinance 8040-x to add \$50,000 to Capital Equipment increase left off FY16 annual ordinance.

Section 34. Amend ordinance 8041-x to reflect the indicated additions and reductions to appropriations in the following projects and funds.

| <u>Projects</u> | <u>Fund</u> | <u>Project</u> | <u>Source</u> | <u>Amount</u> |
|---|-------------|----------------------------------|---------------|---------------------|
| Economic Development Loans | 2703 | 6110100083 Program Income (5000) | | 101,432.47 |
| Economic Development Loans | 2703 | 6110100083 Program Income (5000) | | (151,432.47) |
| Single Family Rehabilitation | 2702 | 6180100008 Program Income (5000) | | 151,432.47 |
| Business Grant & Equity Loan Program | 4001 | 6110100009 Program Income (5000) | | 615,659.99 |
| Housing Support | 4001 | 6110100021 Program Income (5000) | | 540,015.41 |
| Rental Rehabilitation Fund | 2704 | 6133750007 Program Income (5000) | | (191,259.39) |
| Mayors Summer Youth Career Day Contribution | 2700 | 6110100099 Contribution (2000) | | 31,000.00 |
| Continuum of Care Grant | 2700 | 6110100061 Grant (1000) | | 64,229.00 |
| Bank of America youth grant | 2700 | 6110100047 Contribution (2000) | | 122,700.00 |
| Charlotte Works Contribution to Mayors Summer Youth | 2700 | 6110100047 Contribution (2000) | | 6,000.00 |
| Kaboom Grant | 2700 | 6110100093 Contribution (2000) | | 500.00 |
| Knight Foundation Porch Swing Grant | 2700 | 6110100084 Contribution (2000) | | 3,000.00 |
| One NC One Republic Grant | 2700 | 6110100094 Grant (1200) | | 216,000.00 |
| Knight Foundation Grant | 2700 | 6110100090 Contribution (2000) | | 86,400.00 |
| Orthocarolina Grant for Charlotte Career Day | 2700 | 6110100101 Contribution (2000) | | 25,000.00 |
| HOME | 2701 | 6133750008 Program Income (5000) | | 210,552.66 |
| Workforce Investment Act Grant Projects | 2750 | 6110100029 Grant (1100) | | (416,263.68) |
| Workforce Investment Act Grant Projects | 2750 | 6110100031 Grant (1100) | | (694,661.90) |
| Workforce Investment Act Grant Projects | 2750 | 6110100032 Grant (1100) | | (1,198,065.01) |
| Workforce Investment Act Grant Projects | 2750 | 6110100033 Grant (1100) | | (791,333.45) |
| CDBG | 2702 | 6110100008 Program Income (5000) | | 453,835.03 |
| Equity Pilot Initiative Grant | 2700 | 6110100102 Contribution (2000) | | 75,000.00 |
| Total | | | | (740,258.87) |

Section 35. Amend ordinance 8040-x to transfer \$25,000 from Project 6088780005 (Project Type P105 - Area Plans) to Project 1400900017 (Project Type P104 - Neighborhood Improvements).

Section 36. Appropriate \$200,000 from General fund, fund balance for transfer to Project 1400900006, for productivity improvements in Fund 4001.

Section 37. Appropriate \$1,000,000 from General fund, fund balance for transfer to Project 1400900002 for severe risk technology projects in Fund 4001.

CATS

Section 38. Amend ordinance 5949-x, to appropriate \$105,000 from an NCDOT Rideshare grant (S1611) and \$105,000 in associated local match transferred from Fund 6100 to project 4141101004 in fund 6160.

Section 39. Amend ordinance 5949-x, to appropriate \$3,928,301 in Loan from Fund Balance and \$982,076 in local contribution transferred from Fund 6100 to project 4151102014 in Fund 6160 for preventive maintenance.

Section 40. Amend ordinance 5949-x, to appropriate \$1,000,000 in Loan from Fund Balance and \$250,000 in local contribution transferred from Fund 6100 to project 4161104011 in Fund 6160 for preventive maintenance.

Section 41. That Sections 2 and 4 Schedule L of Ordinance 8040-X dated June 13, 2016 are hereby amended to reflect changes to the Charlotte Area Transit System Capital Projects Fund.

Section 2 Schedule L

| | <u>Original</u> | <u>Revised</u> |
|---|--------------------|--------------------|
| Transit Vehicles | 13,540,841 | 29,606,920 |
| Transit Facilities | 1,424,364 | 1,711,266 |
| Transit Maintenance & Equipment | 11,855,727 | 15,146,631 |
| Transit Support | 14,856,667 | 3,824,656 |
| Transit Corridor Development & Planning | 260,047,000 | 127,492,648 |
| Total | 301,724,599 | 177,782,121 |

Section 4 Schedule L

| | <u>Original</u> | <u>Revised</u> |
|---------------------------------------|--------------------|--------------------|
| Federal Transit Grants | 121,642,410 | 129,788,589 |
| NCDOT Transit Grants | 21,256,500 | 25,483,987 |
| Debt Financing (City of Charlotte) | 143,192,372 | 0 |
| Contribution from CATS Operating Fund | 15,633,317 | 15,809,545 |
| Loan from CATS Fund Balance | 0 | 5,500,000 |
| Other Contributions | 0 | 1,200,000 |
| Total | 301,724,599 | 177,782,121 |

Charlotte Water

Section 42. Amend ordinance 8040-x, Section 2 & 4, Schedule K to appropriate \$3,266,736 in Loan from the North Carolina Department of Environment and Natural Resources to project 7030700035 in fund 6261.

Section 43. Amend ordinance 8040-x, Section 2 & 4, Schedule K to appropriate \$483,546.48 in private contributions from Lake Norman Charter School to project 7030600132 in fund 6262.

Section 44. Amend ordinance 8040-x to transfer \$287,023 from Proj 7010100003 Developer Constructed Water Project (P420) to 7010100002 Developer constructed Sewer Project (P414).

Section 45. Transfer \$4,209,530 from fund 4500 to fund 6263 (\$3,381,379.45) and fund 4501 (\$828,150.55) to align COPS proceeds (FY 2010, FY 2012, FY 2013) to actuals expenditures.

Section 46. Transfer \$100,000 from project 7030700015 (Project Type P410 - Rehabilitation and Replacement) to project 7030300009 (Project Type P420 - Private Service Line Replacement).

Aviation

Section 47. Amend ordinances 8112-x/8113-x to add \$44,724.90 BANs funding to Concourse A Expansion Ph I (4020901536) (P308).

Section 48. Fund Project 4020905601 (fund 6070) \$55,000 from CFC (fund 6003).

Section 49. Amend Ordinance 8040-X Section 4 Schedule C to add \$71,637.29 from Fire House Subs for medical and oxygen backpacks.

Section 50. Amend ordinance 8040-x to transfer \$45,985 from Operating (fund 6000) [to cover change order for add'l planning and conceptual design needed] xfer to Wilson North Renovations 4020901724 (Fund 6064).

Section 51. Amend ordinance 8040-x to transfer \$64,356.81 from 4020905416 P309 (fund 6068) to 4000055400 P307 (fund 6068) Control.

Section 52. Amend ordinance 8040-x to transfer \$45,000 from Proj 4020906232 (P401) (Part 150 / Iv) & \$35,000 from Proj 4020902979 Land Acquisition South (P307) to Proj 4020901543 Master Plan Land 2015 (P312) Total = \$80,000.

Section 53. Amend ordinance 8040-x to transfer \$90,000 from Excluded Fund Balance to Airport Area Development Plan project 4020901611 (P314).

Section 54. Amend ordinance 8040-x to transfer \$113,928.97 from 4020905411 P308 (fund 6068) to 4000055400 P307 (fund 6068) Control.

Section 55. Amend ordinance 8040-x to transfer \$400,000 from fund 6002 (PFCs) to project 4020901605 (P307/Fund 6064).

Section 56. Amend ordinance 8040-x to transfer \$2,156,304 from Proj 4020901543 Master Plan Land 2015 (P312) to 4020904010 Master Plan Land Acquisition (P303) & transfer \$27,886.61 from Proj 4020904010 (P303) to 4020901543 Master Plan Land 2015 (P312); Total: \$2,184,190.61.

Section 57. Amend ordinance 8040-x to transfer \$2,400,000 from Discretionary (fund 6001) to project 4020901543 (fund 6064).

Section 58. Amend ordinance 8040-x to transfer \$10,000,000 from Discretionary (fund 6001) [\$3,000,000 homestead Lodge acquisition and \$7,000,000 budget ordinance] to 420901543 (fund 6064); Total: \$10,000,000.

Section 59. Contingency Transfer to Contingency by Project Type:

Transfer \$1,055,216.47 from 4020901560 to:

| | | |
|---|----|---------------------|
| 4020901743 Contingency – Airfield Projects | \$ | 167,022.90 |
| 4020901744 Contingency – Terminal Complex Projects | \$ | 34,153.34 |
| 4020901746 Contingency – Cargo Development Projects | \$ | 28,501.46 |
| 4020901747 Contingency – Gen Aviation Projects | \$ | 11,935.97 |
| 4020901748 Contingency – Misc Aviation Projects | \$ | 214,987.57 |
| 4020901749 Contingency – Terminal Building Projects | \$ | 341,408.34 |
| 4020901751 Contingency – Ground Transportation Projects | \$ | 57,136.68 |
| 4020901755 Contingency – Included Misc Projects | \$ | 183.91 |
| 4020901765 Contingency – Excluded Miscellaneous Projects | \$ | 3,651.56 |
| 4020901771 Contingency – Airport Service Fee Projects | \$ | 31,384.60 |
| 4020901775 Contingency – Fixed Base Operator Projects | \$ | 76,986.19 |
| 4020901781 Contingency – Land Acquisition (Non-Airfield) Projects | \$ | 42,739.57 |
| 4020901790 Contingency – Environmental Services Projects | \$ | 24,953.58 |
| 4020901795 Contingency – Facilities Maintenance Projects | \$ | 595.33 |
| 4020901796 Contingency – Technology Projects | \$ | 14,573.87 |
| 4020901798 Contingency – New Facilities Projects | \$ | 1,464.74 |
| 4020901799 Contingency – Vehicles | \$ | 618.36 |
| 4020901738 Contingency – Other Equipment | \$ | 2,918.50 |
| Total | | 1,055,216.47 |

Time Charge Out Transfer to Charge Out by Project Type

Transfer \$7,965,105.21 from 4020901561 to:

| | | |
|--|-----------|---------------------|
| 4020901001 Misc Costs – Airfield Projects | \$ | 1,328,253.53 |
| 4020901002 Misc Costs – Terminal Complex Projects | \$ | 271,605.23 |
| 4020901003 Misc Costs – Cargo Development Projects | \$ | 226,658.49 |
| 4020901004 Misc Costs – Gen Aviation Projects | \$ | 94,921.09 |
| 4020901005 Misc Costs – Misc Aviation Projects | \$ | 1,283,165.83 |
| 4020901006 Misc Costs – Terminal Bldg Projects | \$ | 2,715,057.54 |
| 4020901007 Misc Costs – Ground Transportation Projects | \$ | 454,380.75 |
| 4020901009 Misc Costs – ASF Projects | \$ | 249,586.71 |
| 4020901010 Misc Costs – Land Acquisition (Non-Airfield) Projects | \$ | 339,887.41 |
| 4020901011 Misc Costs – Included Misc Projects | \$ | 1,462.54 |
| 4020901012 Misc Costs – Excluded Misc Projects | \$ | 29,039.08 |
| 4020901013 Misc Costs – Fixed Base Operator Projects | \$ | 612,234.38 |
| 4020901015 Misc Costs – Environmental Svcs Program | \$ | 198,443.89 |
| 4020901017 Misc Costs – New Facilities Projects | \$ | 11,648.40 |
| 4020901018 Misc Costs – Facilities Maint Projects | \$ | 4,734.40 |
| 4020901019 Misc Costs – Technology Projects | \$ | 115,899.04 |
| 4020901020 Misc Costs – Vehicles Projects | \$ | 4,917.50 |
| 4020901021 Misc Costs – Other Equipment Projects | \$ | 23,209.40 |
| Total | \$ | 7,965,105.21 |

Section 60. Amend Ordinance 8040-X to transfer \$435,986.00 from Discretionary (fund 6001) as follows:

| | | |
|--------------|-----------|-------------------|
| 4020901632 | \$ | 96,770.00 |
| 4020901601 | \$ | 45,000.00 |
| 4020901772 | \$ | 11,813.00 |
| 4020901753 | \$ | 11,813.00 |
| 4020901774 | \$ | 39,500.00 |
| 4020901518 | \$ | 97,040.00 |
| 4020901782 | \$ | 80,250.00 |
| 4020901608 | \$ | 39,300.00 |
| 4020901794 | \$ | 14,500.00 |
| Total | \$ | 435,986.00 |

Section 61. Amend ordinance 8040-x to Transfer \$1,832,789.68 from Contingency Project (4020901560) as follows:

| | | |
|---|----|-----------------------|
| Airfield Projects (Type P303) | \$ | 194,190.10 |
| Terminal Complex Projects (Type P304) | \$ | 161,015.00 |
| Cargo Development Projects (Type P305) | \$ | 10,587.09 |
| General Aviation Projects (Type P306) | \$ | 64,361.96 |
| Terminal Building Projects (Type P308) | \$ | 551,348.27 |
| Ground Transportation Projects (Type P309) | \$ | 120,198.90 |
| Airport Service Fees (ASF) Projects (Type P311) | \$ | 231,816.27 |
| Excluded Miscellaneous Projects (Type P314) | \$ | 51,472.00 |
| Environmental Services Program (Type P401) | \$ | 317,740.00 |
| Facilities Maintenance Projects (Type P503) | \$ | 64.89 |
| Technology Projects (Type P504) | \$ | 129,995.20 |
| Total | | \$1,832,789.68 |

Section 62. Transfer \$3,493,430 from the Aviation Discretionary Fund (6001) to the Aviation Community Investment Plan Fund (6064) for additional project construction inspection services: 4020901622/6000/60006001/0000.

Section 63. Transfer an additional \$22,000,000 from Operating Fund (6000) to Discretionary Fund (6001) for increased excess revenue transfer due to FY17 Rates and Charges Reconciliation.

Storm Water

Section 64. That Sections 2 and 4 Schedule J of Ordinance 8040-X dated June 13, 2016 are hereby amended to reflect changes to the Storm Water Capital Projects Fund:

| Section 2, Schedule J | Original | Revised |
|--|-------------------|-------------------|
| Storm Water Repairs to Existing Drains | 16,000,000 | 16,000,000 |
| Storm Water Pollution Control | 0 | 0 |
| Storm Water Restoration/Mitigation | 550,000 | 1,300,000 |
| Post Construction Control Program | 750,000 | 750,000 |
| Storm Water Flood Control Projects | 41,800,000 | 25,450,000 |
| Storm Water Support for Project | 0 | 1,000,000 |
| Total | 59,100,000 | 44,500,000 |
| Section 4, Schedule J | Original | Revised |
| Storm Water Revenue Bonds | 14,600,000 | 0 |
| Contribution from Storm Water Operating Fund | 43,000,000 | 43,000,000 |
| Program Income | 1,500,000 | 1,500,000 |
| Total | 59,100,000 | 44,500,000 |

Section 65. Amend ordinance 8040-x, Sec 1 & 3, Sch E to appropriate & estimate additional \$2,000,000 to Storm Water Operating Fund.

Other Funds

Section 66. That \$93,132.30 is available as additional funding from the NC 911 Board for Fire expenses for audio recorder and is hereby appropriated to Fund 2300 Project 3081000003.

Section 67. That \$40,994.54 is available as additional funding from the NC 911 Board for the FY2017 allocation to the Public Safety 911 Services Fund 2300.

Section 68. Amend ordinance 8040-x to transfer \$379,504 from Fund 4001 Project 1400900002 to Fund 2600 Project 3050000094.

Section 69. Amend ordinance 8040-x to estimate and appropriate contractor controlled insurance program (CCIP) savings of \$361,883 in Fund 2004 for payment to Charlotte Regional Visitors Authority for the NASCAR Hall of Fame.

Section 70. Amend ordinance 8040-x to transfer \$23,300 from in Fund 6003 to Fund 6070, Project 4020905602

Section 71. Amend ordinance 8040-x to appropriate interest income of \$35,000 in Fund 2600 as Asset/Drug Forfeiture annual interest and E911 quarterly interest.

Section 72. Amend ordinance 8040-x to transfer \$3,000,000 from fund balance in excess of 16% to 1000-30-30-3010-301020-000000-000-510100 for Police overtime for the September, 2016 State of Emergency.

Section 73. Amend ordinance 8040-x, Section 34 to appropriate an additional \$5,000 in project 6110100092 (Fund 2700) for Keep Charlotte Beautiful.

Section 74. Appropriate \$1,719.70 to 1000-31-30-3160-000000-000000-000-510410- to recover costs for the deployment to NC Hart.

Section 75. Appropriate \$6,600 to project 3120300032 for the Paw Creek Contributions (Fund 2600).

Section 76. Appropriate \$7,400 to project 3120300032 for the Colonial Pipe Line for Paw Creek (Fund 2600).

Section 77. Appropriate \$104,922.76 to 4500-31-30-3160-000000-000000-000-530170 for the Stericycle Settlement.

Section 78. Appropriate \$185,410 to project 3120300009 from Kronos Refund (Fund 4001).

Section 79. Appropriate \$19,710.73 to project 3120300001 from Firehouse Subs (Fund 2600).

Section 80. Appropriate \$880,606.11 to 1000-321-30-3160-000000-000000-000-510140 for the Wildfire Deployments and Hurricane Matthew.

Section 81. Appropriate \$1,000 to project 3140301601 for the Local Emergency Planning Committee Grant (Fund 2600).

Section 82. Appropriate \$3,532 to project 3140680002 for the SMATIII Sustainment grant (Fund 2600).

Section 83. Appropriate a transfer of \$1,102,775 from fund 3000 to fund 1000 from 2012 General Obligation Bonds, refunding savings of 2002 General Obligation Bonds and appropriate the same to object 515160 to be applied to other post-employment benefit liability.

Section 84. Amend ordinance 8040-x to transfer \$6,316,341.48 from HOF Debt Service fund 3024 to Nascar HOF Special Revenue fund 2004 for CRVA contribution deposited to fund 3024 (GEAC fund 5108) in error during Fiscal Year 2014.

Section 85. Amend ordinance 8040-x to transfer \$14,323,209.42 from Tourism Debt Service fund 3022 to Special Revenue fund 2002.

Section 86. Amend ordinance 8040-x to appropriate \$35,000 to 1000-00-61-9040-904001-000000-000-521900 for contracted payments to CRVA.

Section 87. Amend ordinance 8040-x to transfer \$10,000 from 1110100001 - Knight Cities #NoBarriers Project to 6110100026 0 Neighborhood Matching Grants.

Section 88. Amend ordinance 8040-x to appropriate \$100,000 for WIA Career Pathways Grant to project 6110100095 (Fund 2750).

Section 89. Amend ordinance 8040-x to transfer \$202,146 from project 6110100086 (P000) to project 6110100040 (P101).

TECHNICAL

Section 90. That the following ordinances are hereby revised as follows:

| Reference | Revised to: |
|--|---|
| Ordinance 9063-x, dated March 27, 2017 | To change the amount in ordinance description to match amount \$6,345,000 outlined in Sections 1 & 2 |
| Ordinance 8043-x, dated June 13, 2016 | To read fund 6072 instead of 6064 |
| Ordinance 8040-x, Section 3, Schedule U | To read Transfer from Aviation Operating Fund instead of Fund Balance - Unappropriated |
| Ordinance 8068-x, dated June 27, 2016 | To read \$20,000,000 instead of \$31,807,926.17 |
| Ordinance 8072-x, dated June 27, 2016 | To remove reference to \$360,000 appropriation in project 4020901516 (fund 6064) |
| Ordinance 8085-x, dated July 25, 2016 | To read fund 6066 instead of fund 6064 |
| Ordinance 8038-x, dated May 23, 2016 | To read \$86,400 appropriated in Project 6110100090 (fund 2700) instead of \$85,000 |
| Ordinance 8118-x, dated September 12, 2016 | To read Type 60006001 rather than 60006010 for project 4020901636 in the amount of \$4,916,000 |
| Ordinance 9020-x, dated January 23, 2017 | To read Capital Project Tourism Fund rather than Cultural Facilities Operating Fund and change GL funding source string to read 4022-00-99-0000-000000-992003-000-489000 |
| Ordinance 8189-x, dated November 28, 2016 | To read \$195,360 for project 4020901533 Airport Terminal Rehabilitation rather than project 4020901736 Third Floor Toilet Renovations |
| Ordinance 8040-x, Section 2, Schedule H | To read Program Income \$200,000 and Pay-As-You-Go \$3,805,107 instead of Pay-As-You-Go \$4,005,107 for Innovation Housing Program |
| Ordinance 8040-x, Section 2, Schedule H | To read Program Income \$125,000 instead of Pay-As-You-Go \$125,000 for Business Grant Program |
| Ordinance 8040-X, Section 2, Schedule M | Airfield Projects (Type P303) \$ 2,950,000.00 Terminal Complex Projects (Type P304) \$ 3,723,448.00 Cargo Development Projects (Type P305) \$ 3,898,097.00 Miscellaneous Aviation Projects (Type P307) \$ 7,546,665.00 Terminal Building Projects (Type P308) \$ 500,000.00 Airport Service Fees (ASF) Projects (Type P311) \$ 3,059,577.00 Fixed Base Operator Projects (Type P315) \$ 2,859,157.00 New Facilities Projects (Type P501) \$ 150,000.00 Facilities Maintenance Projects (Type P503) \$ 500,000.00 Technology Projects (Type P504) \$ 80,000.00 Vehicles Projects (Type P601) \$ 5,157,000.00 Other Equipment Projects (Type P604) \$ 376,000.00 |
| Ordinance 9082-x, dated May 8, 2017 | The Council action did not include language adopting the Budget Ordinance (which was an attachment with the item). This action authorizes Council approval to adopt Budget Ordinance 9082-x. |
| Ordinance 8038-x, dated May 23, 2016 | To read \$29,300 appropriated in Project 1110100002 (fund 4001) instead of \$27,900 |
| Ordinance 8114-x dated September 12, 2016 | To read Project 3040320010 instead of Project 3040320009. |
| Ordinance 9046-x, Section 3, dated February 27, 2017 | To read Project 3040340003 instead of Project 303031001 and General Ledger string 2600-30-30-3090-304034-000000-000-530500 instead of 2600-30-30-3090-303031-000000-000-530500. |

Section 91. That any remaining encumbered appropriations from the prior fiscal year for contracts and purchase orders that carry over into the current fiscal year are re-appropriated for expenditure in current fiscal year.

Section 92. That the entire sums available from MSD Funds 2101, 2102, 2103, and 2104 fund balances as of June 30, 2017, for MSDs #1, #2, #3, and #4 is hereby appropriated for payment to Charlotte Center City Partners (CCCP).

Section 93. That the unexpended appropriations for previously authorized multi-year capital projects or grant projects are re-appropriated for expenditure in the current fiscal year; local grant-matching obligations that were previously authorized as part of multiyear grant projects are also re-appropriated for expenditure in the current fiscal year.

- Section 94.** Sections of this ordinance estimate federal and/or state grant participation. Upon receipt of the grant assistance, the sources and levels of funding for the project specified may be adjusted to reflect permanent financing. Until permanent financing is realized, the Chief Financial Officer or his designee is hereby authorized to advance funding from the appropriate fund's fund balance to cover the estimated grant revenue as specified in the above sections. Upon receipt of grant revenue, funds advanced to the project shall revert back to the source fund's fund balance. If grant funding is not realized, the advance may be designated as the permanent source of funding. The total project appropriation level shall not exceed the amounts specified unless amended by a subsequent ordinance.
- Section 95.** That the City Manager is hereby authorized to move appropriations for reorganizations within and between funds. Any offsetting increases and decreases to both estimated revenues and appropriations may occur to accommodate these changes.
- Section 96.** That the Chief Financial Officer or his designee is hereby authorized to appropriate interest earnings for any Federal, State, Local, or other third party grants or other revenues for the duration of the grants' or other revenues' authorized performance periods.
- Section 97.** That the Chief Financial Officer or his designee is hereby authorized to appropriate interest on investments on HUD-related revolving loan funds as required by HUD to return related interest earnings to HUD at fiscal years' end.
- Section 98.** That the Chief Financial Officer or his designee is hereby authorized to advance cash from the General Capital Project equity of the City's cash pool account to general capital projects that are bond financed (unissued) and that have City Council authorized appropriations. Upon issuance of permanent financing, the funds will be repaid to the General Capital Project equity of the City's cash pool account.
- Section 99.** That the Chief Financial Officer or his designee is hereby authorized to advance cash from the Utilities equity of the City's cash pool account to water and sewer projects that are bond financed (unissued) and that have City Council authorized appropriations. Upon issuance of permanent financing, the funds will be repaid to the Utilities equity of the City's cash pool account.
- Section 100.** That the Chief Financial Officer or his designee is hereby authorized to transfer interest earnings from the City's various operating and capital funds to the appropriate debt service funds according to Council policy, except where specific exceptions have been authorized.
- Section 101.** That the Chief Financial Officer or his designee is hereby authorized to transfer sales tax revenues between Transit Operating Funds and the Transit Debt Service Funds as necessary to facilitate CATS financial policies.
- Section 102.** That the Chief Financial Officer or his designee is hereby authorized to appropriate amounts needed to fund current fiscal year debt issues that have been approved by Council.
- Section 103.** That the Chief Financial Officer or his designee is hereby authorized to appropriate amounts needed to satisfy federal government regulations related to interest earnings on debt issues.
- Section 104.** That the Chief Financial Officer or his designee is hereby authorized to transfer revenues from the Tourism and Convention Center Tax Funds to the Charlotte Regional Visitors Authority as stipulated in State of North Carolina General Statutes, contractual or other required payments.
- Section 105.** That occupancy and prepared food and beverage tax revenues are hereby available and are authorized to be appropriated in the amounts needed to make payments to Charlotte Regional Visitors Authority as specified in the Council- authorized agreement.
- Section 106.** That prepared food and beverage tax revenues are hereby available and are authorized to be appropriated for transfer in the amounts needed to make payments to the Mecklenburg County towns (Cornelius, Davidson, Huntersville, Matthews, Mint Hill, and Pineville) as stipulated in House Bill 715, Session Law 2001 and interlocal agreement approved by Council resolution June 13, 2005.
- Section 107.** That as annual wireless communications user fees exceed annual debt service and other operating expenditures for wireless infrastructure system operations in General Fund 1000 the excess is hereby authorized to be appropriated for transfer to the General Capital Improvement Fund 4001 for future digital communications upgrades as specified in Council- authorized interlocal agreements. Any shortfall in collections from system user fees will be carried forward to the future fiscal year(s) and will be deducted from future transfers to the CIP until depleted.
- Section 108.** That the Chief Financial Officer or his designee is hereby authorized to adjust the funding source for Water and Sewer Capital Projects as necessary to reflect the applicable source as Pay As You Go or bond proceeds.
- Section 109.** The Chief Financial Officer or his designee is hereby authorized to auction or sell non-United States denominated coins and United States currency that is considered to be damaged, rare and/or collectors' coins collected by the City for deposit into the City's cash pool account.
- Section 110.** That the Chief Financial Officer or his designee is hereby authorized to pay sales and use tax as required.
- Section 111.** The Chief Financial Officer or his designee is hereby authorized to pay insurance premiums, risk management claims, legal fees, utility bills, escrow payments, annual hardware/software maintenance and support fee renewals, refunds (excluding property tax and business privilege license refunds), auction fees; payments to Mecklenburg County in accordance with Council authorized agreements; payments to transit management company, and payments to the property management/leasing company for CATS' Charlotte Transit Center (CTC).
- Section 112.** Pursuant to N.C. Gen. Stat. § 159-25(b), the City Council authorizes the Manager or Interim Manager or, if both are unable to sign checks or drafts on an official depository, the Deputy City Manager to countersign such checks and drafts until the Manager or Interim Manager becomes able to perform this function.
- Section 113.** That the Chief Financial Officer or his designee is hereby authorized to transfer between funds, appropriations which are directly tied to specific revenues such as sales tax, tax increment financing, U-Drive it, and other applicable items.
- Section 114.** That the sum of General Fund 1000 Fund Balance in excess of 16% is hereby available for transfer and appropriation to the Pay-As-You-Go Fund 4000 Fund Balance.
- Section 115.** That the Chief Financial Officer is hereby authorized to charge a 5% administrative fee on all purchases at City auctions of surplus property, and assess a storage charge of \$25 per day per vehicle on any buyer who fails to remove a purchased vehicle from City property within the time frame stipulated in the auction rules.

Section 116. That the City Manager is hereby authorized to adjust appropriations in accordance with any Council amendments to this budget ordinance made at the Council Business Meeting of budget adoption.

Section 117. Copies of this ordinance shall be furnished to the Director of Finance, City Treasurer, and Chief Accountant to be kept on file by them for their direction in the disbursement of City funds.

Section 118. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 119. It is the intent of this ordinance to be effective July 1, 2017, except for Sections 14 through 118, which are to be effective upon adoption.

Approved as to form:

City Attorney

FY 2018 – 2022 Community Investment Plan Resolution

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AMENDING THE FIVE-YEAR COMMUNITY INVESTMENT PLAN FOR FISCAL YEARS 2018 TO 2022.

WHEREAS, the City of Charlotte recognizes the importance of developing long- range capital investment planning to maintain the growth and vitality of the community; and

WHEREAS, the City of Charlotte continuously develops and reviews the policy, financial and planning assumptions and impacts of capital investment projects for the City; and

WHEREAS, the City of Charlotte has a five-year Community Investment Plan based on policy assumptions, so stated in the FY 2018 - 2022 Community Investment Plan that balances potential physical development with long-range financial capacity; and

WHEREAS, The Community Investment Plan is amended from time to time to reflect changes in capital planning of the community,

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it hereby adopt the Community Investment Plan for fiscal years 2018 to 2022.

This 12th day of June 2017

RESOLUTION
No. 2017-01

ADOPTION OF THE FY2018 TRANSIT OPERATING BUDGET, FY2018 TRANSIT DEBT SERVICE BUDGET AND FY2018-2022 COMMUNITY INVESTMENT PLAN

A motion was made by Mayor James Taylor and seconded by Mayor John Woods for the adoption of the following resolution, and upon being put to a vote was duly adopted by the Metropolitan Transit Commission (MTC).

WHEREAS, The Amended Transit Governance Interlocal Agreement (11-28-2005) provides that the Chief Transit Official shall submit to the MTC by January 30 of each year a proposed transit budget and program delineating the public transit services, activities and programs to be undertaken in the upcoming fiscal year starting July 1, and the financial resources required to carry out the services, activities and programs, and

WHEREAS, the Chief Transit Official provided budget and program recommendations to the MTC on January 25, 2017, which have been developed in compliance with CATS Mission, Vision, Strategic Goals and Financial and Fare Policies, and

WHEREAS, the Chief Transit Official's recommended budgets and programs have been reviewed by the Citizens Transit Advisory Group and the Transit Services Advisory Committee in accordance with the provisions of the Transit Governance Interlocal Agreement and the Metropolitan Transit Commission Rules of Procedures, and

WHEREAS the Metropolitan Transit Commission has reviewed the recommended FY2018 Transit Operating and Debt Service Budgets and Programs and the FY2018-2022 Community Investment Plan and Projects to determine the transit program plans for meeting transportation needs of the Charlotte-Mecklenburg community,

NOW THEREFORE, be it resolved that the Metropolitan Transit Commission hereby

1. Approves the FY2018 Transit Operating Budget, the FY2018 Transit Debt Service Budget and the FY2018-2022 Transit Community Investment Plan (attached to this Resolution)
2. Authorizes Chief Transit Official to present the FY2018 Transit Operating Budget, the FY2018 Debt Service Budget and the FY2018-2022 Community Investment Plan to the Charlotte City Council for their review, approval and inclusion in the City of Charlotte's FY2018 Budget Ordinance.

This resolution shall take effect immediately upon its adoption.

I, Jennifer Roberts, Chairman of the Metropolitan Transit Commission do hereby certify that the above Resolution is a true and correct documentation of the MTC's action from their meeting duly held on April 26, 2017.



Signature of MTC Chairperson

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE ADOPTING
CHANGES TO THE CITY PAY PLANS AND EMPLOYEE GROUP INSURANCE PLANS FOR
FISCAL YEAR 2018

WHEREAS, the City of Charlotte desires to provide its employees with a competitive pay package and recognizes the importance of rewarding employees for their performance; and

WHEREAS, the City of Charlotte desires to provide its employees with a competitive benefits package; and

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it hereby adopt the pay and benefits recommendations for fiscal year 2018.

This 12th day of June, 2017.

FY 2018 Financial Partners Description of Services

General Fund Financial Partners

- Arts & Science Council (ASC) \$2,940,823
- The Arts & Science Council oversees community-wide cultural planning, fundraising, grant administration, technical assistance, facility review, and other responsibilities to advance the cultural life of Charlotte and Mecklenburg County.
 - The Arts & Science Council, One-time allocation from the Pay-As-You-Go Fund \$250,000
- Charlotte Regional Partnership \$155,111
- The Partnership is a regional economic development organization that works with local governments, the Chamber and others, to enhance economic activity in the region.
- Community Building Initiative \$50,000
- The Community Building Initiative (CBI) builds the capacity and commitment of individuals, organizations, institutions, and the broad community to successfully work together towards a more inclusive and equitable community. CBI's services support the City through two strategic approaches with programmatic components: developing diverse leaders and connecting the community through outreach and civic engagement.
- Safe Alliance \$333,977
- The Victim Assistance Program provides crisis intervention, community counseling, education, and individual assistance to victims of violent crimes and to families of homicide victims.
- Charlotte Regional Visitors Authority (CRVA) \$19,046,727
- Tourism Marketing (\$5,637,819)
 - Funds the City's general tourism marketing services contract with CRVA. The amount is based on a portion of projected collections of the occupancy tax and a \$35,000 City contribution for special events.
 - Charlotte Convention Center Promotion and Business Development Activities (\$10,258,908)
 - Funding allocated to the Authority is derived from a portion of the proceeds of the prepared food and beverage tax and a portion of the countywide occupancy tax.
 - Charlotte Convention Center Promotion and Marketing one-time allocation to assist with expanded marketing and outreach (\$3,000,000)
 - Film Commission (\$150,000)
 - Supports the Charlotte Regional Film Commission

100% Federal Grant Funded Financial Partners

- Carolinas CARE Partnership \$2,165,860
- Carolinas CARE Partnership manages the City's Housing Opportunities for Persons with HIV/AIDS (HOPWA) federal grant. Responsibilities include:
 - Awarding restricted-use grants to qualified organizations in the ten-county metropolitan statistical area (MSA) to provide housing and supportive services for people living with HIV and AIDS.
 - Distributing funds available through the HOPWA program in compliance with U.S. Department of Housing and Urban Development regulations

- Ensuring that all HOPWA funds are expended to provide maximum access to housing for eligible people affected by HIV and AIDS
- Assisting approximately 645 persons with HIV/AIDS annually
- Monitoring distribution and proper expenditure of funds distributed to grantee agencies in the region

Charlotte Family Housing

\$330,000

- Charlotte Family Housing (CFH) provides supportive housing services and rehouses homeless working families into rental units throughout the City. CFH also provides services at three (3) temporary/transitional shelters.
- The contract is performance-based; therefore, the funding is up to \$330,000. The goal in FY2018 is to serve 75 families per month through the program.

100% PAYGO Funded Financial Partners

Community Link

\$450,000

- Community Link provides pre and post homeownership counseling services and literacy training with an emphasis in creating homeownership in the City's neighborhoods.
- The FY2018 goal is to provide 1,600 counseling and training sessions.

Crisis Assistance Ministry

\$418,000

- The Crisis Assistance Ministry provides critical assistance to low-income families through:
 - Energy Assistance Program (\$197,000) – These funds provide direct payments to utility companies for low-income families who are unable to pay their utility bills during times of financial crisis. This program serves approximately 1,000 families annually.
 - Rental Assistance Program (\$221,000) – These funds are for low-income families who are unable to their rent and avoid which address the housing problems. This program assists approximately 600 families annually.

PAYGO/Federal Share Funded Financial Partners

Charlotte-Mecklenburg Housing Partnership–Affordable Housing

\$1,860,000

- This contract includes funding to address planning for future multi-family and single-family housing developments by:
 - Increase affordable homeownership opportunities. CMHP will assist 100 families to become homeowners.
 - Increase affordable rental opportunities.

Charlotte-Mecklenburg Housing Partnership–HouseCharlotte

\$231,000

- This contract funds the administration of the HouseCharlotte program. The House Charlotte program is outsourced for cost savings and program efficiencies.

Out of School Time Partners

Agencies that deliver after school enrichment activities submitted a Request for Proposal response to request financial partner funding in FY 2018- FY 2019. FY 2018 represents the beginning of a new two-year funding cycle for Out of School Time partners.

- The Community Development Block Grant and Innovative Housing Funds contracts provide educational enrichment activities for elementary, middle, and high school students of families with low incomes who reside in the Housing and Neighborhood Development boundaries.

- On May 9, 2011, Charlotte City Council approved the development and issuance of a Request for Proposals for Out-of-School Time Programs that uses evidence-based standards for school-age care.
- On November 10, 2014, Council approved Out of School Time program modifications:
 - Reduce maximum per agency funding from \$300,000 to \$200,000;
 - Implement a \$1,200 cost per-child allocation, not to exceed maximum per agency funding amount
- The following six organizations are funded for FY2018 - 2019:
 - 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 Districts

Municipal Service District Contracts with Charlotte Center City Partners and University City Partners \$4,907,591

- The Municipal Service Districts (MSDs) were created to enhance the economic viability and quality of life in select areas. Three MSDs are located in the Center City, the fourth is located in the South End area, and the fifth is located in the University City area. Revenues for these districts are generated through ad-valorem taxes paid by property owners in the districts in addition to the City's regular property tax rate.
- In FY2018, the City will contract with Charlotte Center City Partners for services in the three Center City Municipal Service Districts as well as for services in the South End Municipal Service District. The City will also contract with University City Partners for services in the University City Municipal Service District.
- Charlotte Center City Partner's mission is to envision and implement strategies facilitating and promoting the economic, social, and cultural development of Charlotte's Center City to help create a viable, livable, memorable, and sustainable Center City with modern infrastructure, a tapestry of great urban neighborhoods, and a diversity of thriving businesses.
- University City Partners works to promote, encourage, and coordinate the University City's long-term economic vitality as a regional center for education, commerce, shopping, and entertainment.
- The FY2018 tax rates in the five MSDs remain unchanged from the FY2017 rates.

STATE OF NORTH CAROLINA
CITY OF CHARLOTTE
COUNTY OF MECKLENBURG

AMENDED AND RESTATED AGREEMENT FOR
OPERATION OF A SINGLE STORM WATER SYSTEM
IN MECKLENBURG COUNTY

THIS AMENDED AND RESTATED AGREEMENT (hereinafter "Agreement") made as of 22nd day of June 2009, by and between MECKLENBURG COUNTY, a political subdivision of the State of North Carolina (hereinafter "County"), and the CITY OF CHARLOTTE, North Carolina, a municipal corporation of the State of North Carolina (hereinafter "City").

WITNESSETH:

WHEREAS, in 2002 the City and County executed an amended and restated "Agreement for Operation of a Single Storm Water System in Mecklenburg County", which Agreement the parties desire to amend and restate; and

WHEREAS, the purpose of this Agreement is to recognize that a single storm water system exists in Mecklenburg County, and that the goal of the City of Charlotte and Mecklenburg County is to provide comprehensive storm water services in an efficient, effective, and equitable manner; and

WHEREAS, the Charlotte City Council and Mecklenburg County Board of Commissioners believe the most equitable source of revenue for storm water services to be primarily storm water service fees assessed on the basis of contribution of runoff from each property; and

WHEREAS, North Carolina General Statutes 153A-277 and 160A-314 require that no storm water service fee may be levied whenever two or more units of local government operate separate structural and natural storm water and drainage system services in the same area within a County unless units of local government allocate among themselves the functions, duties, powers, and responsibilities of jointly operating a single system within the same area; and

WHEREAS, the County and City currently have certain distinct responsibilities in connection with the operation, maintenance and financing of separate systems; and

WHEREAS, the purpose of this Agreement is to continue the single storm water public enterprise created by the parties in 1993 in Mecklenburg County, to allocate storm water responsibilities, and to establish the method and responsibilities for financing and operating a single, comprehensive storm water quantity and quality management program in Mecklenburg County.

NOW, THEREFORE, IN CONSIDERATION OF THE PREMISES AND FULFILLMENT OF THE TERMS OF THIS AGREEMENT, THE COUNTY AND CITY AGREE AS FOLLOWS:

1. Major system - The County shall be responsible for administering storm water management programs on the major system (defined as streams having a watershed greater than one square mile) and enforcement of the regulated floodway ordinance in the unincorporated areas of the County, and within the corporate limits of such municipalities as may be authorized by this Agreement with the County and/or any applicable ordinances. The County shall establish levels of service and cost, prioritize, schedule, and manage "storm water management programs", as such phrase is defined in G.S. 153A-274(7), related to the major system (including, but not limited to water quality, water quantity, the flow of storm water and the prevention of flood losses) and shall be responsible for financial accounting of associated revenues. The City of Charlotte hereby allocates responsibility for the major system within the corporate limits of the City to the County.
2. Minor system - The County shall be responsible for administering storm water management programs on the minor system (defined as streams and drainage systems with a watershed of less than one square mile) in the unincorporated areas of the County, and within the corporate limits of such municipalities as may be authorized by this Agreement with the County. The County shall establish levels of service and cost, prioritize, schedule, and manage "storm water management programs", as such phrase is defined in G.S. 153A-274(7), related to the minor system (including, but not limited to water quality, water quantity, the flow of storm water and the prevention of flood losses) in unincorporated areas, and shall be responsible for financial accounting of associated revenues. The City shall be responsible for the minor system and shall establish levels of service and cost, prioritize, schedule, and manage "storm water management programs", as such phrase is defined in G.S. 153A-274(7), relating to the minor system within the corporate limits of the City as they may change from time to time as the result of annexation or otherwise.
3. Charlotte-Mecklenburg Storm Water Services - The storm water services to be provided pursuant to this Agreement shall be conducted as a public enterprise to be known as the Charlotte-Mecklenburg Storm Water Services (CMSWS).
4. Water quality - The City and County are responsible for protecting and restoring the quality of storm water runoff and surface waters as required by the Clean Water Act and associated regulations promulgated by the United States Environmental Protection Agency, to the extent described in their respective National Pollutant Discharge Elimination System (NPDES) permit, and/or the State of North Carolina, and other laws and regulations that may apply.
5. Financing - Pursuant to N.C.G.S. 153A-278 and 160A-314, the County shall, unless otherwise provided by this Agreement, establish, revise, charge, and collect storm water fees and issue, where appropriate, storm water credits for property within the unincorporated areas of the County, and within the corporate limits of the City and such other municipalities as may be authorized by this Agreement with the County. Storm water fees shall be a periodic service charge, which shall consist of three components as follows:

- i) Fixed and Administrative Cost Component shall be used to pay those expenses that are not influenced by the amount of impervious area on a parcel of property, including but not limited to the cost of producing bills and collecting fees, determining impervious area, and operating customer service functions (hereinafter referred to as the "Billing Services"). Funds resulting from the Fixed and Administrative Cost Component of the fees shall be used only for Billing Services. Costs associated with this component shall be updated annually and incorporated into an annual budget according to the process detailed in the Charlotte-Mecklenburg Billing and Collections Cost Allocation Methodology Document ("Methodology Document") attached hereto as Exhibit A and incorporated herein by reference. The City and County Managers must agree on this annual budget prior to the beginning of the next fiscal year. If the City and County Managers cannot agree on a budget, the Mayor shall appoint two City Council Members and the Chairman of the Board of County Commissioners shall appoint two County Commissioners to meet together and work with the Managers on resolving the issue. The Managers shall approve any budget recommended by a majority of the members of this six-member group. In the event that the annual budget has not been agreed upon by the City and County Managers prior to the beginning of a fiscal year, the City and County shall proceed as if the prior year's budget is continued. By mutual consent of the City and County Managers, (a) the Methodology Document may be amended and, as amended, be substituted for the immediately prior version and attached hereto as Exhibit A, and (b) funds from the Major System Cost Component and the Minor System Cost Components may be used to pay a portion of the cost of the Billing Services.
- ii) Major System Cost Component shall be used to pay those expenses incurred in administering storm water management programs designed to protect water quality and manage structural and natural storm water and drainage systems of all types with a watershed greater than one square mile. The Major System Cost Component of the service charge for detached single-family residences shall have the number of tiers and associated amounts as determined by the County consistent with this Agreement and 153A-277. For all other property, the charge shall be based on a flat amount for each 2613 square feet of impervious area, and a prorata share for each portion thereof as determined by the County consistent with this Agreement and 153A-277. In accordance to this Agreement, revenues from the Major System Cost Component shall be distributed to the County for usage in the Mecklenburg County Storm Water Special Revenue Fund.
- iii) Minor System Cost Component shall be used to pay those expenses incurred in providing storm water management programs designed to protect water quality and manage structural and natural storm water and drainage systems of all types with a watershed of less than one square mile. The Minor System Cost Component of the service charge for detached single-family residences shall have the number of tiers and associated amounts as determined by the City or County consistent with this Agreement and with 160A-314 or 153A-277, as applicable. For all other property, the charge shall be based on a flat amount for each 2613 square feet of impervious area, and a prorata share for each portion thereof as

determined by the City or County consistent with the terms of this Agreement and with 160A-314 or 153A-277, as applicable. Revenues from the Minor System Cost Component collected within the corporate limits of the City shall be distributed to the City for providing minor system services within its corporate limits. Revenues from the Minor System Cost Component collected within the unincorporated areas of the County shall be distributed to the County for providing minor system services within the unincorporated areas of the County.

On or before April 15 of each year during the budget process, the City shall inform the County if it wishes to alter the Minor System Cost Component. If the City requests that the County alter the Minor System Cost Component levied within the corporate limits of the City, the Board of County Commissioners shall schedule and hold a public hearing on the proposed alteration in the service charge. The Division Manager of City Storm Water Services, or designee, shall attend the County's public hearing, make any necessary presentations, inform the public of the date for the City Council's public hearing on the proposed alteration, and answer questions. The County shall send the City Clerk the minutes of the public hearing for distribution to the Mayor and members of the City Council. In addition, the City Council shall schedule and hold its own public hearing on the proposed alteration in the service charge. Following the public hearings, the Board of County Commissioners shall alter the Minor System Cost Component of the service charge to be levied within the City after it receives notification from the City Council of the desired alteration in the Minor System Cost Component. The Board of County Commissioners and City Council shall attempt to schedule the public hearings before May 30 so that changes made in the Minor System Cost Component can be placed into the budget for the next fiscal year.

In the event a change is requested separate from the annual budget process, the County shall conduct such public hearings and other measures as required by the North Carolina General Statutes to establish new charges within sixty (60) days of the City's request.

6. Credits – Properties subject to storm water service charges may be granted credits against the fee in accordance to the credit policy jointly approved by the Charlotte City Council and Mecklenburg County Board of Commissioners. The credit shall be applied to charges for both the major and minor systems.

The City hereby retains the responsibility for reviewing and approving credit applications within the City for both the Major and Minor System Cost Components of the service charge.

7. Billing - Pursuant to NCGS 153A-277 and 160A-314 under this Agreement the County has primary responsibility for the Billing Services. However, until otherwise provided pursuant to this Agreement, the County agrees that the City shall perform the Billing Services throughout the unincorporated areas of the County as well as the City. In addition, the City will also perform the Billing Services for other client municipalities which contract with the County to operate and maintain storm water systems provided said provisions are agreed to in writing by City and County Managers.

In the event the County decides to perform the Billing Services itself, or the City chooses to discontinue performing the Billing Services for the County, that party shall give written notice three hundred sixty (360) days before said change to the other party's Manager. The change can only be effective at the beginning of a fiscal year (i.e., July 1). Within one hundred twenty (120) days of said change, the City shall submit a schedule showing the costs associated with the Billing Services that have been incurred and unrecovered by the City. These costs shall include operational costs in excess of the annual budget, not to exceed five percent (5%) of the annual budget; unpaid capital expenses, as described in Exhibit A; and system termination costs, as described in Exhibit A. Final settlement is required within sixty (60) days of the submission of costs.

8. Billing and Collection System Costs – The County shall pay the total costs for charges necessary to provide the Billing Services for the County and its other municipal participants. In the event the County or one of its municipal clients requests an individual change or changes to the Billing Services, the Methodology Document, as described in Exhibit A, will be used to develop a proposed budget and shall be agreed to by the City and County Managers. The County's final payment to the City for these costs will be addressed as part of the annual final settlement.

9. Distribution of Revenues – So long as the City is responsible for the Billing Services, before the distribution of storm water fees collected for the County or a municipality serviced by the Charlotte-Mecklenburg Storm Water Services, the City shall deduct the Fixed and Administrative Cost Component. The City shall also deduct the Minor System Cost Component collected to provide storm water services within the corporate limits of the City as described in Section "5.iii" of this Agreement. Net revenues shall be distributed to the County by the 25th of each month for usage in the Mecklenburg County Storm Water Special Revenue Fund.

Within one hundred twenty (120) days of the close of the fiscal year, the City shall submit a schedule showing the cost actually incurred for providing Billing Services as described in Section 5.iii, and the amount over and under the annual budget for such services. Final settlement is required within sixty (60) days of the submission of such information.

The County shall have no obligation to pay any amount for Billing Services which is more than five percent (5%) greater than the annual budget as described in Section "5.i" of this Agreement unless mutually agreed upon in writing by the City and County Managers. In the event actual costs incurred for Billing Services are less than the budget, the difference between the budgeted amount and the actual costs for providing the service will be remitted to the County within sixty (60) days of the submission of such information. Any Fixed and Administrative Cost Component revenues not spent in the year collected can be used only for Billing Services.

If there is a change in the Billing Services provider pursuant to the provisions of Paragraph 7, the County shall distribute the City's Minor System Cost Component revenues by the 25th of each month following the last billing cycle or on the first business day thereafter.

10. Indemnity of Each Party – County agrees to indemnify and hold City harmless from and against any and all claims, liabilities, damages and expenses, including attorneys fees, arising from the County's operation of its major system within the corporate limits of the City

and from the County's use of revenue raised from the major system cost component of the service charge. City agrees to indemnify and hold County harmless from and against any and all claims, liabilities, damages and expenses, including attorneys fees, arising from the City's operation and maintenance of the minor system in the City and from the City's use of revenues raised from the minor system cost component of the service charge.

11. Charlotte-Mecklenburg Storm Water Advisory Committee – A nine member citizens advisory committee shall be established with representatives of the following categories:

- schools, colleges, hospitals, or churches – 1 member (individual to be employed full time by the institution or be a board member or officer of the institution);
- industry, manufacturing, or commercial – 1 member (individual to be employed full time in the management and/or operation of industrial, manufacturing, or commercial property);
- environmental organizations – 1 member (individual to be a member of a generally recognized organization involved in environmental issues);
- financial, accounting, or legal professional – 1 member (individual to be employed full time in providing financial, accounting or legal services);
- developer or land development design professional – 1 member (individual to be employed full time in land development or the design of building or land improvements);
- general contractor – 1 member (individual to be employed full time as a construction contractor);
- residential neighborhoods – 3 members (individuals shall not qualify for one of the other categories).

The members shall be appointed as follows:

- 3 members by the Charlotte City Council;
- 3 members by the Mecklenburg Board of County Commissioners;
- 1 member by the towns in the northern part of Mecklenburg County as determined by the northern towns;
- 1 member by the towns in the southern part of Mecklenburg County as determined by the southern towns; and
- 1 member by the eight previously appointed members above.

The initial determination of specific categories to be appointed by the County and City will be determined by lottery after the two appointments are made by the towns in accordance with the above listing. The ninth member appointed by the Committee must represent the category not filled by the City, County or Town appointments. The members shall serve staggered, three year terms such that three members are appointed each year. Each member's term of service shall begin on a July 1 and end on a June 30 for the staggered three-year terms of service. If a member is not appointed by July 1, his or her term will nevertheless end on June 30 three years after the intended July 1 appointment. The categories of the three members to be appointed each successive year shall be allocated to the City, County, and towns or Committee by lottery. In the event a jurisdiction cannot identify a candidate for the category assigned by the lottery, a "residential neighborhood" representative may be appointed. The Committee position will revert back to the assigned category at the expiration of the term.

No member may be appointed to more than two full or partial terms. Any member who fails to attend at least seventy-five percent of the regular and special meetings of the Committee during any calendar year shall be automatically removed from the Committee. The Committee shall select a Chairperson each year from its own members by majority vote. Each member will continue to serve until 1) his or her term has expired and a successor has been appointed; 2) his or her resignation; or 3) his or her removal. If a vacancy on the Committee occurs resulting from resignation or removal, a person will be appointed to complete the unexpired term associated with such vacant position in the same manner as such position was originally filled. The successor must represent the same category.

A majority of the membership constitutes a quorum. Every action of the Committee requires the concurring votes of at least five members. The Committee may adopt its own rules of procedure which may not be inconsistent with the terms of this Agreement. The responsibilities of the Advisory Committee shall be as follows:

- Policy. Review and recommend to the City Council and Board of County Commissioners storm water management policies, policy changes, long-range plans, and their budgetary and rate impacts. The recommendations are to conform, in nature, to the successful operation of a single utility in Mecklenburg County and provide consistent guidelines and design principles for the community.
- Capital Improvements. Review and comment to the City Council and Board of County Commissioners on capital improvement programs. These capital improvement programs should be reviewed and evaluated on the basis of a comprehensive storm water quantity and quality management program in Mecklenburg County.
- Operations Program. Review and comment to the City Council and Board of County Commissioners on the annual operating budget for their respective service charge areas including but not limited to public education activities, customer service, and the billing and collections system.
- Storm Water Appeals. Hear appeals and reach decisions on: service charges, credits, and adjustments. Hear requests for changes from City and County staffs and from private parties, and make recommendations to the City Council and Board of County Commissioners on the following matters: the application, modification and enforcement

of storm water policies. These policies should be reviewed and evaluated on the basis of a comprehensive storm water quantity and quality management program in Mecklenburg County.

- SWIM Buffer Appeals and Variances. To the extent provided in the City Zoning Ordinance and/or the County Zoning Ordinance and/or the zoning or land use ordinance of any town located in Mecklenburg County, to hear and decide appeals and variance requests with respect to the SWIM buffer provisions of said ordinances.
- Floodplain Regulation Appeals and Variances. To the extent provided in the City Floodplain Regulations and/or the County Floodplain Regulations and/or the floodplain regulations of any town located in Mecklenburg County, to hear and decide appeals and requests for variances.
- Soil Erosion and Sedimentation Control Ordinance Appeals. Hear appeals as provided in the City and County Soil Erosion and Sedimentation Control Ordinances.
- Post Construction Controls Ordinance Appeals and Variances. To the extent provided in the City Post Construction Controls Ordinance and/or the County Post Construction Controls Ordinance and/or the post construction, zoning or land use ordinance of any town located in Mecklenburg County, to hear and decide appeals and variance requests with respect to post construction controls provisions of said ordinances.
- Councils, Commissions, and Staff Resource. Respond to City Council, Board of County Commissioners and staff requests for advice on matters related to the comprehensive storm water quantity and quality management program in Mecklenburg County.
- Reporting. Present the City Council and Board of County Commissioners with an annual report of key actions and issues.

For purposes of hearing these appeals and variances, to the extent necessary, the Advisory Committee shall be and function as a joint municipal county planning agency as specified in G.S. 160A-362, performing the functions of a board of adjustment as authorized by G.S. 160A-388. Overall administration and support of the Advisory Committee shall be provided by the County. City staff shall present all matters associated with the City's program directly to the Committee, including but not limited to reports, recommendations, budgets, and appeals.

12. Ownership of Real Property Involved in Undertaking. City shall have no ownership in any real property acquired by County for the operation of the major drainage system, and the County shall be free to dispose of such real property to the extent and under procedures allowed by State law. County shall have no ownership in any real property acquired by City for the operation of the minor drainage system, and the City shall be free to dispose of such real property to the extent and under procedures allowed by State law. However, the City and County shall cooperate with each other by granting access to property when necessary for operation of the major and minor drainage systems.

13. Methods of Amending this Agreement. This Agreement may be amended by

written agreement authorized by the governing bodies of each party and signed by authorized representatives of both parties.

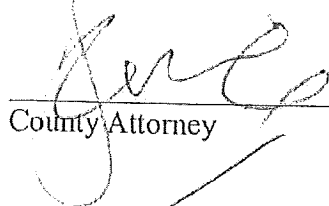
14. Term of Agreement – Methods of Terminating the Agreement. The initial term of this Agreement shall be from July 1, 2009 to June 30, 2010, and shall be automatically renewed each fiscal year thereafter unless notice of non-renewal is given in writing at least 18 months prior to the beginning of the fiscal year when termination is intended. This Agreement may also be terminated by court order upon the finding that there has been substantial breach of this agreement by the non-complaining party so as to entitle the complaining party to be relieved of its obligations under this Agreement.

15. Enforcement of Agreement. The parties agree that the remedy of specific performance would be an appropriate remedy, among others, for the enforcement of this Agreement. The parties agree that the effect of this Agreement is to consolidate the storm water management services such that the Joint Resolution for Joint Operation of a Single Storm Water System Within the City Limits adopted by the Board of County Commissioners and the City Council, dated November 9, 1992, shall cease to be in effect from and after January 1, 1994.

16. Entire Agreement. This Agreement is the entire agreement of the parties.

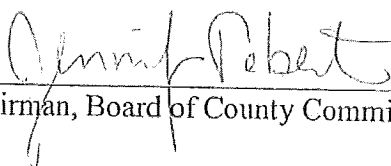
IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the day and year first above written by the authority duly granted by their respective governing bodies.

Approved as to form:

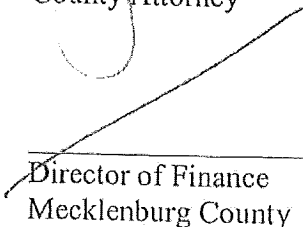


County Attorney

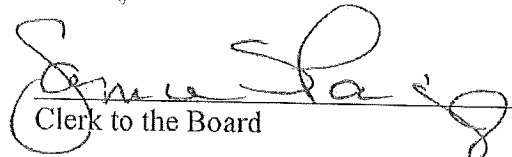
Mecklenburg County



Chairman, Board of County Commissioners



Director of Finance
Mecklenburg County

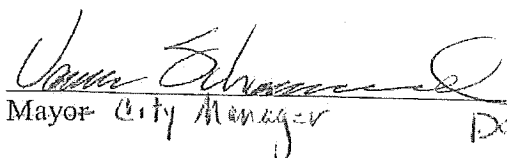


Clerk to the Board

NO PRE-AUDIT REQUIRED
BY: 

DIRECTOR OF FINANCE

City of Charlotte



Asst Mayor City Manager

8-28-09
Date

Melvin J. Johnson
Deputy City Clerk



Agenda Date: 6/12/2017

Agenda #: 13. **File #:** 15-5646 **Type:** Nomination

Nomination to the Bechtler Arts Foundation Board

Action:

Nominate citizen to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a three-year term beginning July 1, 2017, and ending June 30, 2020.
 - Matthew Benson is eligible and interested in reappointment.

Attachment(s)

Bechtler Arts Foundation Board Applicants



Agenda Date: 6/12/2017

Agenda #: 14. **File #:** 15-5647 **Type:** Nomination

Nomination to the Charlotte International Cabinet

Action:

Nominate citizen to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a three-year term in the At-Large category beginning July 1, 2017, and ending June 30, 2020.
 - Cindy Barnes has served two full terms; therefore, she is not eligible for reappointment.

Attachment(s)

Charlotte International Cabinet Applicants



Agenda Date: 6/12/2017

Agenda #: 15. **File #:** 15-5648 **Type:** Nomination

Nominations to the Charlotte Mecklenburg Public Access Corporation

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 1, 2017, and ending June 30, 2020.
 - Antriece Mitchell is eligible and interested in reappointment.
 - Jill Sochacki is eligible and interested in reappointment.

Attachment(s)

Charlotte Mecklenburg Public Access Corporation Applicants



Agenda Date: 6/12/2017

Agenda #: 16. **File #:** 15-5652 **Type:** Nomination

Nominations to the Charlotte Regional Visitors Authority

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a three-year term in the Full Service Hotel category beginning July 1, 2017, and ending June 30, 2020.
 - William Deloache is eligible and interested in reappointment.
- One appointment for a partial term in the General Travel category beginning immediately and ending June 30, 2019.
 - Thomas Sasser currently holds this seat; the CRVA is recommending that Mr. Sasser, based on his experience, be changed to the Restaurant category.
- One appointment for a three-year term in the Restaurant category beginning July 1, 2017, and ending June 30, 2020.
 - Arthur Gallagher is eligible and interested in reappointment in the At-Large category.
- One appointment for a three-year term in the Mecklenburg County Town category beginning July 1, 2017, and ending June 30, 2020.
 - Paul Jamison has served two full terms; therefore, he is not eligible for reappointment.
- Two appointments for three-year terms in the At-Large category beginning July 1, 2017, and ending June 30, 2020.
 - Tracy Montross is eligible and interested in reappointment.
 - Russell Sizemore has served two full terms; therefore, he is not eligible for reappointment.
- One appointment for a partial term in the At-Large category beginning immediately and ending June 30, 2018.
 - Vanessa Harrison has resigned.

Attachment(s)

Charlotte Regional Visitors Authority Applicants



Agenda Date: 6/12/2017

Agenda #: 17. **File #:** 15-5649 **Type:** Nomination

Nomination to the Charlotte Water Advisory Committee

Action:

Nominate citizen to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a three-year term in the Contractor category beginning July 1, 2017, and ending June 30, 2020.
 - Pride Patton, Jr. has served two full terms; therefore, he is not eligible for reappointment.

Attachment(s)

Charlotte Water Advisory Committee Applicants



Agenda Date: 6/12/2017

Agenda #: 18. **File #:** 15-5650 **Type:** Nomination

Nominations to the Citizens' Transit Advisory Group

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 1, 2017, and ending June 30, 2020.
 - Frank Kretschmer has served two full terms; therefore, he is not eligible for reappointment.
 - Robert Padgett is eligible and interested in reappointment.

Attachment(s)

Citizens' Transit Advisory Group Applicants



Agenda Date: 6/12/2017

Agenda #: 19. **File #:** 15-5651 **Type:** Nomination

Nomination to the Domestic Violence Advisory Board

Action:

Nominate citizen to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a partial term beginning immediately and ending September 21, 2018.
 - Eddie Sanders has resigned.

Attachment(s)

Domestic Violence Advisory Board Applicants



Agenda Date: 6/12/2017

Agenda #: 20. **File #:** 15-5610 **Type:** Nomination

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, 2017, and ending July 16, 2020.
 - Leonard Norman is eligible and interested in reappointment.
 - Larken Egleston is eligible and interested in reappointment.

Attachment(s)

Historic Landmarks Commission Applicants



Agenda Date: 6/12/2017

Agenda #: 21. **File #:** 15-5611 **Type:** Nomination

Nominations to the Housing Advisory Board

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a three-year terms in the Affordable Housing category beginning July 1, 2017, and ending June 30, 2020.
 - Dennis Boothe, Jr. is eligible and interested in reappointment.
- One appointment for a three-year term in the Financial representative category beginning July 1, 2017, and ending June 30, 2020.
 - Emily Crow is eligible and interested in reappointment.

Attachment(s)

Housing Advisory Board Applicants



Agenda Date: 6/12/2017

Agenda #: 22. **File #:** 15-5612 **Type:** Nomination

Nominations to Keep Charlotte Beautiful

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 1, 2017, and ending June 30, 2020.
 - Brie Carlson is eligible and interested in reappointment.
 - Brian Withrow is eligible and interested in reappointment.
- One appointment for a partial term beginning immediately and ending June 30, 2019.
 - Jessica Hutchins has resigned.
- One appointment for a partial term beginning immediately and ending June 30, 2018.
 - Audrey Singer has resigned.

Attachment(s)

Keep Charlotte Beautiful Applicants



Agenda Date: 6/12/2017

Agenda #: 23. **File #:** 15-5613 **Type:** Nomination

Nominations to Passenger Vehicle for Hire 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 in the Representative of the Hospitality/Tourism Industry category beginning July 1, 2017, and ending June 30, 2018.
 - Sheila Etheridge is eligible and interested in reappointment.
- One appointment for a two-year term in the Company Operating Certificate Licensee category beginning July 1, 2017, and ending June 30, 2019.
 - Robert Walker is eligible and interested in reappointment.
- One appointment for a three-year term in the Representative of Persons with Disabilities category beginning July 1, 2017, and ending June 30, 2020.
 - Byron Mumford did not meet attendance requirements.

Attachment(s)

Passenger Vehicle for Hire Applicants



Agenda Date: 6/12/2017

Agenda #: 24. **File #:** 15-5615 **Type:** Nomination

Nominations 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, 2017, and ending June 30, 2020.
 - Karen Labovitz has completed two terms; therefore, she is not eligible for reappointment.

Attachment(s)

Planning Commission Applicants



Agenda Date: 6/12/2017

Agenda #: 25. **File #:** 15-5616 **Type:** Nomination

Nominations to the Public Art 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, 2017, and ending June 30, 2020.
 - Charles Barger III has completed two full terms; therefore, he is not eligible for reappointment.

Attachment(s)

Public Art Commission Applicants



Agenda Date: 6/12/2017

Agenda #: 26. **File #:** 15-5617 **Type:** Nomination

Nominations to the Storm Water Advisory Committee

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a three-year term in the Environmental Professional category beginning July 1, 2017, and ending June 30, 2020.
 - Leslie Jones is eligible and interested in reappointment.

Attachment(s)

Storm Water Advisory Committee Applicants



City of Charlotte

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

Agenda Date: 6/12/2017

Agenda #: 27. **File #:** 15-5717 **Type:** Business Item

Mayor and City Council Topics

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



Agenda Date: 6/12/2017

Agenda #: 28. File #: 15-5999 Type: Consent Item

Juvenile Offender Diversion Program Grant

Action:

- A. Accept a grant in the amount of \$95,389 from the Mecklenburg County Juvenile Crime Prevention Council to fund the Juvenile Offender Diversion Program, and**
- B. Adopt a budget ordinance appropriating \$95,389 in funds from Mecklenburg County.**

Staff Resource(s):

Kerr Putney, Police
Diego Anselmo, Police
Cara Evans-Patterson, Police

Explanation

- Annually, Mecklenburg County's Juvenile Crime Prevention Council (JCPC) receives funds from the North Carolina Division of Juvenile Justice for programs targeting youth offenders.
- The JCPC has awarded the Charlotte-Mecklenburg Police Department (CMPD) \$95,389 to fund the sixth year of CMPD's Juvenile Offender Diversion Program.
- The grant funding will fully fund the salary and benefits for a Diversion Specialist position and workshops for juvenile offenders and their parents or guardians.
- The program grant will enable school resource officers, patrol, and court counselors to refer up to 140 first-time juvenile offenders to a diversion program focused on building interpersonal and decision-making skills.
- In addition, parental skill training will be provided to the parents/guardians of program participants.
- Juvenile offenders who have committed a first offense, such as simple assault, larceny, public disturbance, trespassing, or damage to property may be referred to the program if they meet the criteria established by CMPD and the Mecklenburg County District Attorney.
 - The youth are referred to the program in lieu of being arrested for the offense they have committed.
 - Pre-adjudicated youth who are given the opportunity to attend the diversion program in lieu of arrest, but fail to do so, will then be subject to arrest.
- To date, the program has served 1,919 youth, 1,716 (89.4%) of whom did not commit any further offenses 12 months after program completion.
- The grant requires a 30 percent in-kind match which will be achieved using a portion of the Juvenile Offender Program Manager's salary and the use of CMPD facility space as the program site location. The match requirement will be funded within CMPD's operating budget.
- The grant period is from July 1, 2017 through June 30, 2018.

Agenda #: 28.**File #:** 15-5999 **Type:** Consent Item

Fiscal Note

Funding: Juvenile Crime Prevention Council Grant and Police Operating Budget

Attachment(s)

Budget Ordinance

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NUMBER 8040-X, THE 2016-2017 BUDGET ORDINANCE APPROPRIATING \$95,389 IN GRANT FUNDS FROM THE MECKLENBURG COUNTY JUVENILE CRIME PREVENTION COUNCIL

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

Section 1. That the sum of \$95,389 is hereby estimated to be available from the Mecklenburg County Juvenile Crime Prevention Council for funding the Juvenile Offender Diversion Program:
Fund: 2600
Source: 1200
Type: 12008000
Year: 2018
Munis String: 2600-30-30-0000-000000-000000-000-431001

Section 2. That the sum of \$95,389 is hereby appropriated to:
General Grants and LTD Project Fund: 2600
Project: 3040320013
Munis String: 2600-30-30-3090-304032-000000-000-530500

Section 3. All ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall be effective upon adoption.

Approved as to form:

City Attorney



Agenda Date: 6/12/2017

Agenda #: 29. **File #:** 15-5699 **Type:** Consent Item

Secondary Public Safety Answering Point Funding Program

Action:

- A. Approve a contract with the North Carolina 911 Board to implement the Secondary Public Safety Point funding program, and**
- B. Adopt a Resolution approving an Interlocal Agreement with Mecklenburg Emergency Medical Services Agency, a secondary Public Safety Answering Point for the 911 system, as required by the North Carolina 911 Board.**

Staff Resource(s):

Kerr Putney, Police
Lisa Goelz, Police

Explanation

- The North Carolina 911 Board distributes funds collected through the state's 911 service charge to the Public Safety Answering Point (PSAP).
- The Charlotte-Mecklenburg Police Department is a primary PSAP for answering 911 calls. Mecklenburg Emergency Medical Services Agency (MEDIC) and the Charlotte Fire Department are secondary PSAP agencies.
- The North Carolina 911 Board created a program in 2014 that distributes funds to the secondary agencies through their primary agency.
 - The Board requires all PSAPs, with a secondary agency in the 911 system, to enter into a contract in order to implement the secondary funding program.
- The North Carolina 911 Board requires an Interlocal Agreement between the primary and secondary agencies in the same system to define and assign responsibilities for answering and responding to 911 calls. The Agreement must be signed by the Executive Director of the North Carolina 911 Board.
- On June 9, 2014, the City Council approved a one-year contract with the North Carolina 911 Board and an Interlocal Agreement with MEDIC. The contract automatically renewed for an additional one-year term.
- The proposed contract and Interlocal Agreements will have a term of one year and will automatically renew for an additional one-year term.
- The North Carolina 911 Board determines the amount of funding provided to secondary agencies by a formula-based on call volume to each individual agency.
- Funding is used to pay for technology, furniture, and supplies in order to successfully operate the 911 system:
 - This includes phone systems, TTY devices, consoles, radios, furniture (desks/chairs/cabinets) Computer Aided Dispatching (CAD) software, recording systems, computer workstations, backup power supplies (generators/UPS), and printers.

Agenda #: 29.**File #:** 15-5699 **Type:** Consent Item

- Funding to secondary agencies will not affect funding for the primary agency.

Charlotte Business INClusion

This is an Interlocal Agreement contract and is exempt (Part A: Appendix 27 of the Charlotte Business INClusion Policy)

Attachment(s)

Interlocal Agreement

Secondary Public Safety Answering Point Funding Program Resolution

**AGREEMENT FOR 911 FUND
ALLOCATIONS TO SECONDARY PSAP**

THIS AGREEMENT (“Agreement”) is made effective the 1st day of July 2017 by and between the **CITY OF CHARLOTTE**, a municipal corporation (“City”) specifically, the **CHARLOTTE-MECKLENBURG POLICE DEPARTMENT** (“CMPD”), a unit of local government operating a Primary Public Safety Answering Point (“PSAP”) and the **NORTH CAROLINA 911 BOARD** (“911 Board”), an agency of the State of North Carolina. The CMPD and 911 Board (the “Parties”) hereby agree as follows:

W I T N E S S E T H:

WHEREAS, the 911 Board was created by SL 2007-383 (N.C.G.S. § 62A-40, *et seq.*) and recodified by SL 2015-241 as N.C.G.S. § 143B-1400, *et seq.*, to collect and administer the 911 Fund; and

WHEREAS, the 911 Board adopted a policy allowing allocation of distributions from the 911 Fund for eligible expenditures of a Secondary PSAP that is able to receive the voice and data of an Enhanced 911 call transferred from a Primary PSAP and to complete the call taking process dispatching law, medical, fire or other responder; and

WHEREAS, the CMPD presently transfers 911 calls to the Charlotte Mecklenburg Fire Department and the Mecklenburg Medical Services Agency and they serve as Secondary PSAP(S), which relieves the CMPD from completing the call taking process and dispatching such 911 calls; and

WHEREAS, the CMPD and the aforementioned Secondary PSAP(S) operate within the same 911 System and the CMPD desires distributions from the 911 Fund to further distribute for the benefit of the Secondary PSAP(S); and

WHEREAS, the Parties desire to contract in accordance with the Secondary PSAP funding policies, rules, and regulations of the 911 Board;

NOW, THEREFORE, the Parties enter into this Agreement to implement the 911 Board’s Secondary PSAP Funding Policy attached hereto as Exhibit A, the Parties hereto do mutually agree to the following terms and conditions:

1. **DEFINITIONS.** The following terms shall have the following meanings for purposes of this Contract (including all Exhibits). Definitions not defined below which are set forth in N.C.G.S. § 143B-1400, *et seq.* are incorporated herein.
 - 1.1. “Back-up PSAP”: means a facility equipped to operate as part of the 911 System and all other features of its associated Primary PSAP. A Backup PSAP receives 911 calls only when they are transferred from the Primary PSAP or on an alternate routing basis when calls cannot be completed to the Primary PSAP.
 - 1.2. “Interoperable”: Capability of the telephone systems of the Primary and Secondary PSAPs to ensure complete transfer of a 911 call.
 - 1.3. “Secondary PSAP Funding Policy”: means Exhibit A to this Agreement and as the Policy may be amended.

- 1.4. "Secondary PSAP": is able to receive the voice and data of an Enhanced 911 call transferred from a Primary PSAP and complete the call taking process dispatching law, medical, fire or other responder. Receiving the voice and data of an Enhanced 911 call includes all identification and location data generated by the Subscriber.
- 1.5. "Executive Director": the Executive Director of the 911 Board.
- 1.6. "Allocated Funds": the amount authorized by the 911 Board for distribution to the CMPD for further allocation to a Secondary PSAP determined annually based on a "per 911 call basis" as measured by the Electronic Call Analysis Tracking System. These Allocated Funds shall not diminish the monthly base amount distribution to the CMPD, nor modify the CMPD's carry-forward pursuant to N.C.G.S. § 143B-1406(c).
- 1.7. "State Funds": Any funds appropriated by the N.C. General Assembly or collected by the State of North Carolina. The 911 Funds are State Funds. The Parties recognizes that the expenditure of money deposited in the State treasury, including the 911 Fund, is subject to acts of appropriation by the General Assembly and actions of the Budget Director.
- 1.8. "Unit of Local Government": As defined in N.C.G.S. § 160A-460, means a county, city, consolidated city-county, local board of education, sanitary district, facility authority created under Article 20 of Chapter 160A of the General Statutes, special district created under Article 43 of Chapter 105 of the General Statutes, or other local political subdivision, authority, or agency of local government.

2. SECONDARY PSAP.

- 2.1. The Secondary PSAP(S) to receive the Allocated Funds are operated by the Charlotte Mecklenburg Fire Department and the Mecklenburg Emergency Medical Services Agency and each receive 911 calls transferred from CMPD, the Primary PSAP, to complete the call taking and dispatching process. The Parties agree and acknowledge that the conditions set forth in Exhibit A, the 911 Board's Secondary PSAP Funding Policy, must be satisfied.
- 2.2. Allocated Funds shall be determined by the 911 Board and utilize call data from the CMPD. Allocated Funds shall not be available for a Back-up PSAP.
- 2.3. This Agreement and the Agreements with the Secondary PSAP(S) (Exhibit B) will be provided to the Executive Director prior to disbursement of the Allocated Funds from the 911 Fund.
- 2.4. 911 System equipment may be procured by the CMPD and placed within either the CMPD or the Secondary PSAP by consent of the parties, provided that such equipment used to complete the call taking and dispatch processes shall be interoperable if purchased by the Primary PSAP, e.g. Computer Aided Dispatch (CAD).
- 2.5. To the greatest extent practicable, expenditures of the Allocated Funds shall be made to ensure greater interoperability in call taking, processing and dispatching appropriate responders.
- 2.6. The CMPD will collect and compile documents required to be provided by the Secondary PSAP(S) as directed by the 911 Board for the purpose of verifying the requirements of the Secondary PSAP Funding Policy.

- 2.7. The CMPD shall assist the 911 Board in any audits of the Allocated Funds by supplying required document(s) to satisfy the requests of an auditor.

3. CHANGES IN FUND DISTRIBUTIONS.

- 3.1. The Parties acknowledge that if changes are requested with respect to the Allocated Fund distributions or allocations, such changes must be authorized in writing by the 911 Board. The Parties understand the 911 Board will not approve any changes that exceed its authority under N.C.G.S. § 143B-1400, *et seq.*, or subsequent modification thereof.
 - 3.2. A Secondary PSAP may carry forward Allocated Funds for eligible expenditures for capital outlay, capital improvements, or equipment replacement. Amounts carried forward to the next fiscal year from Allocated Funds made by the 911 Board may not be used to lower the Allocated Funds unless the amount is greater than twenty percent (20%) of the average yearly amount distributed to the Secondary PSAP in the prior two years. The 911 Board may allow a Secondary PSAP to carry forward a greater amount without changing the Secondary PSAP's Allocated Funds.
 - 3.3. Administrative expenses or costs of a Primary or Secondary PSAP are not eligible expenses for 911 Fund distributions.
 - 3.4. Each Party shall immediately notify the other of any change in conditions or applicable law, or any other event, which may significantly affect its ability to perform its obligations under this Agreement.
 - 3.5. The Parties agree that the 911 Board may assign this Agreement to its successor or continue the Agreement by amending the term if legislation is enacted that does, or may, affect the terms of this Agreement.
 - 3.6. A request for change in the allocation of funds by a Secondary PSAP must be submitted to the 911 Board Executive Director stating the basis for the request. The Request must be submitted at the same time that CMPD as a Primary PSAP would submit its requests for additional funds. The CMPD shall submit a revised budget received from the Secondary PSAP and forward and any other documentation or information requested by the Executive Director indicating the planned use of such additional funds.
4. TERM. This Agreement shall commence on July 1, 2017 (the "Effective Date"), continue in effect for one (1) year, and automatically renew for an additional one (1) year term, unless otherwise terminated or amended as provided herein. Allocated Funds provided by the 911 Board may not be utilized for expenses incurred by the Parties prior to the Effective Date or subsequent to the termination of this Agreement.
- ### 5. DISTRIBUTION OF FUNDS.
- Allocated Funds will be delivered to the CMPD together with the monthly base amount distributed to the CMPD as the Primary PSAP.
- 5.1. Allocated Funds shall be distributed only for expenses that are eligible under N.C.G.S. § 143B-1400, *et seq.* and the policies of the 911 Board.
 - 5.2. Administrative costs are not allowable expenses.

- 5.3 The CMPD and Secondary PSAP will maintain full, accurate, and verifiable accounting records to support the preparation of financial statements in conformity with accounting practices applicable to N.C. local governments as approved by, or consistent with, standards of the Local Government Commission.
- 5.4. In the event the CMPD or a Secondary PSAP breaches any of the terms contained in this Agreement including the agreements between the CMPD and a Secondary PSAP (Exhibit B) to this Agreement, or the 911 Board determines that a Secondary PSAP has made material misrepresentations in any document received by the 911 Board, the CMPD shall return any un-distributed Allocated Funds held by the CMPD. The CMPD's obligations that are created by this subsection to return Allocated Funds and to refund sums, apply only to Allocated Funds held by the CMPD. Allocated Funds are "held" by the CMPD only to the extent they are in the actual, not constructive, possession of the CMPD.
- 5.5 The CMPD is required to attend workshops or other instructional sessions relating to administration of the Grant or use of the 911 Funds provided by the 911 Board during the term of this Agreement.

6. INDEPENDENT STATUS OF PARTIES.

- 6.1. It is agreed between the Parties that neither this Agreement nor any provisions hereof shall be deemed to create a partnership or joint venture between or among the CMPD, the 911 Board, or a Secondary PSAP.
- 6.2. The Parties acknowledge that they are each independent entities. Neither Party shall represent itself as an agent of the other Party. Nor shall this Agreement be construed so as to make either party an agent of the other Party. Neither Party shall have the ability to bind the other Party to any agreement for payment of goods or services, nor shall it represent to any person or entity that it has such ability.

7. RECORDS, RECORDS RETENTION.

- 7.1. The CMPD shall maintain full, accurate and verifiable financial records, supporting documents, and all other pertinent data that are provided to the CMPD by a Secondary PSAP consistent with the 911 Board's funding model and policies.
- 7.2. The CMPD shall retain all financial records, supporting documents, and all other pertinent records provided by a Secondary PSAP related to this Agreement for five (5) years from the termination of this Agreement. In the event such records are audited, all such records shall be retained beyond the five-year period until any and all audit findings have been resolved.
- 7.3. Pursuant to N.C.G.S. § 143C-6-23, and § 147-64.7, the CMPD agrees to make available to the State Auditor or designated representatives of the foregoing, requested records provided by a Secondary PSAP, and agrees to allow the 911 Board or its representative to audit, examine and copy any and all requested data, documents, proceedings, records and notes of activity provided to the CMPD by a Secondary PSAP. Access to these records shall be allowed upon request at any time during normal business hours and as often as the 911 Board or its representative may deem necessary.
- 7.4. The CMPD acknowledges and agrees that it will be subject to the audit and reporting requirements prescribed by N.C.G.S. § 143C-6-23, *et seq.*, and The Local Government and

Fiscal Control Act-Annual Independent Audit, Rules, N.C.G.S. § 143B-1400, *et seq.* and the policies, procedures and rules of the 911 Board, as applicable.

8. TERMINATION; AVAILABILITY OF FUNDS.

- 8.1. If the CMPD fails for any reason to fulfill in a timely and proper manner its obligations under this Agreement, the 911 Board shall thereupon have the right to terminate this Agreement by giving written notice to the CMPD of such termination and by specifying the effective date of termination. In such event, the 911 Board shall have no responsibility to make additional payments under this Agreement after the Termination Date. The CMPD shall return all “held” Allocated Funds to the 911 Board without the demand therefor. The CMPD shall not be relieved of liability to the 911 Board for damages sustained by the 911 Board by virtue of breach related to Allocated Funds contained in this Agreement. The 911 Board may withhold Allocated Funds payment to the CMPD for the purpose of set-off until such time as the exact amount of damages due the 911 Board from such breach can be determined.
- 8.2. The 911 Board may terminate this Agreement immediately upon notice to the CMPD at any time if sufficient funds are not available to satisfy the Allocated Funds, or if a Secondary PSAP fails to meet the policies, procedures or rules of the 911 Board.
- 8.3. Either party may terminate this Agreement upon sixty (60) days’ notice, or by mutual consent as may be agreed. Notice may be given by either party to the other at the addresses and to the attention of the Party’s representative specified below.
- 8.4. Termination of this Agreement by the CMPD shall not prohibit the 911 Board from seeking remedy for additional costs consequential to the termination, which are incurred by the 911 Board relating to Allocated Funds.
- 8.5. The Parties recognizes that the expenditure of money deposited in the State treasury, including the 911 Fund, is subject to acts of appropriation by the General Assembly and actions of the Budget Director.

9. LIABILITIES AND LOSS. Neither Party assumes liability, nor shall it have any liability under this Agreement, with respect to accidents, bodily injury, illness, or any other related damages, claims, or losses arising out of any activities undertaken by the 911 Board, the CMPD, a Secondary PSAP, or any contractors.

10. REMEDIES. In the event of the CMPD’s non-compliance with any provision in this Agreement or a Secondary PSAP’s failure to adhere to the policies, rules and statutes of the 911 Board, the 911 Board may take any actions authorized by the policies, rules and statutes of the 911 Board or by this Agreement. These remedies include, but are not limited to, reducing or suspending Allocated Funds or terminating such, including the withdrawal of all CMPD “held” Allocated Funds described in this Agreement. However, no termination of this Agreement removes the reporting and records retention requirements of this Agreement.

11. CMPD’S REPRESENTATION AND WARRANTIES. The CMPD hereby represents and warrants that:

- 11.1. The CMPD is duly organized and validly existing as a unit of local government under the laws of the State of North Carolina.

- 11.2. This Agreement constitutes a binding obligation of the City through the CMPD, and is enforceable in accordance with its terms. The execution and delivery of this Agreement has been duly authorized by all necessary action on the part of the City, and does not violate any applicable organizational documents of the CMPD or any agreement or undertaking to which it is a party or by which it is bound.
 - 11.3. There is no action, suit, proceeding, or investigation at law or in equity or before any court, public board or body pending, or to the CMPD's knowledge, threatened against or affecting it, that could or might adversely affect any of the transactions contemplated by this Agreement or the validity or enforceability of this Agreement or the CMPD's ability to discharge its obligations under this Agreement.
 - 11.4. All consents or approvals necessary from any governmental authority as a condition to the execution and delivery of this Agreement have been obtained by the CMPD.
 - 11.5. The parties will notify the Executive Director of any significant problems relating to the administrative or financial aspects associated with the Allocated Funds, such as misappropriation of funds, use of 911 Funds for non-eligible expenses, placement or retaining 911 funds in any account other than the Emergency System Telephone Fund.
12. EXCUSABLE DELAY (FORCE MAJEURE). Neither Party shall be liable for any failure or delay in performing any of its obligations under this Agreement that is due to causes beyond its reasonable control, such as, but not limited to, acts of God, earthquakes and other natural catastrophes, governmental acts, shortages of supplies, riots, war, fire, epidemics, delays in common carriers, labor strikes or other difficulties or circumstances beyond its reasonable control. The CMPD shall notify the 911 Board promptly of any factor, occurrence or event that comes to its attention that may affect or delay the CMPD's ability to perform any of its other obligations hereunder. The obligations and rights of the excused party shall be extended on a day to day basis for the time period equal to the period of the excusable delay.
13. DISPUTE RESOLUTION. The Parties agree that it is in their mutual interest to resolve disputes informally. The Parties shall negotiate in good faith and use all reasonable efforts to resolve such dispute(s). During the time the Parties are attempting to resolve any dispute, each shall proceed diligently to perform their respective duties and responsibilities under this Agreement. If a dispute cannot be resolved between the Parties within thirty (30) days after delivery of notice, either Party may elect to exercise any other remedies available under this Agreement, or at law, or invite the other party to submit the matter to mediation. Provided, however, that this term shall not constitute an agreement by either Party to mediate or arbitrate any dispute, and that any agreement to mediate may be revoked or terminated without penalty therefore if so advised by either Party's legal counsel.
14. CONFIDENTIAL INFORMATION. The Parties acknowledge and agree that each is subject to the N.C. Public Records Act, which is set forth in N.C.G.S. § 132-1, *et seq.* Proprietary information may be subject to N.C.G.S. § 143B-1412. The CMPD shall ensure that any third party is encouraged to review the applicable laws prior to submitting any information or documentation believed to be proprietary, and that any proprietary information is properly identified at the time of receipt.
- 14.1. The Parties shall maintain the confidentiality of certain types of information described in N.C.G.S. § 132-1, *et seq.* and N.C.G.S. § 143B-1412. Such information may include trade secrets defined by N.C.G.S. § 66-152 and other information exempted from disclosures pursuant to the Public Records Act pursuant to N.C.G.S. § 132-1.2.

- 14.2. The 911 Board may serve as custodian of confidential information and not as an arbiter of claims against an assertion of confidentiality. If an action is brought pursuant to N.C.G.S. § 132-9 to compel disclosure information marked confidential, the disclosing Party agrees that it will provide prompt notice of such action, intervene in the action through its counsel and participate in defending the Parties, including any public official(s) or public employee(s). Neither Party shall have liability to the other Party or any third party with respect to the disclosure of confidential information ordered by a court of competent jurisdiction pursuant to N.C.G.S. § 132-9 or other applicable law, nor by disclosure of unmarked information or information that is publicly known.
15. NOTICE. All notices required or permitted to be delivered hereunder and all communications in respect hereof shall be in writing and shall be deemed given when personally delivered by one or more of the following: when deposited in the United States mails, first class, postage prepaid and properly addressed, by facsimile, or by e-mail, as follows:
- 911 BOARD: N.C. 911 Board
ATTN: Richard Taylor, Executive Director
P.O. Box 17209
Raleigh, NC 27609
E-MAIL: Richard.Taylor@nc.gov
- CMPD: Charlotte-Mecklenburg Police Department
ATTN: Kellie High-Foster
601 East Trade Street
Charlotte, NC 28202
E-MAIL: khighfoster@cmpd.org
- w/copy to: Charlotte-Mecklenburg Police Department
ATTN: Richard Perlungher
Police Attorney's Office
601 East Trade Street
Charlotte, NC 28202
E-MAIL: rperlungher@cmpd.org
- or addressed to such other address or to the attention of such other individual as the 911 Board or the CMPD shall have specified in a notice delivered pursuant to this subsection.
16. CONSTRUCTION. This Agreement shall be construed and governed by the laws of the State of North Carolina. The place of this Agreement, its situs and forum, shall be Mecklenburg County, North Carolina, where all matters, whether sounding in contract or in tort, relating to its validity, construction, interpretation and enforcement shall be determined. The Parties agree and submit, solely for matters relating to this Contract, to the jurisdiction of the courts of the State of North Carolina, and stipulate that Mecklenburg County shall be the proper venue for all matters.
17. GENERAL PROVISIONS AND CONDITIONS.
- 17.1 The 911 Board may request from CMPD certain information that will assist the 911 Board with evaluation of the short and long-range impact of its Secondary PSAP program. The CMPD recognizes that such requests may occur after termination of this Agreement and agrees, to the extent possible, to provide to the 911 Board such information as requested.

Contract # _____

- 17.2 Nondiscrimination. The Parties agree not to discriminate by reason of age, race, religion, color, sex, national origin, or handicap related to the activities of this Agreement.
- 17.3 Conflict of Interest. The CMPD certifies that to the best of its knowledge no employee or officer of the CMPD has any pecuniary interest in the business of the 911 Board or Allocated Funds, and that no person associated with the CMPD has any interest that would conflict in any manner with the performance of this Agreement.
- 17.4 Compliance with Laws. The Parties shall at all times observe and comply with all laws, ordinances, and regulation of the state, federal and local governments which may affect the performance of the Agreement.
- 17.5 Non-Assignability. The CMPD shall not assign any interest in the Agreement and shall not transfer any interest in the same without prior written consent of the 911 Board.
- 17.6 Future Cooperation. The 911 Board and the CMPD agree to cooperate fully with one another, to execute any and all supplementary documents and/or agreements that may be necessary or helpful to give full force and effect to the terms of this Agreement and to the Parties' intentions in entering this Agreement.
18. ENTIRE AGREEMENT. This Agreement supersedes all and expresses the entire understanding of the Parties with respect to the transactions contemplated herein, and shall not be amended, modified or altered except pursuant to a writing signed by both Parties.

IN WITNESS WHEREOF, the undersigned parties, through their duly authorized representatives, have caused this Agreement to be executed as of the Effective Date set forth above.

**CITY OF CHARLOTTE/CHARLOTTE-MECKLENBURG
POLICE DEPARTMENT**

By: _____

Printed Name: _____

Title: _____

NORTH CAROLINA 911 BOARD

By: _____

Printed Name: _____

Title: _____

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Finance Manager, City of Charlotte

Contract # _____

Exhibit A
911 Board Secondary PSAP Funding Policy

Contract # _____

Exhibit B
Secondary PSAP Agreements

Approved by the 911 Board June 28, 2013

Secondary PSAP definition:

A secondary PSAP is able to receive the voice and data of an Enhanced 911 call transferred from a primary PSAP and to complete the call taking process dispatching law, medical, fire or other responder.

For reference: statutory provisions from GS 62A-40

(4) 911 system. -- An emergency telephone system that does all of the following:

a. Enables the user of a voice communications service connection to reach a PSAP by dialing the digits 911.

b. Provides enhanced 911 service.

(5) Call taking. -- The act of processing a 911 call for emergency assistance by a primary PSAP, including the use of 911 system equipment, call classification, location of a caller, determination of the appropriate response level for emergency responders, and dispatching 911 call information to the appropriate responder.

(9) Enhanced 911 service. -- Directing a 911 call to an appropriate PSAP by selective routing or other means based on the geographical location from which the call originated and providing information defining the approximate geographic location and the telephone number of a 911 caller, in accordance with the FCC Order.

(18) Public safety answering point (PSAP). -- The public safety agency that receives an incoming 911 call and dispatches appropriate public safety agencies to respond to the call.

GS 62A-46 (3) Formula. -- The funding formula established by the Board must consider all of the following:

a. The population of the area served by a PSAP.

b. PSAP reports and budgets, disbursement histories, and historical costs.

c. PSAP operations, 911 technologies used by the PSAP, compliance with operating standards of the 911 Board, level of service a PSAP delivers dispatching fire, emergency medical services, law enforcement, and Emergency Medical Dispatch.

d. The tier designation of the county in which the PSAP is located as designated in G.S. 143B-437.08.

e. Any interlocal government funding agreement between a primary PSAP and a secondary PSAP, if the secondary PSAP was in existence as of June 1, 2010, receives funding under the agreement, and is within the service area of the primary PSAP.

f. Any other information the Board considers relevant.



November 13, 2013 Secondary PSAP Funding Recommendation

- I. Recommendation: The Secondary PSAP Funding Committee recommends adoption of the following individual recommendations as a formal policy of the 911 Board.
 - A. 911 Fund disbursements to the primary PSAPs shall not be affected by disbursements for the secondary PSAPs made pursuant to agreements made pursuant to this policy.
 - B. 911 Fund disbursements for a secondary PSAP may be permitted through a primary PSAP when all of the conditions set forth below are met, and the funding allocations for the benefit of a secondary PSAP are approved by the 911 Board.
 - 1) The primary and secondary PSAPs are part of the same 911 System conforming to G.S. 62A-40 et seq.
 - 2) An interlocal agreement consistent with this policy exists between the governing bodies of the primary PSAP and the secondary PSAP defining and assigning responsibilities of answering and responding to 911 calls.
 - 3) Any portion of 911 Fund disbursements allocated to a secondary PSAP will be provided by the primary PSAP to the secondary PSAP, and limited to eligible 911 expenses as shown in the Board's eligible expenditures list.
 - 4) A primary PSAP disbursing 911 Funds to a secondary PSAP shall report all 911 funds distributed to, and 911 expenditures incurred by, a secondary PSAP annually. This report shall not be combined with the primary PSAP's report of expenditures to the North Carolina 911 Board. The primary PSAP shall obtain and provide additional information relating to a secondary PSAP's 911 operations or expenses upon the Board's request.
 - 5) Actual costs per call will be determined by the total annual approved costs of the primary PSAP for the most recent funding year divided by the total number of 911 calls received by the primary PSAP for the same year.
 - 6) Funding for a secondary PSAP will be based on a per 911 call basis as measured by the Electronic Call Analysis Tracking System (ECaTS) as provided by the North Carolina 911 Board.
 - 7) That any additional funding requested by a secondary PSAP shall follow the procedure established by the Board as the "Annual Funding Reconsideration Request" and must be processed by the primary PSAP associated with secondary PSAP.

- 8) The interlocal agreement shall include provisions terminating or suspending disbursements of 911 Funds; such provisions may include:
 - a. Termination of the disbursement agreement made by the Board and the primary PSAP,
 - b. Failure to meet the Board policy for disbursements to secondary PSAPs,
 - c. Changes in statutory authority disallowing such disbursements of the 911 Fund,
 - d. Cessation of the primary or secondary PSAP's operations, and
 - e. Mutual agreement of the parties, or by other action of a governing body which prevents further participation.
- C. The 911 Board establishes priorities for 911 Fund disbursements to ensure that adequate funds are available to meet the Board's statutory disbursement obligations. PSAP disbursement priorities in order of importance are 1) primary PSAPs, 2) secondary PSAPs and 3) PSAP grants.
- D. The Board and a primary PSAP enter into an agreement to disburse 911 Funds to the primary for the benefit of, and further delivery to, a secondary PSAP. The agreement shall identify allocations for a secondary PSAP or the method of determining such allocations, conditions for suspension and termination of funding for secondary PSAPs, and such other terms or conditions as may be necessary or proper pursuant to N.C.G.S. 62A and the Board's policies, standards and rules.
- E. This policy will be effective July 1, 2014.

This policy was adopted by the North Carolina 911 Board January 24, 2014

A RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT PERTAINING TO THE ALLOCATION OF FUNDS FROM THE NORTH CAROLINA 911 BOARD BY THE CITY OF CHARLOTTE TO THE MECKLENBURG EMERGENCY MEDICAL SERVICES AGENCY.

WHEREAS, N.C. General Statute § 160A-461, "Interlocal cooperation authorized," authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government; and

WHEREAS, the Charlotte-Mecklenburg Police Department is a Primary Public Safety Answering Point (PSAP) for answering 911 calls, and the Mecklenburg Emergency Medical Services Agency (MEDIC) is a secondary PSAP within the same 911 system; and

WHEREAS, the North Carolina 911 Board requires all PSAPs with a secondary agency in the 911 system to enter into a contract in order to implement the secondary funding program, and requires an interlocal agreement between the primary and secondary agencies in the same 911 system;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby ratify the attached Interlocal Agreement between the City of Charlotte and the Mecklenburg Emergency Medical Services Agency. The City Manager, an Assistant City Manager of the City of Charlotte or the Chief of Police of the Charlotte-Mecklenburg Police Department is hereby authorized and directed to execute the attached Interlocal Agreement and any amendments thereto, and this resolution shall be spread upon the minutes.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of June, 2017, the reference having been made in Minute Book ____, and recorded in full in Resolution Book ____, Page ____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the ____ day of June, 2017.

Stephanie C. Kelly, CMC, City Clerk



Agenda Date: 6/12/2017

Agenda #: 30. **File #:** 15-5546 **Type:** Consent Item

Private Developer Funds for Traffic Signal Improvements

Action:

Adopt a budget ordinance appropriating \$159,000 in private developer funds for traffic signal improvements and related work.

Staff Resource(s):

Danny Pleasant, Transportation
Scott Putnam, Transportation

Explanation

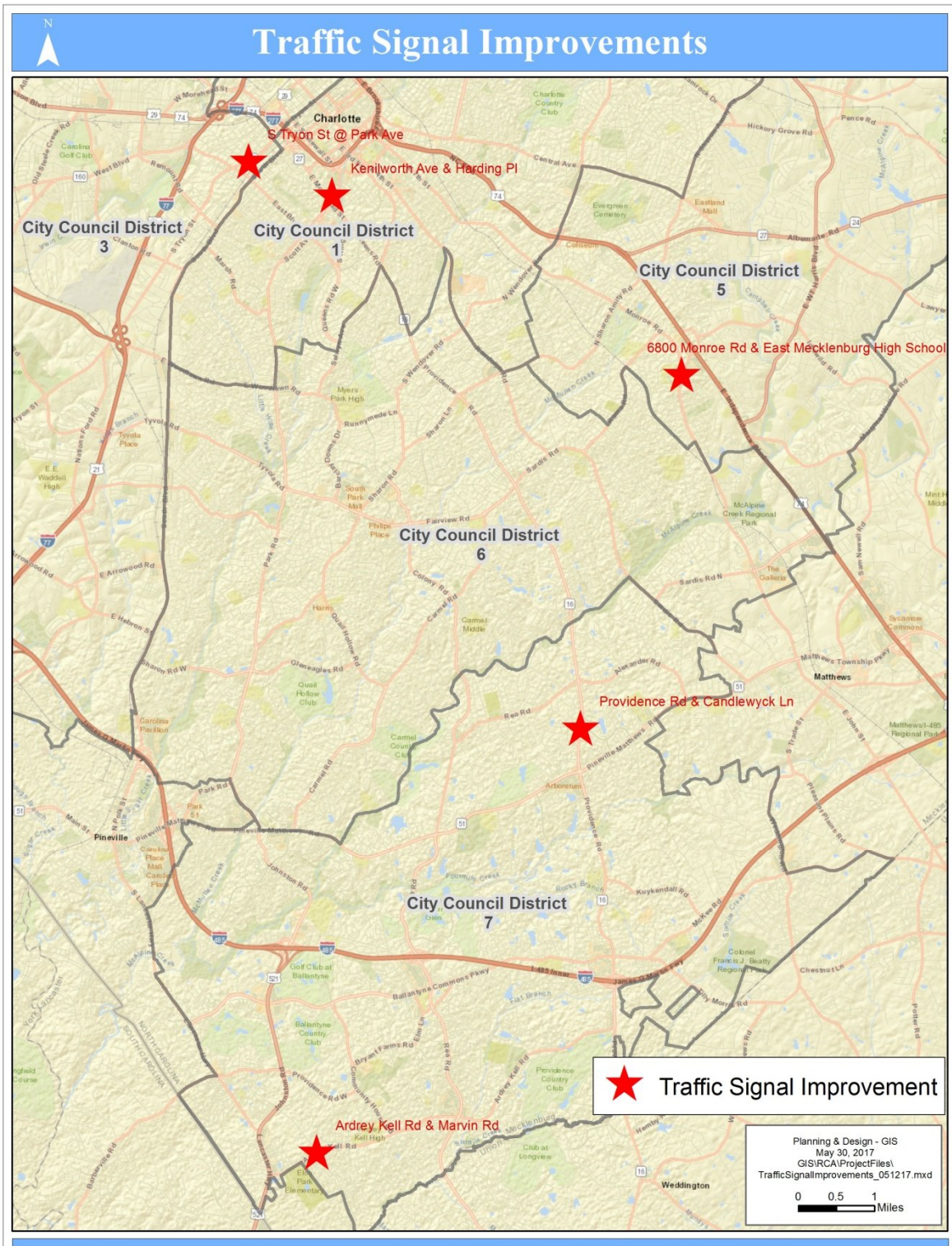
- The \$159,000 in private developer funding is for traffic signals, upgrades, and related work associated with developer projects. The funding is restricted to the projects noted below.
- The following developers are fully funding traffic signal installations and improvements to mitigate traffic impacts around their respective development projects:
 - Marvin Road Office, LLC contributed \$18,500 for traffic signal modifications at the intersection of Marvin Road and Ardrey Kell Road.
 - Rodgers Builders and Carolinas Healthcare System contributed \$11,000 for traffic signal modifications at the intersection of Kenilworth Avenue and Harding Place.
 - Charlotte-Mecklenburg Board of Education contributed \$1,000 for traffic signal modifications at 6800 Monroe Road and East Mecklenburg High School.
 - Meritage Homes of the Carolinas, Inc. contributed \$85,000 for a new traffic signal at the intersection of Providence Road and Candlewyck Lane.
 - DC Charlotte Plaza, LLLP contributed \$43,500 for traffic signal modifications at the intersection of South Tryon Street and West Park Avenue.
- The above signals meet the same criteria as other traffic signals approved by the City.
- Payments made by the developers are in response to estimates of work prepared by the Charlotte Department of Transportation (CDOT) and supplied to the developers.
- Any funding contributed by developers for signal projects that is unused by the City will be refunded after project completion.
- CDOT will install and operate these signals as part of the existing signal systems in the area.

Fiscal Note

Funding: Private Developer Contributions

Attachment(s)

Map
Budget Ordinance



ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NUMBER 8040-X, THE 2016-2017 BUDGET ORDINANCE PROVIDING
AN APPROPRIATION OF \$159,000 FOR TRAFFIC SIGNAL MODIFICATIONS AND IMPROVEMENTS

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

- Section 1. That the sum of \$159,000 hereby estimated to be available from the following private developer sources:
- Marvin Road Office, LLC (\$18,500)
 - Rogers Builders and Carolinas Healthcare System (\$11,000)
 - Charlotte-Mecklenburg Board of Education (\$1,000)
 - Meritage Homes of the Carolinas, Inc. (\$85,000)
 - DC Charlotte Plaza, LLLP (\$43,500)
- Section 2. That the sum of \$159,000 is hereby appropriated in the General Capital Investment Fund (4001) into the following projects:
- Sig Mod Marvin and Ardrey Kell - 4292000308 (\$18,500)
 - Sig Mod E. Morehead and Kenilworth - 4292000245 (\$11,000)
 - Sig Mod Monroe and East Meck - 4292000310 (\$1,000)
 - New Sig Providence and Candlewyck - 4292000305 (\$85,000)
 - Sig Mod S Tryon and W Park Ave- 4292000313 (\$43,500)
- Section 3. That the existence of this project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.
- Section 4. All ordinances in conflict with this ordinance are hereby repealed.
- Section 5. This ordinance shall be effective upon adoption.

Approved as to form:

City Attorney



Agenda Date: 6/12/2017

Agenda #: 31. **File #:** 15-5596 **Type:** Consent Item

Intelligent Transportation System Projects Engineering Services

Action:

Approve professional services contracts in the estimated amount of \$1,160,000 for the design and construction administration of fiber optic cable routes and traffic signal interconnection with the following firms:

- **DRMP, Inc. (\$375,000),**
- **Kimley-Horn and Associates, Inc. (\$360,000), and**
- **STV Engineers, Inc. (\$425,000).**

Staff Resource(s):

Danny Pleasant, Transportation
Angela Berry, Transportation

Explanation

- Intelligent Transportation Systems (ITS) projects are part of the implementation of the Intelligent Transportation System Master Plan described in the Transportation Action Plan.
- The City continues to install fiber optic cable to support its growing communications system with almost 300 miles of fiber optic cable connecting over 500 traffic signals.
- Fiber optic cabling, traffic signal interconnection, and video traffic management cameras provide the ability to remotely adjust traffic signals in response to traffic flow and emergency conditions.
- These contracts will vary from project to project and may range from concept planning and evaluations, complete plan preparations, utility relocation services, construction administration/inspection, and a master plan update.
- On March 23, 2017, the City issued a Request for Qualifications (RFQ); seven statements of qualifications were received from interested engineering firms.
- DRMP, Inc., Kimley-Horn and Associates, Inc., and STV Engineers, Inc. were selected as the best firms to meet the City's needs.
- The contract amounts were estimated and determined based on the anticipated ITS projects, which will be assigned to each firm. The projects vary in length, the number of traffic signals, and the number of cameras.

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 a percentage of the total contract amount to the following certified firms:

DRMP, Inc. (10%)

- Hinde Engineering, Inc. (SBE) (Utility management services, construction management

Agenda #: 31.File #: 15-5596 Type: Consent Item

services)

- US Infrastructure of Carolina, Inc. (SBE) (Utility make-ready)

Kimley-Horn (10%)

- Hinde Engineering, Inc. (SBE) (Utility management services, construction management services)

STV Engineers, Inc. (14%)

- Utility Coordination Consultants, Inc. (SBE) (Utility make-ready)
- Jarrett Engineering, PLLC (SBE) (Utility coordination)

Fiscal Note

Funding: General Community Investment Plan



Agenda Date: 6/12/2017

Agenda #: 32. **File #:** 15-5574 **Type:** Consent Item

Resolution Supporting Statewide Contingency Funds for the North Carolina Department of Transportation

Action:

Adopt a resolution supporting grants totaling \$1,500,000 in Statewide Contingency Funds to the North Carolina Department of Transportation for highway improvements to accommodate new industry development.

Staff Resource(s):

Danny Pleasant, Transportation

Explanation

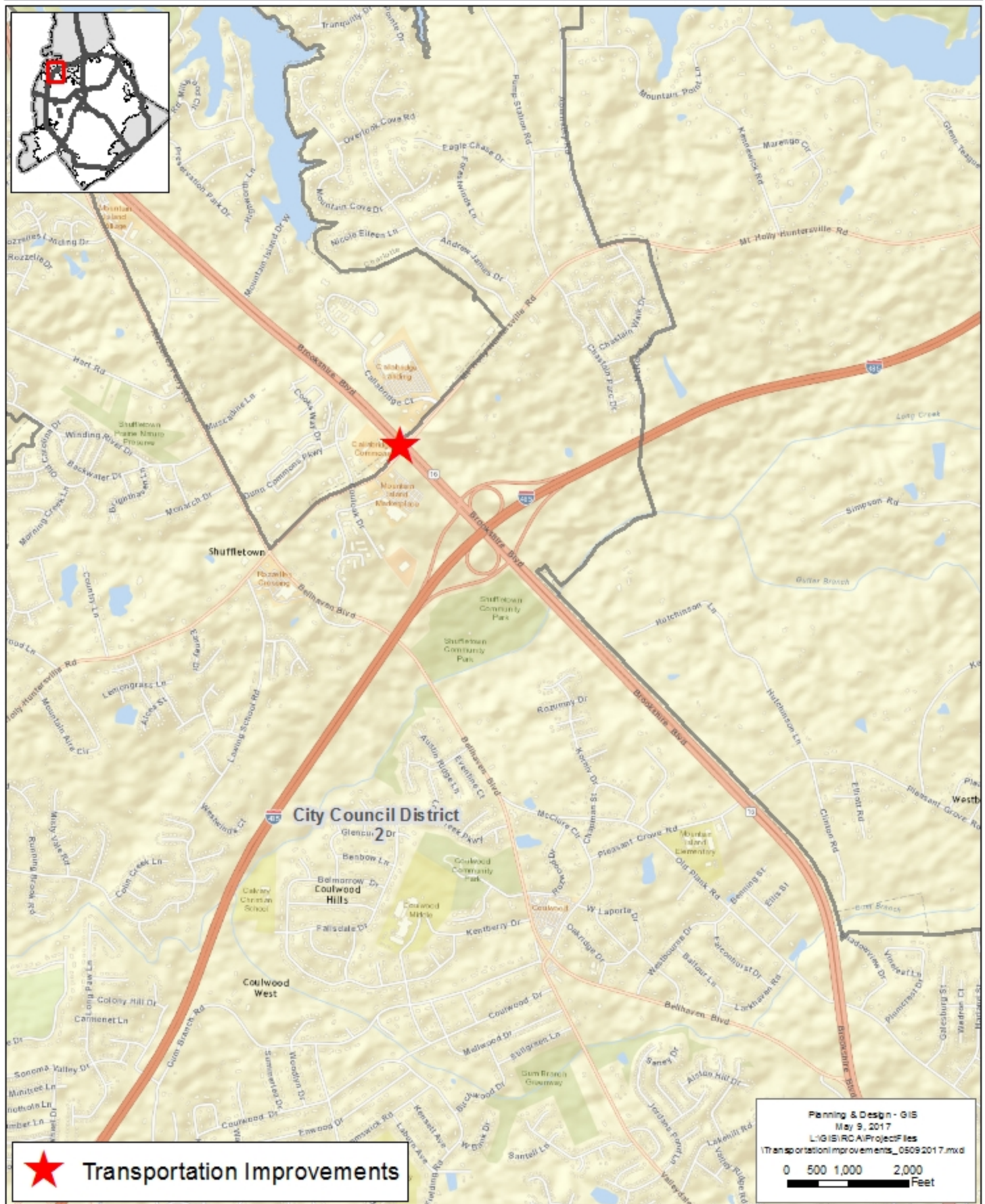
- Resolutions of support from the local governments are routinely requested for the North Carolina Department of Transportation to receive contingency funds.
- Through the adoption of this resolution, the City is indicating its support for the North Carolina Department of Transportation to receive \$1,500,000 in Statewide Contingency Funds over the next two fiscal years.
- Corning Optical Communications is relocating its headquarters to Charlotte, North Carolina and plans to employ 650 people over the next five years.
- This development requires highway improvements estimated to cost \$10,000,000 at I-485, Brookshire Boulevard (Highway 16), and Mount Holly-Huntersville Road.
- The State of North Carolina has Statewide Contingency Funds available for transportation projects supporting economic development.
- The funds will be used exclusively for completing the preliminary design and construction of the road improvements to facilitate the relocation of Corning Optical Communication's headquarters.
- Corning Optical Communications and the developer, Simpson Commercial, will be responsible for the remaining cost of the project.
- The Comprehensive Transportation Plan adopted by the Charlotte Regional Transportation Planning Organization (CRTPO) classifies Brookshire Boulevard, Mt Holly-Huntersville Road, and the I-485/Brookshire interchange as "needs improvement."

Attachment(s)

Map
Resolution



Transportation Improvements



RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON June 12, 2017.

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

WHEREAS, Corning Optical Communications will relocate its headquarters to Charlotte, NC; and

WHEREAS, Corning Optical Communications is projecting to employ 650 people within five (5)
years; and

WHEREAS, The Comprehensive Transportation Plan adopted by the Charlotte Regional
Transportation Planning Organization (CRTPO) classifies Brookshire Boulevard, Mt Holly-
Huntersville Road, and the I-485/Brookshire interchange as "needs improvement."

WHEREAS, the State of North Carolina Department of Transportation estimates the cost to
complete the transportation improvements to be at least \$10,000,000; and

WHEREAS, the North Carolina Department has Statewide Contingency Funds available for
transportation projects supporting economic development.

NOW, THEREFORE, BE IT RESOLVED that the Charlotte City Council, through the adoption of
this Resolution, the City is indicating its support that \$250,000 in Statewide Contingency Funds
in the State fiscal year 2017, and \$250,000 in Statewide Contingency Funds in the State fiscal
year 2018 from each of the three (3) separate sources (North Carolina Speaker of the House of
Representatives, President Pro Tem of the Senate, and NCDOT Secretary) be granted to the
North Carolina Department of Transportation for a total grant of \$1,500,000 in Statewide
Contingency Funds to be used exclusively for the purpose of completing the preliminary design
and construction of the road improvements to facilitate Corning Optical Communications'
relocation of its headquarters to Charlotte as referenced above.



Agenda Date: 6/12/2017

Agenda #: 33.**File #:** 15-5515 **Type:** Consent Item

Lakeview Road Farm-to-Market Project

Action:

Authorize the City Manager to execute a contract not to exceed \$1,510,300 with HNTB North Carolina, P.C., to provide engineering services for the Lakeview Road Farm-to-Market project.

Staff Resource(s):

Mike Davis, Engineering and Property Management

Bette Frederick, Engineering and Property Management

Explanation

- The North Carolina Department of Transportation (NCDOT) has allocated \$9,000,000 from State Bonus Allocation Funds for the City to administer the planning, design, and construction of the Lakeview Road Farm-to-Market project.
 - These funds were accepted by City Council on March 1, 2017, via a Municipal Agreement with NCDOT. No City funds will be used for this project.
- The City has worked with NCDOT and committed to advance the project into the construction phase and obligate construction funds by Fiscal Year 2020. The City is managing the project on behalf of NCDOT.
- This project will add transportation capacity along Lakeview Road from Reames Road to Old Statesville Road, and accommodate the additional traffic expected as a result of the construction of NCDOT's I-77 Lakeview Road Direct Connect Interchange. Intersection modifications, additional through/turning lanes, pedestrian facilities, and bicycle facilities will be considered.
- The contract will provide project planning and design services. The engineering services will include, but are not limited to:
 - Traffic analysis,
 - Public involvement,
 - Coordination with NCDOT and private development,
 - Right-of-way plans,
 - Traffic control plans,
 - Final construction documents, and
 - General construction administration.
- On November 08, 2016, the City issued a Request for Qualifications (RFQ); seven proposals were received from interested professional service providers.
- HNTB North Carolina, P.C. was selected as 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.

Small Professional Services Firms (SPSF) Opportunity

For Federal Highway Administration funded projects, the North Carolina Department of Transportation (NCDOT) does not mandate a goal through the State's SPSF program; however HNTB North Carolina has committed 7.65% (\$115,542) of the total contract amount to the following SPSF firms:

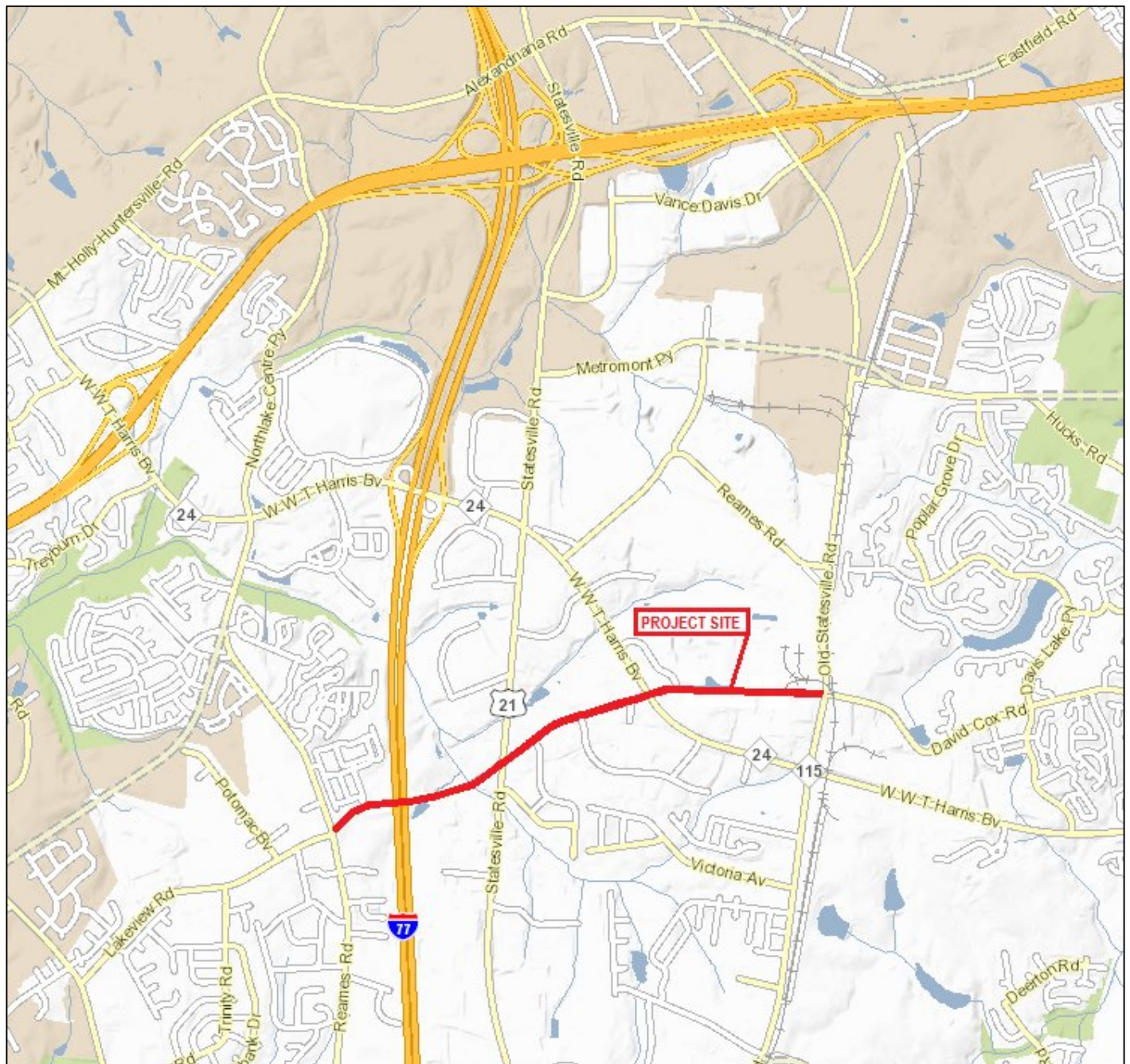
- Hinde Engineering (SPSF, SBE) (\$97,187) (utility coordination)
- Carolina Wetland Services (SPSF, SBE) (\$18,355) (environmental services)

Fiscal Note

Funding: North Carolina Department of Transportation State Bonus Allocation Funds

Attachment(s)

Map



Location Map: Lakeview Road Farm-to-Market Project (Council District 2)



Agenda Date: 6/12/2017

Agenda #: 34. **File #:** 15-5614 **Type:** Consent Item

1633 Starbrook Drive Storm Drainage Improvement Project

Action:

Award a contract in the amount of \$736,238.40 to the lowest responsive bidder Harvest Environmental Services, Inc. for the 1633 Starbrook Drive Storm Drainage Improvement Project.

Staff Resource(s):

Mike Davis, Engineering and Property Management
Stewart Edwards, Engineering and Property Management

Explanation

- The project will install approximately 770 feet of new storm drainage and replace associated utilities along Starbrook Drive, Wrentree Drive and Woodstream Drive.
- The work will include, but is not limited to:
 - Storm drainage,
 - Sidewalk,
 - Curb and gutter,
 - Driveways, and
 - Asphalt pavement replacement.
- On April 12, 2017, the City issued an Invitation to Bid for the 1633 Starbrook Drive Storm Drainage Improvement Project. Only two bids were received. Since a minimum of three bidders are required to open per North Carolina General Statute, the project was re-advertised on May 2, 2017; two bids were received from interested service providers.
- Harvest Environmental Services, Inc. was selected as the lowest responsive, responsible bidder.
- City Council approval includes authorization to use budgeted project funds allocated as contingency for subsequent change orders and/or amendments, which may be required for project completion.
- The project is anticipated to be complete by the end of fourth quarter 2017.

Charlotte Business INclusion

Established SBE Goal: 12.00%

Committed SBE Goal: 14.98%

Harvest Environmental Services, Inc. exceeded the established SBE subcontracting goal, and has committed 14.98% (\$110,325) of the total contract amount to the following certified firms (Part B: Section 3 of the Charlotte Business INclusion Policy):

- Trull Contracting, LLC (SBE, WBE) (\$50,365) (asphalt)
- Abram Construction Inc. (SBE, MBE) (\$41,881) (concrete and storm drainage)

Agenda #: 34.File #: 15-5614 Type: Consent Item

- Maybury Fencing Inc. (SBE, WBE) (\$11,079) (fencing)
- Jones Grading & Fencing, Inc. (SBE, MBE) (\$4,000) (hauling)
- All Points Trucking, Inc. (SBE, WBE) (\$3,000) (hauling)

Established MBE Goal: 6.00%

Committed MBE Goal: 6.23%

Harvest Environmental Services, Inc. exceeded the established MBE subcontracting goal, and has committed 6.23% (\$45,881) of the total contract amount to the following certified firms (Part B: Section 3 of the Charlotte Business INclusion Policy):

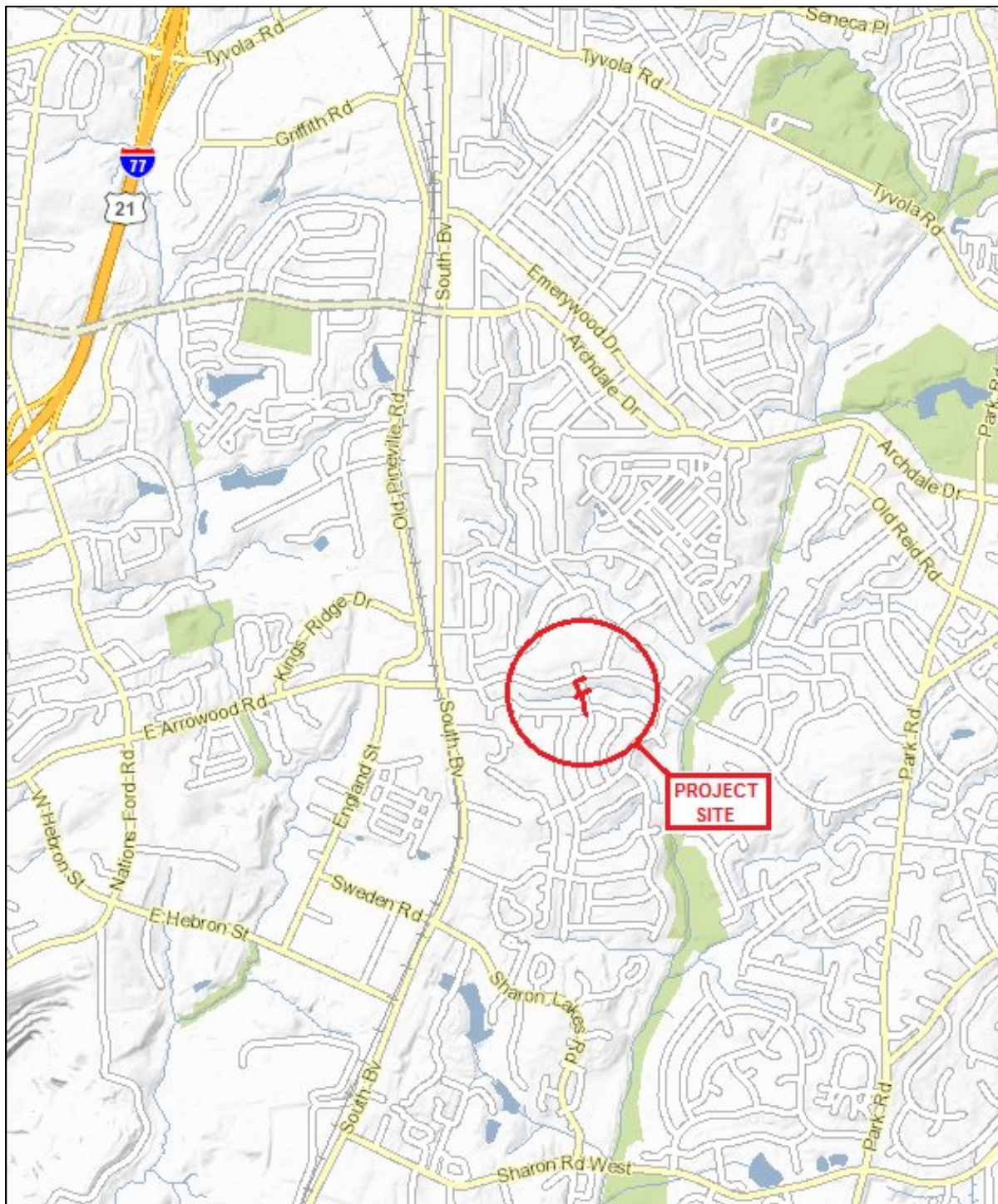
- Abram Construction Inc. (SBE, MBE) (\$41,881) (concrete and storm drainage)
- Jones Grading & Fencing, Inc. (SBE, MBE) (\$4,000) (hauling)

Fiscal Note

Funding: Storm Water Services Community Investment Plan

Attachment(s)

Map



**Location Map - 1633 Starbrook Drive Storm Drainage Improvement Project
(Council District 6)**



Agenda Date: 6/12/2017

Agenda #: 35. **File #:** 15-5634 **Type:** Consent Item

Windyrush Road Storm Water Improvement Project

Action:

Award a contract in the amount of \$599,965.20 to the lowest responsive bidder United of Carolinas, Inc. for the Windyrush Road Storm Water Improvement Project.

Staff Resource(s):

Mike Davis, Engineering and Property Management
Stewart Edwards, Engineering and Property Management

Explanation

- The Windyrush Road Storm Water Improvement Project will improve 600 feet of aging storm drainage infrastructure in the 6600 block of Windyrush Road and 7500 block of Lancer Drive and address failures identified along the existing storm drainage system.
- The project is located within the Olde Providence Neighborhood, which is bound by Old Providence Road, Rea Road, and Colony Road.
- The work will include, but is not limited to:
 - Storm drainage replacement
 - Installation of concrete box culvert
 - Curb, gutter, and sidewalk replacement; and
 - Asphalt pavement repair.
- On April 20, 2017, the City issued an Invitation to Bid for the Windyrush Road Storm Water Improvement Project; four bids were received from interested service providers.
- United of Carolinas, Inc. was selected as the lowest responsive, responsible bidder.
- The project is anticipated to be complete by the end of first quarter 2018.

Charlotte Business INclusion

Established SBE Goal: 14.00%

Committed SBE Goal: 14.33%

United of Carolinas, Inc. exceeded the established SBE subcontracting goal, and has committed 14.33% (\$86,000) of the total contract amount to the following certified firms (Part B: Section 3 of the Charlotte Business INclusion Policy):

- Whitesell Trucking, Inc. (SBE) (\$39,700) (concrete)
- Streeter Trucking, Inc. (SBE, MBE) (\$19,600) (hauling)
- Cesar A. Leon, LLC (SBE, MBE) (\$16,600) (hauling)
- R.R.C. Concrete, Inc. (SBE, MBE) (\$10,100) (concrete)

Established MBE Goal: 6.00%

Agenda #: 35.File #: 15-5634 Type: Consent Item

Committed MBE Goal: 7.72%

United of Carolinas, Inc. exceeded the established MBE subcontracting goal, and has committed 7.72% (\$46,300) of the total contract amount to the following certified firms (Part B: Section 3 of the Charlotte Business INClusion Policy):

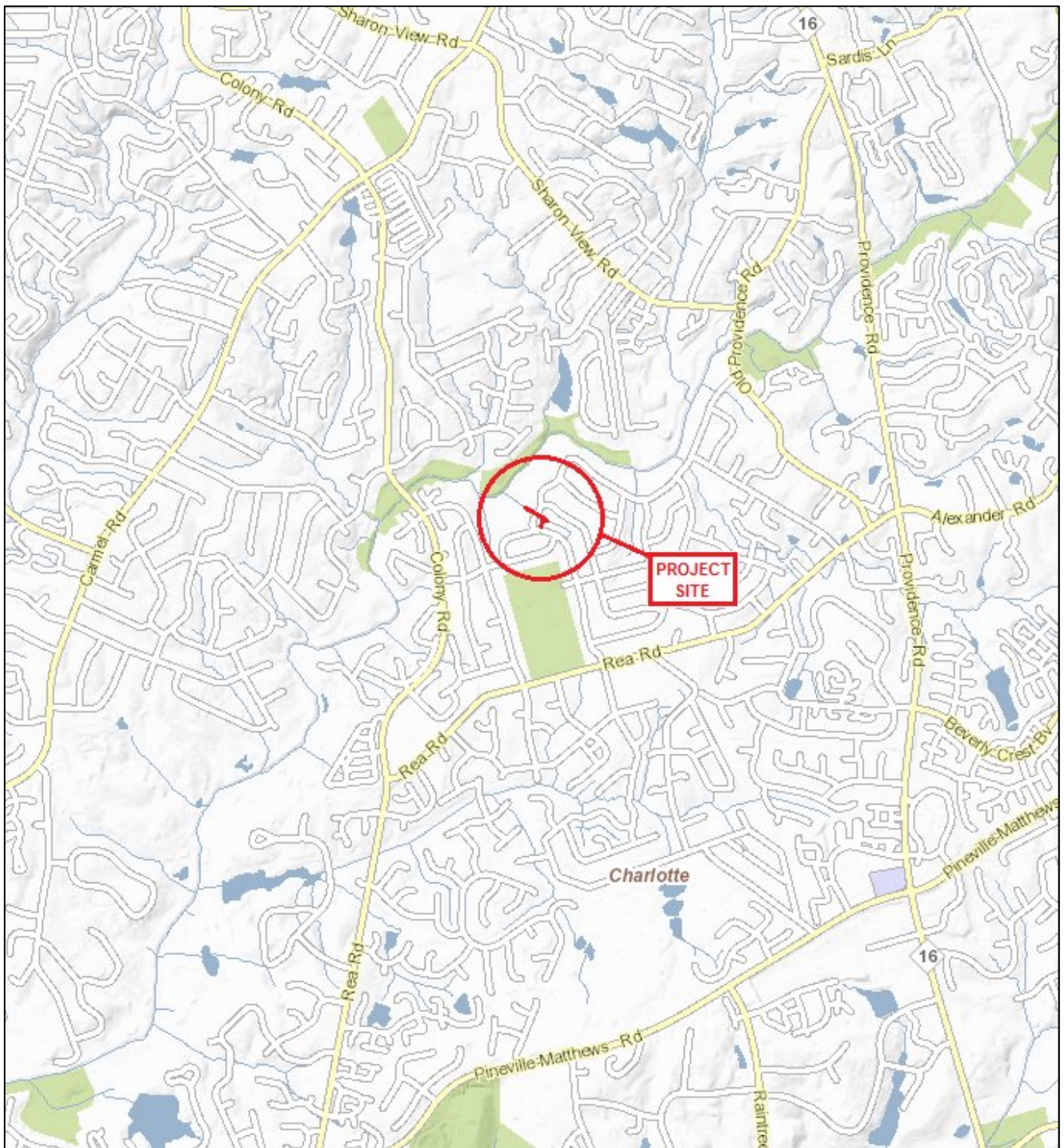
- Streeter Trucking, Inc. (SBE, MBE) (\$19,600) (hauling)
- Cesar A. Leon, LLC (SBE, MBE) (\$16,600) (hauling)
- R.R.C. Concrete, Inc. (SBE, MBE) (\$10,100) (concrete)

Fiscal Note

Funding: Storm Water Services Community Investment Plan

Attachment(s)

Map



**Location Map - Windyrush Road Storm Water Improvement Project
(Council District 7)**



Agenda Date: 6/12/2017

Agenda #: 36. **File #:** 15-5597 **Type:** Consent Item

Transit Advertising Contract Amendment

Action:

Approve contract amendment #1 to extend the contract through December 31, 2018 for \$600,000 with Luguire George Andrews for advertising and marketing services.

Staff Resource(s):

John Lewis, CATS

Explanation

- On May 29, 2012, City Council approved a five-year contract with Luguire George Andrews (LGA) for advertising and marketing services in the amount of \$1,750,000.
- This action will extend the contract through December 31, 2018 and increase the amount by up to \$600,000.
- The contract with LGA provides marketing and advertising services to help promote transit ridership and communicate critical information about CATS operations and services with riders and residents. These services include:
 - Creative design
 - Strategic development
 - Campaign development and execution
 - Radio, direct media, digital, print, electronic, media placement, etc.
- LGA services are required to help promote use of transit service and keep the public informed on key developments with projects including:
 - Blue Line Extension pre-launch, launch and initial revenue service,
 - North Mecklenburg service and service adjustments during toll lane construction,
 - Mobile Payment app Phase 1 and Phase 2 implementation,
 - Rail and Rail Pedestrian safety campaigns, and
 - Other new transit service, service adjustments, or initiatives.
- This amendment will be covered within the existing budget and bring the total contract amount to \$2,350,000.

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). Luquire George Andrews (LGA) has committed 10% (\$60,000) of the total amendment amount to the following certified firm(s):

- Action Graphics (SBE,WBE) (Printing services)

Agenda #: 36.File #: 15-5597 Type: Consent Item

- Allegra Marketing and Print (SBE) (Printing services)
- Fast Signs- S. Tryon (SBE) (Printing services)

Fiscal Note

Funding: CATS Operating Budget



Agenda Date: 6/12/2017

Agenda #: 37. **File #:** 15-5519a **Type:** Consent Item

Airport Signage Design Services

Action:

- A. Approve a contract in the amount of \$621,366 with GS&P/NC, P.C. for signage design services for various projects, and**
- B. Adopt a budget ordinance appropriating \$621,366 from the Aviation Discretionary Fund to the Airport Community Investment Plan Fund.**

Staff Resource(s):

Brent Cagle, Aviation

Explanation

- The Aviation Department is in the process of completing an Airport Wayfinding Assessment and Master Plan with GS&P/NC, P.C., which encompasses the organization and coordination of advertising, artwork, branding, concessions, marketing, and location/direction signage for 1.8 million square feet of Airport Terminal space.
- This contract will provide signage design services for projects currently under construction using the concepts being developed in the master plan including:
 - Elevated Roadway/Curbside - Phase 3 Temporary Signage,
 - Concourse E New Signage Additions and Signage Upgrades to Concourse,
 - East Terminal Phase 2,
 - Concourse A Renovation/Expansion Additional Services, and
 - Additional Airport signage needs.
- On July 10, 2015, the City issued a Request for Qualifications for airport signage and wayfinding master plan and signage design services; six firms submitted a proposal.
- GS&P/NC, P.C. was selected based on their extensive wayfinding master planning experience, particularly as it relates to large hub airports.
- Due to specialization, there are limited opportunities to subcontract work.

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).

Due to specialization, there are limited opportunities to subcontract work. GS&P/NC, P.C. has committed 5.61% (\$34,850) of the total contract amount to the following certified firm:

- DAWA, Inc. (SBE) (\$34,850) (environmental graphic design)

Agenda #: 37.**File #:** 15-5519a **Type:** Consent Item

Fiscal Note

Funding: Aviation Community Investment Plan

Attachment(s)

Budget Ordinance

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NUMBER 8040-X, THE 2016-2017 BUDGET ORDINANCE PROVIDING AN APPROPRIATION OF \$621,366 FROM THE AVIATION DISCRETIONARY FUND FOR SIGNAGE DESIGN SERVICES FOR VARIOUS PROJECTS

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

Section 1. That the sum of \$621,366 is available from the Aviation Discretionary Fund for the contract with GS&P/NC, P.C.

Section 2. That the sum of \$621,366 is hereby appropriated from the Discretionary Fund to the Aviation Community Investment Plan Fund to the following project(s):

| | | | | |
|--------------|------------|--------|-----------|----------------|
| Fund | 6064 | | | |
| Source | 6000 | | | |
| Type | 60006001 | | | |
| Year | 0000 | | | |
| Project(s) | 4020901608 | Amount | \$ | 300,000 |
| Project(s) | 4020901529 | Amount | \$ | 176,370 |
| Project(s) | 4020902984 | Amount | \$ | 88,280 |
| Project(s) | 4020901516 | Amount | \$ | 39,785 |
| Project(s) | 4020901776 | Amount | \$ | 9,365 |
| Project(s) | 4020901518 | Amount | \$ | 7,566 |
| Total | | | \$ | 621,366 |

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

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

Section 5. This ordinance shall be effective upon adoption.

Approved as to form:

City Attorney



Agenda Date: 6/12/2017

Agenda #: 38. **File #:** 15-5251 **Type:** Consent Item

Airport Concourse Renovation Design Services

Action:

Approve contract amendment #1 in the amount of \$1,480,090 with C-Design, Inc. for design services for the Concourse A Expansion and for changes in renovation design for Concourses A, B, and C.

Staff Resource(s):

Brent Cagle, Aviation

Explanation

- Recently, American Airlines expressed the need for larger holdrooms to accommodate passengers waiting for larger aircraft.
- In addition to accommodating larger aircraft and because of increased passenger volume, the Airport identified the need for additional renovations, including the concourse restrooms, addition of an air handler, generator replacement, and required upgrades to the existing fire sprinkler system.
- On March 23, 2015, the City Council approved a contract in the amount of \$1,402,000 with C-Design, Inc. for design services to renovate Concourses A, B, and C.
- The new total estimated amount of the contract, including this amendment, will be \$2,882,090.

Charlotte Business INclusion

All additional work involved in this amendment will be performed by C-design, Inc and their existing sub consultants (Part D: Section 6 of the Charlotte Business INclusion Policy).

C-Design, Inc. has committed 22.45% (\$332,340) of the total contract amendment amount to the following certified firms:

- AME Consulting Engineers (SBE) (\$250,000) (mechanical and electrical engineering, plumbing and fire protection)
- Laurence, Rickher and Sorrell, PC (SBE) (\$42,445) (structural engineering)
- Hartranft Lighting Design (SBE) (\$30,465) (lighting design)
- Accutech Surveying & Mapping (SBE) (\$9,430) (surveyor services/land)

Fiscal Note

Funding: Aviation Community Investment Plan Fund



Agenda Date: 6/12/2017

Agenda #: 39. **File #:** 15-5481 **Type:** Consent Item

Airport Emergency Call Station System

Action:

- A. Approve a contract with Johnson Controls, Inc. for term of five years and ten months to provide an Emergency Call Station System,**
- B. Authorize the City Manager to purchase additional software licenses, services, and hardware as needed from time to time to optimize the City's use of the system, and to approve other amendments consistent with the purpose for which the contract was approved, including price adjustments, and**
- C. Adopt a budget ordinance appropriating \$1,547,723 from the Aviation Discretionary Fund to the Aviation Community Investment Plan Fund.**

Staff Resource(s):

Brent Cagle, Aviation

Explanation

- The Airport is installing an Emergency Call Station System in all of the surface parking lots and parking decks in order to provide emergency assistance, directions, and customer service.
- The contract provides for installation over a ten-month term, as well as maintenance, support, and full warranty of the system by Johnson Controls, Inc. for an initial term of five years.
- On October 13, 2016, the City issued a Request for Proposal (RFP); four proposals were received from interested service providers.
- Johnson Controls, Inc. best meets the City's needs in terms of experience, the ability to provide the proposed solution, staffing, cost, and responsiveness to RFP requirements.
- Johnson Controls, Inc. has thorough knowledge of the Airport's emergency systems, and prior experience integrating emergency systems into the Airport's communication network.
- System implementation is estimated at \$1,547,723, and maintenance and support is estimated at \$50,000 per year.

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).

Johnson Controls Inc. has committed 29.67% (\$459,157) of the total contract amount to the following certified firms:

- Besco Electrical (MBE) (\$404,157) (installation of electric cable and conduit)
- Tarpon Construction (SBE) (\$55,000) (concrete provision and installation)

Agenda #: 39.**File #:** 15-5481 **Type:** Consent Item

Fiscal Note

Funding: Aviation Operating Budget and Aviation Community Investment Plan

Attachment(s)

Budget Ordinance

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NUMBER 8040-X, THE 2016-2017 BUDGET ORDINANCE PROVIDING
AN APPROPRIATION OF \$1,547,723 FROM THE AVIATION DISCRETIONARY FUND FOR
IMPLEMENTATION AND MAINTENANCE AND SUPPORT FOR THE AIRPORT EMERGENCY CALL STATION SYSTEM

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

Section 1. That the sum of \$1,547,723 is available from the Aviation Discretionary Fund
for the contract with Johnson Controls, Inc.

Section 2. That the sum of \$1,547,723 is hereby appropriated from the Discretionary Fund
to the Aviation Community Investment Plan Fund to the following project(s):

| | |
|---------|------------|
| Fund | 6069 |
| Project | 4020905512 |
| Source | 6000 |
| Type | 60006001 |
| Year | 0000 |

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

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

Section 5. This ordinance shall be effective upon adoption.

Approved as to form:

City Attorney



Agenda Date: 6/12/2017

Agenda #: 40. **File #:** 15-5707 **Type:** Consent Item

Refund of Property Taxes

Action:

Adopt a resolution authorizing the refund of property taxes assessed through clerical or assessment error in the amount of \$2,071.32.

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 refunds due to clerical or assessment error.

Attachment(s)

Taxpayers and Refunds Requested
Resolution Property Tax Refunds

Taxpayers and Refunds Requested

| | | |
|---|-----------|-----------------|
| CASKEY, WILLIAM P | \$ | 15.93 |
| CASKEY, WILLIAM P | \$ | 34.31 |
| CASKEY, WILLIAM P | \$ | 77.79 |
| CASKEY, WILLIAM P | \$ | 71.88 |
| CASKEY, WILLIAM P | \$ | 63.32 |
| CRUIKSHANK, GARY STEVEN | \$ | 205.83 |
| CULP, DAVID CHARLES & BELINA HUDSON | \$ | 856.85 |
| KENNEDY, ROBERT | \$ | 203.04 |
| KENNEDY, ROBERT | \$ | 157.36 |
| KENNEDY, ROBERT | \$ | 155.12 |
| MT ZION PENTECOSTAL FAITH HOLINESS CHURCH INC | \$ | 6.02 |
| PRAXAIR LEASED EQUIPMENT | \$ | 223.87 |
| | <u>\$</u> | <u>2,071.32</u> |

A RESOLUTION AUTHORIZING THE REFUND OF PROPERTY TAXES

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessment error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 12th day of June 2017 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.



Agenda Date: 6/12/2017

Agenda #: 41. **File #:** 15-5681 **Type:** Consent Item

Meeting Minutes

Action:

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

- **May 08, 2017, Business Meeting**
- **May 10, 2017, Budget Adjustments**
- **May 15, 2017, Zoning Meeting**

Staff Resource(s):

Stephanie Kelly, City Clerk's Office



Agenda Date: 6/12/2017

Agenda #: 42. **File #:** 15-5604 **Type:** Consent Item

In Rem Remedy: 7820 E. W T Harris Blvd.

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

Public Purpose:

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

Policy:

- Housing & Neighborhood Development and Community Safety

The In Rem Remedy items were initiated from 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.

Complaint: (7820 E. W T Harris Blvd.)

Action:

Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at (7820 E. W T Harris Blvd.) (Neighborhood Profile Area 183).

Attachment

In Rem Packet for (7820 E. W T Harris Blvd.)

ORDINANCE

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 7820 EAST W T HARRIS BLVD PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF FORESTINA L. DEAN 7826 EAST W.T.HARRIS BLVD CHARLOTTE, NC 28208

WHEREAS, the dwelling located at 7820 East W T Harris Blvd in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling; and

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

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 7820 East W T Harris Blvd in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

Senior Assistant City Attorney

| GENERAL INFORMATION | |
|--|--|
| Property Address | 7820 East W T Harris Blvd |
| Neighborhood | Neighborhood Profile Area 183 |
| Council District | #5 |
| Owner(s) | Forestina L. Dean |
| Owner(s) Address | 7826 East W T Harris Blvd Charlotte, NC 28227 |
| KEY FACTS | |
| Focus Area | Housing & Neighborhood Development & Community Safety Plan |
| CODE ENFORCEMENT INFORMATION | |
| ◆ Reason for Inspection: | Petition |
| ◆ Date of the Inspection: | 09/23/2015 |
| ◆ Title report received, revealing party in interest: | 10/02/2015 |
| ◆ Owner(s) and party in interest notified of Complaint and Notice of Hearing by advertisement and certified mail by: | 11/09/2015 |
| ◆ Held hearing for owner(s) and party in interest by: | 12/07/2015 |
| ◆ Owner(s) and party in interest attend hearing: | No |
| ◆ Owner(s) and party in interest ordered to demolish structure by: | 08/18/2016 |
| ◆ Filed Lis Pendens: | 03/08/2017 |
| ◆ Title report updated revealing no change. | 05/02/2017 |
| ◆ Owner(s) have not repaired, or complied with order to demolish. | |
| ◆ Structure occupied: | No |
| ◆ Demolition cost: | \$6,462 |
| ◆ Lien will be placed on the property for the cost of Demolition. | |

NOTIFICATION TO OWNER

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

OPTIONS

| IN-REM REPAIR | REHAB TO CITY STANDARD | REPLACEMENT HOUSING | DEMOLITION |
|---|--|--|----------------------------|
| Estimated In-Rem Repair Cost: \$25,625 | Acquisition & Rehabilitation Cost (Existing structure: 856 sq. ft. total) Economic Life: 15-20 years Estimated cost-\$116,769 | New Replacement Structure Cost (Structure: 1,000 sq. ft. total) Economic Life: 50 years Estimated cost-\$149,431 | Demolition Cost \$6,462 |
| In-Rem Repair is not recommended because the In-Rem Repair cost is greater than 65% of the tax value. | Acquisition: Tax values: - Structure: \$ 38,900 - Land: \$ 31,000 Total Acquisition: \$ 69,900 Estimated Rehabilitation Cost: Cost: \$ 42,800 Outstanding Loans \$ 0 Property Taxes owed: \$ 3,212 Interest on Taxes owed: \$ 857 Total: \$ 46,869 | Acquisition: Tax values: - Structure: \$ 38,900 - Land: \$ 31,000 Total Acquisition: \$ 69,900 New structure: \$ 69,000 Demolition: \$ 6,462 Outstanding Loans: \$ 0 Property Taxes owed: \$ 3,212 Interest on Taxes owed: \$ 857 Total: \$ 79,531 | |

RECOMMENDATION FOR DEMOLITION

Demolition is recommended because:

- Estimated In-Rem Repair cost of: \$25,625 (\$29.93/sq. ft.), which is 65.874 % of the structure tax value, which is \$38,900.
- City rehab costs analysis shows that rehabilitation is not feasible because the cost is prohibitive.
- New construction analysis shows that new construction is not feasible because the cost is prohibitive.
- Violations include: Structural, electrical, heating and plumbing violations: Moisture damaged wall covering. Floor joists and subflooring decayed. Wall framing not structurally sound. Windows are inoperable. Damaged entry door. Heating equipment not operational, duct work damaged. Unsafe electrical wiring observed. Plumbing drain pipe broken.
- The building is 56 years old and consists of 856 square feet total.
- A new 1,000 sq. ft. structure can be built for \$69,000.

7820 E WT Harris Boulevard







Agenda Date: 6/12/2017

Agenda #: 43. **File #:** 15-5605 **Type:** Consent Item

In Rem Remedy: 7501 Bondhaven Drive

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

Public Purpose:

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

Policy:

- Housing & Neighborhood Development and Community Safety

The In Rem Remedy items were initiated from 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: (7801 Bondhaven Drive)

Action:

Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at (7501 Bondhaven Drive) (Neighborhood Profile Area 229).

Attachment

In Rem Packet for (7501 Bondhaven Drive)

ORDINANCE

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 7501 BONDHAVEN DRIVE PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF UNKNOWN HEIRS OF RICHARD HABLE 7501 BONDHAVEN DRIVE CHARLOTTE, NC 28215

WHEREAS, the dwelling located at 7501 Bondhaven Drive in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling; and

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

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 7501 Bondhaven Drive in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

Senior Assistant City Attorney

| GENERAL INFORMATION | |
|---|--|
| Property Address | 7501 Bondhaven Drive (Mobile Home) |
| Neighborhood | Neighborhood Profile Area 229 |
| Council District | #5 |
| Owner(s) | Unknown Heirs of Richard Hable |
| Owner(s) Address | 7501 Bondhaven Drive Charlotte, NC 28215 |
| KEY FACTS | |
| Focus Area | Housing & Neighborhood Development & Community Safety Plan |
| CODE ENFORCEMENT INFORMATION | |
| ◆ Reason for Inspection: | Field Observation |
| ◆ Date of the Inspection: | 12/09/2016 |
| ◆ Title report received: | 01/13/2017 |
| ◆ Owner(s) notified of Complaint and Notice of Hearing by advertisement and certified mail by: | 01/24/2017 |
| ◆ Held hearing for owner(s) by: | 02/22/2017 |
| ◆ Owner(s) attend hearing: | No |
| ◆ Filed Lis Pendens: | 03/23/2017 |
| ◆ Owner(s) ordered to demolish structure by: | 03/24/2017 |
| ◆ Owner(s) have not repaired, or complied with order to demolish. | |
| ◆ Structure occupied: | No |
| ◆ Demolition cost: | \$4,825 |
| ◆ Lien will be placed on the property for the cost of Demolition. | |

NOTIFICATION TO OWNER

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

OPTIONS

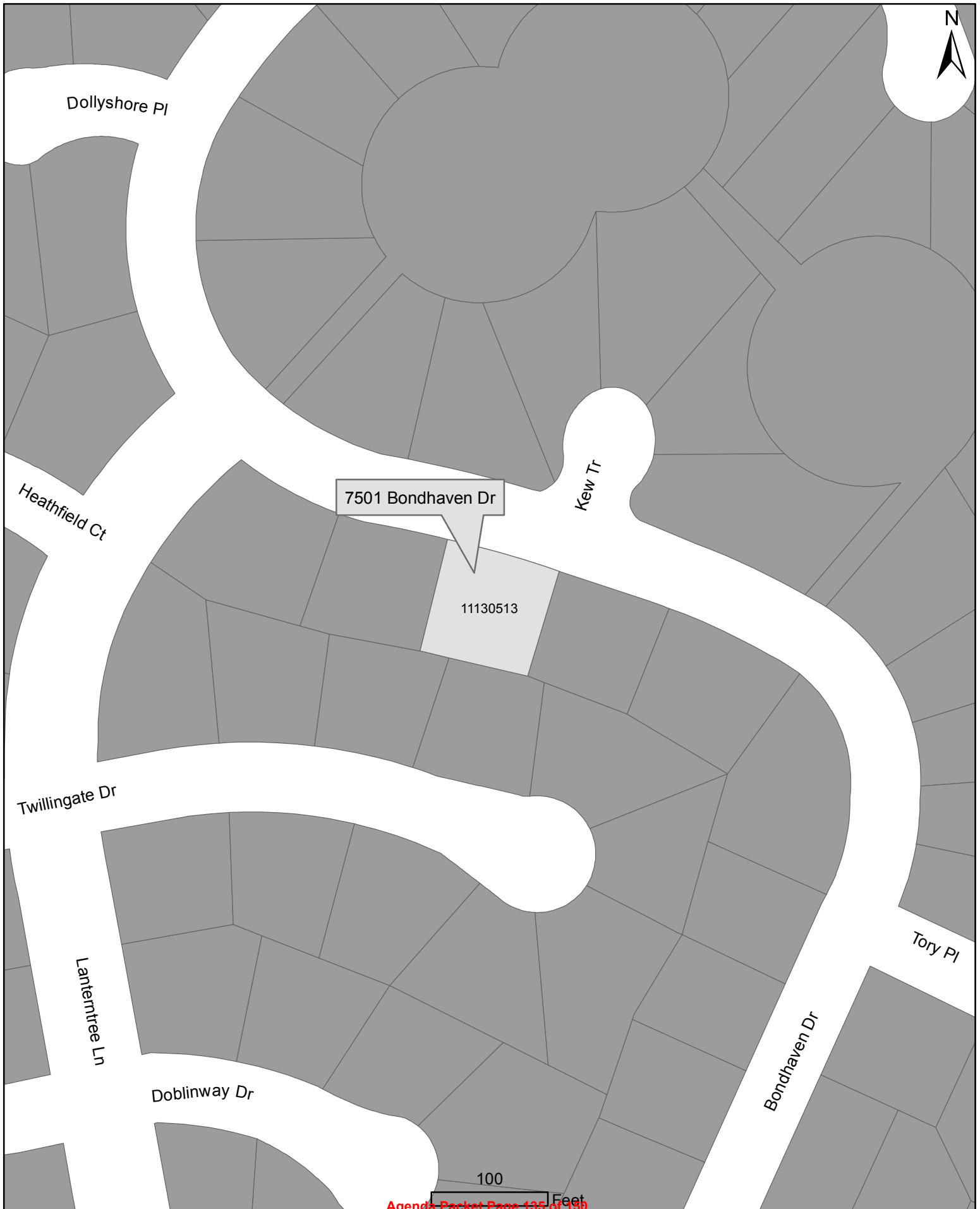
| IN-REM REPAIR | REHAB TO CITY STANDARD | REPLACEMENT HOUSING | DEMOLITION |
|---|---|---|----------------------------|
| Estimated In-Rem Repair Cost: \$14,290 | Acquisition & Rehabilitation Cost | New Replacement Structure Cost | Demolition Cost \$4,825 |
| In-Rem Repair is not recommended because the In-Rem Repair cost is greater than 65% of the tax value. | Acquisition and rehabilitation are not applicable, because this is a manufactured home. | Replacement housing is not applicable, because this is a manufactured home. | |

RECOMMENDATION FOR DEMOLITION

Demolition is recommended because:

- Estimated In-Rem Repair cost of: \$14,290 which is 1,190% of the structure tax value, which is \$1,200.
- City rehab costs analysis is not applicable.
- New construction analysis is not applicable.
- Violations include: Structural, Heating and Plumbing violations: Water damaged wall covering. Flooring not structurally sound. Sections of underpinning missing. Exterior porch deck weak flooring, steps and railings. No potable water. Heating equipment and water heater not operational.
- The age of the manufactured home is unknown.

7501 Bondhaven Drive



7501 Bondhaven Drive





Agenda Date: 6/12/2017

Agenda #: 44. **File #:** 15-5606 **Type:** Consent Item

In Rem Remedy: 2000 Purser Drive

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

Public Purpose:

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

Policy:

- Housing & Neighborhood Development and Community Safety

The In Rem Remedy items were initiated from 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: (2000 Purser Drive)

Action:

Adopt an Ordinance authorizing the use of In Rem Remedy to demolish and remove the structure at (2000 Purser Drive) (Neighborhood Profile Area 128).

Attachment

In Rem Packet for (2000 Purser Drive)

ORDINANCE

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 2000 PURSER DRIVE PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF RBP INVESTMENTS, LLC PO BOX 11113 CHARLOTE, NC 28220.

WHEREAS, the dwelling located at 2000 Purser Drive in the City of Charlotte has been found by the Code Enforcement Official of the City of Charlotte to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling; and

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

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Code Enforcement Official of the City of Charlotte is hereby ordered to cause the demolition and removal of the dwelling located at 2000 Purser Drive in the City of Charlotte in accordance with the Housing Code of the City of Charlotte. This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

Senior Assistant City Attorney

| GENERAL INFORMATION | |
|--|--|
| Property Address | 2000 Purser Drive |
| Neighborhood | Neighborhood Profile Area 128 |
| Council District | #1 |
| Owner(s) | RBP Investment, LLC |
| Owner(s) Address | PO Box 11113 Charlotte, NC 28220 |
| KEY FACTS | |
| Focus Area | Housing & Neighborhood Development & Community Safety Plan |
| CODE ENFORCEMENT INFORMATION | |
| ◆ Reason for Inspection: | Field Observation |
| ◆ Date of the Inspection: | 03/10/2016 |
| ◆ Received title search revealing parties in interest: | 03/21/2016 |
| ◆ Owner(s) and parties in interest notified of Complaint and Notice of Hearing by advertisement and certified mail by: | 03/05/2016 04/15/2016 |
| ◆ Held hearing for owner(s) and parties in interest by: | 04/06/2016 05/11/2016 |
| ◆ Owner(s) and parties in interest attend hearing: | No |
| ◆ Owner(s) and parties in interest ordered to demolish structure by: | 05/09/2016 06/10/2016 |
| ◆ Filed Lis Pendens: | 03/01/2017 |
| ◆ Owner(s) have not repaired, or complied with order to demolish. | |
| ◆ Structure occupied: | No |
| ◆ Estimated demolition cost: | \$6,605 |
| ◆ Lien will be placed on the property for the cost of Demolition. | |

NOTIFICATION TO OWNER

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

OPTIONS

| IN-REM REPAIR | REHAB TO CITY STANDARD | REPLACEMENT HOUSING | DEMOLITION |
|---|--|---|--------------------------------------|
| Estimated In-Rem Repair Cost: \$22,155 | Acquisition & Rehabilitation Cost (Existing structure: 1,227 sq. ft. total) Economic Life: 15-20 years Estimated cost-\$126,950 | New Replacement Structure Cost (Structure: 1,227 sq. ft. total) Economic Life: 50 years Estimated cost-\$156,868 | Estimated Demolition Cost \$6,605 |
| In-Rem Repair is not recommended because the In-Rem Repair cost is greater than 65% of the tax value. | Acquisition: Tax values: - Structure: \$ 28,600 - Garage: \$ 1,900 - Land: \$ 20,400 Total Acquisition: \$ 50,900 Estimated Rehabilitation Cost: \$ 61,350 Outstanding Loans \$ 14,700 Property Taxes owed: \$ 0 Interest on Taxes owed: \$ 0 Total: \$ 76,050 | Acquisition: Tax values: - Structure: \$ 28,600 - Garage: \$ 1,900 - Land: \$ 20,400 Total Acquisition: \$ 50,900 New structure: \$ 84,663 Estimated demolition cost: \$ 6,605 Outstanding Loans: \$ 14,700 Property Taxes owed: \$ 0 Interest on Taxes owed: \$ 0 Total: \$ 105,968 | |

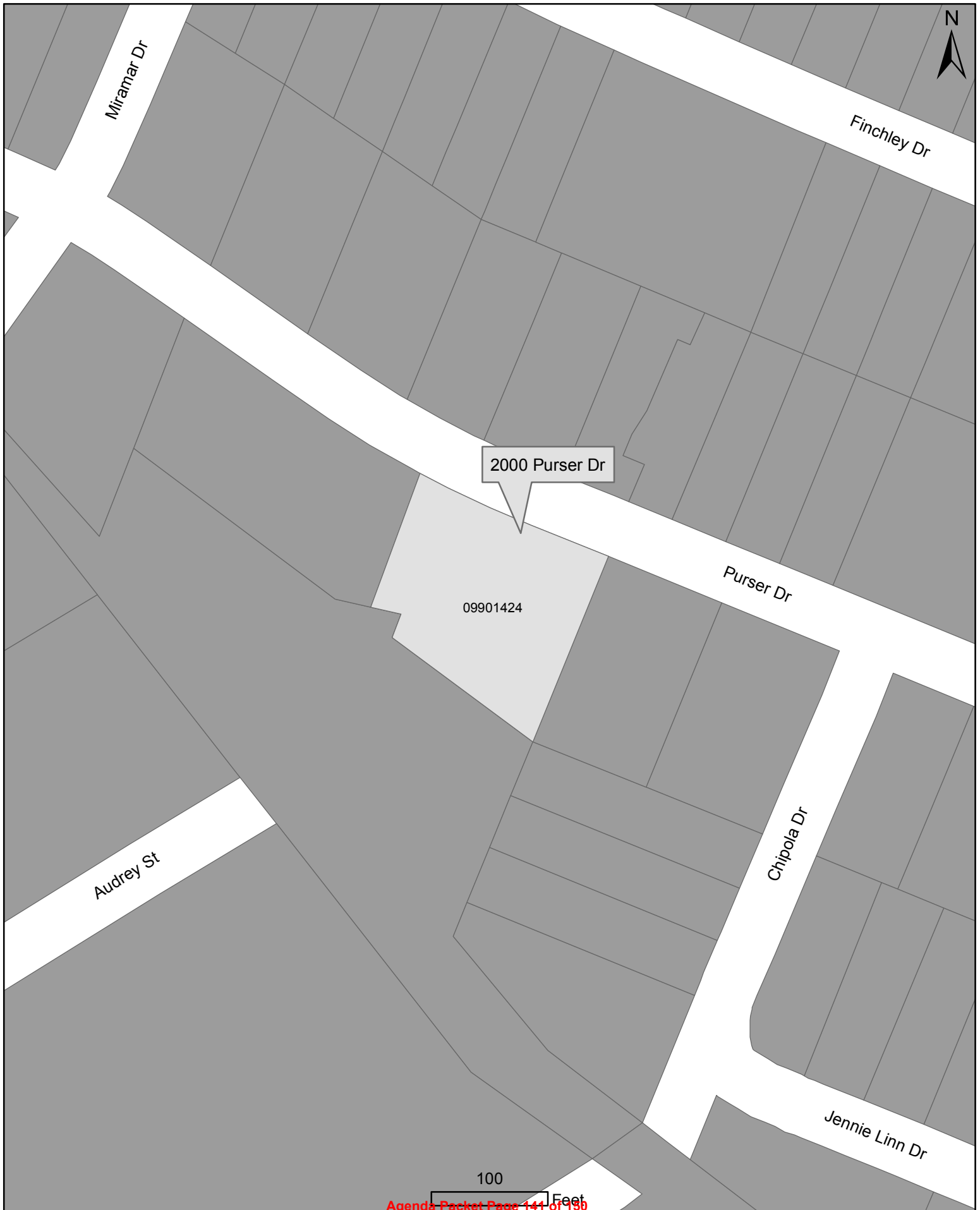
RECOMMENDATION FOR DEMOLITION

Demolition is recommended because:

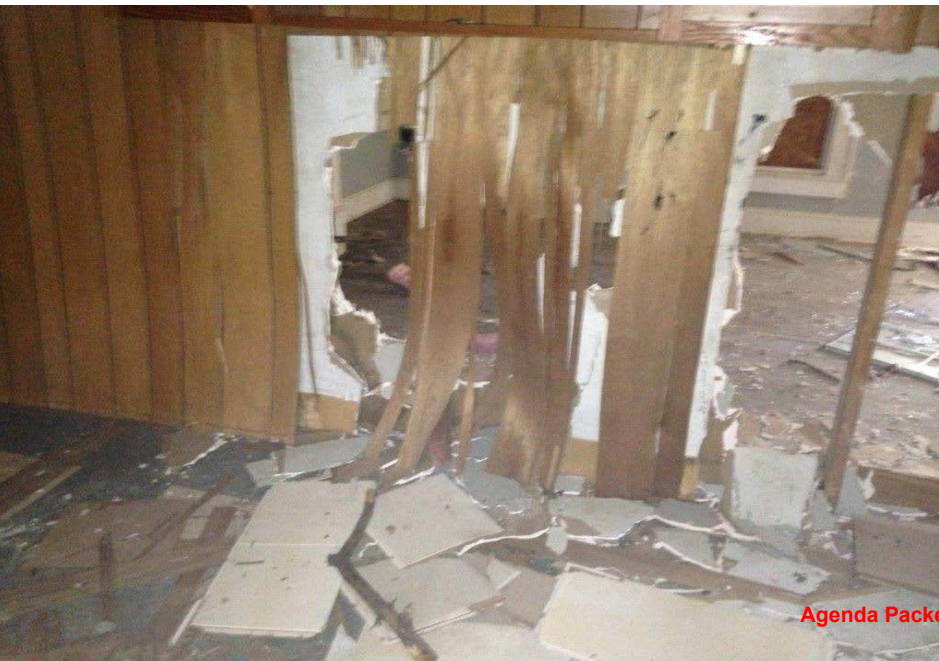
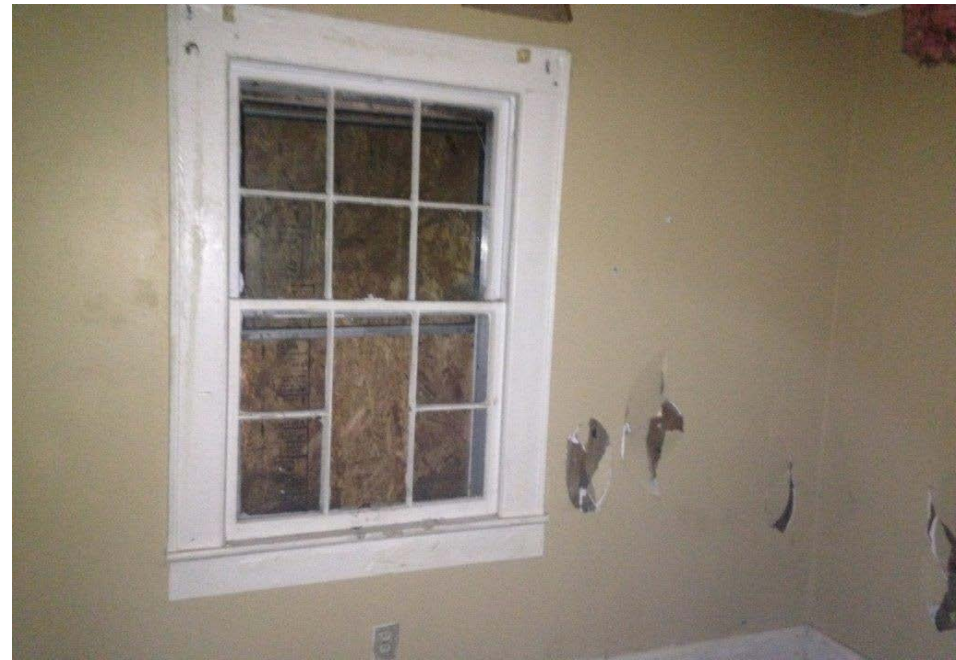
Estimated In-Rem Repair cost of: \$22,155 (\$18.05/sq. ft.), which is 77.465% of the structure tax value, which is \$28,600.

- City rehab costs analysis shows that rehabilitation is not feasible because the cost is prohibitive.
- New construction analysis shows that new construction is not feasible because the cost is prohibitive.
- Violations include: Structural, electrical, plumbing and heating violations. Holes in walls and ceiling covering. Multiple broken window glass. Missing smoke and carbon monoxide detectors. Utility room areas of roof sheathing not structurally sound, roof covering loose/damaged. Sections of electrical wiring missing/cut. Missing plumbing fixtures. Heating equipment not present.
- The building is 66 years old and consists of 1,227 square feet total.
- A new 1,227 sq. ft. structure can be built for \$84,663.

2000 Purser Drive



2000 Purser Drive





Agenda Date: 6/12/2017

Agenda #: 45.**File #:** 15-5586a **Type:** Consent Item

Aviation Property Transactions - 9540 Dorcas Lane/7108 Steele Creek Road

Action:

Approve the following property acquisition.

Acquisition

Project: Airport Environmental Impact Statement Mitigation Land

Owner(s): John M. Long and Jessica Long

Property Address: 9540 Dorcas Lane/7108 Steele Creek Road

Total Parcel Area: 45.95 acres

Property to be acquired by Easements: N/A

Structures/Improvements to be impacted: Vacant Land

Landscaping to be impacted: Trees and shrubs

Zoned: R-3

Use: Single-family Residential

Tax Code: 141-261-69

Purchase Price: \$4,365,250 and all relocation benefits in compliance with federal, state, or local regulations

Council District: N/A



Agenda Date: 6/12/2017

Agenda #: 46. **File #:** 15-5600 **Type:** Consent Item

Property Transactions - Kenilworth/Romany Storm Water Improvement Project, Parcel #14

Action: **Approve the following Acquisition: Kenilworth/Romany Storm Water Improvement Project, Parcel #14**

Project: Kenilworth/Romany Storm Water Improvement Project, Parcel #14

Program: Flood Control

Owner(s): Parkview Condominium Owner's Association Inc.

Property Address: 1302 Kenilworth Avenue

Total Parcel Area: 40,941 sq. ft. (.940 ac.)

Property to be acquired by Easements: 1,818.99 sq. ft. (.042 ac.) in Temporary Construction Easement

Structures/Improvements to be impacted: None

Landscaping to be impacted: Shrubs

Zoned: UR-2

Use: Condominium

Tax Code: 123-12C-96

Purchase Price: \$16,550

Council District: 1



Agenda Date: 6/12/2017

Agenda #: 47. **File #:** 15-5599 **Type:** Consent Item

**Property Transactions - Raw Waterlines Right-of-Way Protection
Tennessee Avenue, Parcel #1**

Action: Approve the following **Acquisition: Raw Waterlines Right-of-Way Protection
Tennessee Avenue, Parcel #1**

Project: Raw Waterlines Right-of-Way Protection Tennessee Avenue, Parcel #1

Owner(s): Pablo Alonzo Villeda Aguillar

Property Address: 4007 Tennessee Avenue

Total Parcel Area: 16,117 sq. ft. (.370 ac.)

Property to be acquired by Fee: 16,117 sq. ft. (.37 ac.) in Fee Simple

Structures/Improvements to be impacted: Single-family dwelling

Landscaping to be impacted: None

Zoned: R-5

Use: Single-family Residential

Tax Code: 039-047-07

Purchase Price: \$95,000

Council District: 2



Agenda Date: 1/23/2017

Agenda #: 48. File #: 15-4813 Type: Consent Item

Reference - Charlotte Business INClusion Policy

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

Part A: Administration & Enforcement

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

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

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

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

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

Real Estate Leasing and Acquisition Contracts: Contracts for the acquisition or lease of real estate shall be Exempt Contracts.

Federal Contracts Subject to DBE Requirements: Contracts that are subject to the U.S. Department

Agenda #: 48. File #: 15-4813 Type: Consent Item

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.



Agenda Date: 1/23/2017

Agenda #: 49. File #: 15-4814 Type: Consent Item

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.



Agenda Date: 1/23/2017

Agenda #: 50. File #: 15-4815 Type: Consent Item

Reference - Property Acquisitions and Condemnations

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