

The City Council of the City of Charlotte, North Carolina convened for a Dinner Briefing on Monday, July 24, 2017 at 5:11 p.m. in Room 276 of the Charlotte Mecklenburg Government Center with Mayor Jennifer Roberts presiding. Councilmembers present were Dimple Ajmera, Ed Driggs, Julie Eiselt, Patsy Kinsey, Vi Lyles, Greg Phipps and Kenny Smith.

**Absent Until Noted:** Councilmembers LaWana Mayfield and James Mitchell.

**Absent:** Councilmember Claire Fallon

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**ITEM NO. 3: CLOSED SESSION**

Motion was made by Councilmember Smith, seconded by Councilmember Ajmera, and carried unanimously to go into Closed Session pursuant to GS 143-318(11)(a)(4) to discuss matters related to the location of industries or businesses in the City Charlotte including potential economic development incentives that may be offered in negotiations.

**Councilmembers LaWana Mayfield and James Mitchell arrived at 5:14 p.m.**

The open session meeting resumed at 5:47 p.m.

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**ITEM NO.1: AGENDA REVIEW**

No Agenda Review was presented.

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**ITEM NO. 2: MAYOR AND COUNCIL CONSENT ITEM QUESTIONS**

No Consent item questions were presented.

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**ITEM NO. 4: PROFESSIONAL GOLFERS' ASSOCIATION CHAMPIONSHIP PREVIEW**

**Randy Harrington, Chief Financial Officer** said as you all have heard over the last several months, we talked a lot about hospitality and tourism and what a major component that is of our local and regional economy and part of that economy includes major sporting events, and I'm really pleased tonight to share with you and we have some guests with us who are going to talk a little bit about what you can expect August 7–13 when the community hosts the very first PGA Championship of the Professional Golfers' Association; one of the four majors of the Professional Golfers' Association, a big event here for Charlotte and our community and the state. With that, I want to introduce Jason Mengal, who is a PGA Tournament Director. He is going to talk a little bit about what you can expect and some of the community engagement components with that, and we also have a couple other guests with us, Ralph Breeden, representing the Chair of the PGA Championship and John O. Harris with the PGA Championship and also representing Quail Hollow Club.

**Jason Mengel, PGA Championship** said I want to thank you for having me tonight. We are going to show a video that I think does a better job than I can of sharing the history and significance that is the PGA Championship.

A short video was shown.

I want to thank you for the welcome, the hospitality and the support along the way. We've had an office open at Quail Hollow for 2 years now leading up to what is going to happen in two weeks. I think an event of this size and scope takes the cooperation, the engagement, and frankly the guidance of a number of entities within this community whether it is CMPD, C-DOT, CMS or CRVA. I can't say thank you enough to the officials here in this community who have welcomed us over the past couple of years. Here we are, and I don't know if

anybody watched what happened at the Open Championship yesterday at Royal Birkdale, but to have the momentum from that event coming here to this community is going to be fantastic. You look at the impact of an event like this, and you think of whether it is the economic impact north of \$100 million, the 1,100 temporary jobs that get created or the worldwide exposure that this community is going to receive, not just the course here domestically on Turner and CBS but really going around the world to 200 countries and territories and a household reach of 550 million homes. That is a lot of eyeballs on our community, and we can't wait to shine and roll out the red carpet. The success of the PGA Championship is going to be measured in a number of different ways, certainly on site, by the enthusiasm of the crowd, by the competition, by who ends up hosting the Wanamaker Trophy at the end of the week, but for us, the PGA of America is really an opportunity outside the ropes from a community engagement standpoint to talk about the role that our Carolina section is playing in this community 365 around the year, and this is our largest section with over 2,000 members and apprentices here throughout the Carolina on the front lines growing the game, members of their community, and so we are going to really take an opportunity around this PGA Championship to grow the impact that they have on a daily basis. Again, I can't say thank you enough; I know we are short on time, so I just wanted to make sure that the message was heard loud and clear, thank you, and we are looking forward in less than 14 days now of welcoming the world to Charlotte.

**Councilmember Smith** said after what is sure to be a successful championship, hopefully this great City will be in the running for the Rider Cup in future years, so we can continue to showcase what a great community we have.

Mr. Mengel said absolutely; yeah the support that we've received has this as well positioned as any PGA Championship for success so we will see what the future holds.

**Mayor Roberts** said we are going to do a Proclamation during our televised portion downstairs in the Chamber for the PGA to help raise the awareness and let more folks know it is almost here.

Mr. Mengel said we appreciate that sincerely, and we look forward to a great week.

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**ITEM NO. 5: CAROLINA THEATRE REDEVELOPMENT UPDATE**

**Debra Campbell, Assistant City Manager** said for the sake of time we are going to run very quickly through this presentation. I wanted to talk to you a little bit about a project that came out of a referral that you all made on June 26, 2017 to the Economic Development Committee; the Committee reviewed and had lots of questions and a pretty engaged conversation around this project on July 13, 2017. I'm glad to say that the Committee unanimously voted to support the project and we have Michael Marsicano and Laura Smith with the Foundation for the Carolinas who is going to step through and give you an overview of the project and then I will come back up, and we will talk about the action that is requested of you tonight. The Agenda Item I think toward the end says Item No. 14, but it is actually Item No. 13.

**Michael Marsicano, Foundation for the Carolinas** said thank you for the opportunity to join you today. I want to express appreciation to the City Council, Economic Development Committee under the leadership of Councilmember Mitchell, Professional Team here at the City under the leadership of Marcus Jones and Tom Murray at CRVA all for their collective support in bringing us to you today. I know you are running out of time, so I'm going to go as quickly as I possibly can.

The background on the theatre is there were a handful of Carolina Theatres built in North Carolina in the 20s. Durham, Greensboro, and Winston Salem all restored their theatres. We have not done that yet; we officially closed in 1978, and there have been decades of repeated restoration efforts that have failed. The City Council transferred the property to the Foundation and requested two things of us, one to establish an Advisory Board with City Council representation. It was ably served by your colleague Patsy Kinsey; she is a theatre aficionado. It is also in her district and she is passionate about historic preservation, and she

was an important voice on the Committee. The second item was to leverage property to place back on the tax rolls if possible. With the second charge you gave us I must tell you, we had a tiger by the tail to put something on a postage stamp piece of property without putting poles in the historic Theatre was quite a challenge, but we did it. We have secured the Intercontinental Hotel for the property; it is a commercial investment of \$94 million. The financing has all been secured; it will be 270 rooms, a rooftop restaurant and other amenities. Its estimated annual tax revenues come in at \$4 million and the air lease revenues help fund to restore the theatre. This last bullet is really important that the community at large understand that the Foundation is not profiting from this commercial development. All the proceeds from the hotel are going into the theatre itself.

The design has been complete; the total costs are anticipate at \$56 million with value engineering and cutbacks we are going to bring it in at \$51.5 million without sacrificing the quality of the history restoration or the integrity of the program planned. We are bringing \$47 million up for the restoration to the table; \$45.6 million of that is in hand. There is \$1.4 million to be raised, and I am confident in our ability to raise that additional money from the private sector, but after that I assure you, I have played all remaining philanthropic cards I know to play. This leaves a need of \$4.5 million. If you folks decide to do this this evening, we would take the \$47 million add it to the \$41.5 million and that would get it us to the \$51.5 million. I'm actually very proud of how much private sector money we've brought to the table. If you consider the Gantt Center, the Knight Theatre, the Mint Museum and the Bachler were all paid by government dollars, this is over weighted significantly on the private side and I'm very proud of that.

Why have the costs gone over? There have been high costs increases in construction; there has been delay in the whole project to secure the hotel, but we thought that was an important thing to do to get the hotel. There were several unanticipated challenges with the 1927 facility. I went through some of those with the ED Committee and if you have questions about that I will answer them and technical requirements have also been unanticipated. Also the depth of abatement, we are going to take eight weeks just to remove the lead paint in the theatre from the 1920s.

The request to the Council is the \$4.5 million; this leverages a total of \$145.5 million; \$51.5 on the theatre, \$94 million with the hotel. It makes both possible; with the Ritz, the Intercontinental Charlotte will have two high end hotels. We will also preserve one of our very historic structures, creating a civil theatre and an arts venue. It secures \$4 million in annual tax revenues; about \$1.2 million is hotel/motel tax revenues, so the City investment of \$4.5 million would leverage \$141 million. In looking specifically at the tax revenues, these are estimated in working with your team here at the professional side; it comes in at \$3.9 million, almost \$4 million. The blue arrows are the funds that come directly to the City; the yellow arrow is the amount that comes to the City and the County in some kind of split, so the hotel pays for the hotel/motel money we are asking from you within three and a half years and then you have it from there on essentially. With that I'm going to introduce my colleague Laura Smith who has done all the hard work to help get the hotel. She is terrific. She is going to talk to you quickly about the programming and address the questions that Council asked at the Economic Development Committee meeting.

**Laura Smith, Foundation for the Carolinas** said I am Executive Vice President with the Foundation for the Carolinas and I am leading the Carolina Theatre Project for the Foundation. Just a quick reminder on the Carolina Theatre, it was a silent film Vaudeville Theatre, so it has a relatively small stage, and at one point the back side of theatre stage was actually cut off so we are working with a fairly small theatre. This theatre will not be for Broadway; it will not be for large theatre performance, but it can serve for a lot of unique purposes for the theatre. We have begun thinking about what our theatre can offer. We plan to have it very well aligned with the mission of the Foundation for the Carolinas, so we see it serving for much aligned with our civic engagements: town hall meetings, panel discussions, civil dialogue symposium, TED talks, and national speakers coming to this theatre. In addition to that, we envision partnering with other local organizations: Center City Partners, The City of Charlotte, UNC-Charlotte, Johnson C. Smith, Harvey Gantt, and we would love to partner with other organizations to see speakers come to the state. In addition to that, we would also see a strong film tradition, so we would love to partner with our local film festivals, second line films that we see and then also arts and entertainment, so we would see smaller

arts organizations in this; jazz trios, comedians, small bands, so this can be both local organizations as well as national organizations on this stage. We would see a combination of both on the state here.

We also can try some really unique things when we do this theatre, so we really thought out of the box. We would love to bring Saturday morning cartoons if we could back to the theatre. We would love to partner with our community with the blood mobile have a blood drive all day in the theatre and then everybody that gave blood that day that we show Dracula that night. Take a chance with the theatre to really experiment and to do some really unique things; to have some free programming in this theatre. Why not a High School Battle of the Bands? Try to reach into the community and do some different things in this community that we might not be able to do with other things, this is just the tip of the iceberg, and we've just begun thinking about programming, so we look forward to reaching out to our local community. What are the ideas that our community has in mind for this theatre? What are our local arts groups doing and sitting down with them and saying what else could be on the stage? All of this is going to cost money, and we are going to have to figure out how we pay, and we don't have all the answers to how we are going to pay for this, so we will have to figure that out as we go along, but we think we can be very creative about the programming for the Carolina Theatre.

I want to share with you; there were two questions that came out of the Economic Development Committee Meeting and wanted to address those head-on so you have the answers. The first one was a question about whether we would include historic silent film organ as part of that Carolina Theatre. Originally, the Carolina Theatre did have an organ in it. The second question was, were we going to subsidize or provide low cost rentals for local arts groups? I want to address those two questions directly for you. The first question is about, would we have a silent film organ at the Carolina Theatre? I did want to share with you first that the Carolina Theatre Advisory Committee did consider this question closely. First, you should know that that organ no longer exists at the Carolina Theatre. At one time we did have an organ, but we are not sure when that happened, but that organ has been missing for quite some years. The Advisory Committee did consider this over two meetings; we actually brought in experts nationally that came in and presented to us to look at this. We listened to organ music actually in the theatre; we considered our programming and then we looked at the cost of having an organ and bringing that back so if we could get one, fine one and have it donated what would cost from an infrastructure standpoint to have that organ? This was a hotly debated question, but ultimately our Advisory Committee decided that we would not move forward with placing an organ in our theatre.

The second question was really about would we provide subsidized use of the Carolina Theatre for local arts groups or local creatives to use our space. Initially when we looked at it, the primary use for the Carolina Theatre is really envisioned to be closely aligned with the Foundations for the Carolinas mission which is civil engagement and that is what the Foundation, in terms of our use, we will be subsidizing that use, but we think it is a great question about whether our community wants to help subsidize that. One of the things we are committed to as a Foundation is can we go out and find others that might be willing to help subsidize that piece for the local community as well. The Foundation is committed to go out and say can we talk with others, the Arts and Science Council, with funders, with sponsors, and are there others that might want to subsidize some use from our local arts groups? Regardless, we are committed if local artist want to use that space and we can come up with funding to let those individuals and local groups use the space as well.

One final piece that we wanted to talk to you about in terms of our community commitment from the Foundation is also about our commitment to the community. We work in the community each and every day and want to talk to you a little bit about through this project our commitment and one of our core values and just share a little bit about some of those efforts in terms of the project itself. The City will be setting our MWSBE goals for the theatre project. We've already met twice with City staff on this front, and as we are now moving we have contract we will be moving forward with setting those goals and our contractors committed to a robust process on that front. Additional enhancements on that front, we will be working to have a workforce apprentice program as part of the Carolina Theatre. I wish I could take credit for having the idea for this, but actually Ron Kimble and Ron Leeper and Vi Lyles approached us about having that program as part of this. We think it is a great idea



and the Foundation will be helping to subsidize that program as part of that Carolina Theatre construction process. We will also have a consultant that will be helping to work with us during our bid process and our bid packaging process so that we can help all in that process and will be doing a community outreach program as well to help educate our local contractors about the bid process and the bid packages that we will be pulling together. Those are just some additional efforts that we will be doing as part of this process.

We want to thank you guys for your time, answer any questions that you might have and then the other thing I want to share; we just finished our first piece of swag for the Carolina Theatre so we have Carolina Theatre T-shirts for all of you, so it says Carolina Theatre the sequel. So, two years from now we hope we will be opening the Carolina Theatre, and we hope you will be there with us. If you get a size that is too large or too small you can change it with your neighbor.

**Councilmember Mitchell** said the only thing I would say is thank you Foundation for the Carolinas; great presentation and for the ED Committee this was one of our special meetings just to talk about this great opportunity. We support it, and we hope Council will join us. Thank you Patsy so much, as Laura said, our historian, and Patsy gave us an inspiring speech about stop tearing down things and build something special in Charlotte, so thank you Patsy.

**Mayor Roberts** said this will be on the Business part of our agenda later tonight for a vote downstairs in the Chamber.

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**ITEM NO. 6: STATUS OF COMMUNITY INVESTMENT PLAN PROJECT COSTS**

**Mike Davis, City Engineer** said we do not have swag; I just received one. I don't have any to share with you guys, but I am here tonight, because I want to talk to you about some things happening in terms of construction costs that I think are sort of affecting the entire CIP, and thought you might want to see in the form of a broad picture before you see in the form of any specific Council Actions. Before I get into any details, I would just say at the front there isn't anything about what I'm going to tell you that it will affect negatively the delivery of projects, so we are not talking about taking away any projects; we are not talking about doing any projects any more slowly. We are going to continue to advance the CIP as has always been envisioned, but it is going to take some adjustments as we go. There is an action on tonight's agenda that relates to part of what I'm hoping to talk to you about, which is really to set a public hearing date at your next Business Meeting on August 28, 2017, so tonight is really kind of a preview for that, but you will have the action tonight to set that hearing date.

Just a couple of slides quickly on the CIP; the CIP historically in Charlotte has run like clockwork. We do it on a two year even numbered years has been our tradition, and historically we've enjoyed very strong voted support with our bond program, and all the time as we are adapting to new conditions, we are looking for opportunities to apply for grants and use those funds to offset so that we don't have to use our CIP dollars when necessary, and we can stretch the CIP as much as we can. Lastly, and this will become relevant on some slides coming up; we've gone through a historically turbulent period in terms of the cost of implementing the CIP, and I will show you what I mean in a minute. The other thing I want to tell you about is just sort of describe quickly the components that go into doing one of these projects; any project in your CIP of course it begins with community engagement and more recently it has gotten to the level of engaging in a way where we are really trying to get citizens to partner and how we select and identify projects, so reaching out earlier than we ever have in the identification of those CIP projects. We move into surveying and design, purchase the land whether it is for buildings or right-of-way for roadway projects, move utilities out of the way, write contracts to put out to bid and ultimately go to construction and so managing that from start to finish does take a period of years. We are all the time looking to figure out how we can move on that process more quickly but the reason I point out the timeline is because it is important to understand that all along the way we are trying to anticipate what is something going to costs by the time we are done with, compared to wherever we are in that process. Historically, that tracks at about 3%, and if you look at sort of broad history we are able to go off that sort of rule of thumb. What I'm going to show you here is, this is called the Turner Construction Cost Index; it is one of many that sort of

aggregates a lot of expenses it wrapped up in projects, and this is what the actual index has been going back to the mid 90's, so you can see when we went into the bubble before the great recession you can see where costs are really going up and then on the other side of that kind of went into the recession and are kind of clawing our way back out of it. That was a national picture, and I want to talk to you about it as we are seeing it locally. When we look at it locally this is kind of what we see. This is actually looking at the unit price of concrete pipe, which is a great way for us to get an insight because we use it on almost anything we build so what we see in this period coming out of the recession we are experiencing the same thing that others are experiencing nationally, but I would say more pronounced.

I want to talk about two parts of this; one part is when we were in the trough of that recession so a couple of things were going on. This is a good time for bidding work, and we were getting really low real estate prices, and we were getting great bid prices when it came time to award contracts. The other thing that happened we were the beneficiary of about \$35 million of outside grant money which enabled us to not have to spend CIP money. The issue that creates is it reduced the rate of spending that we were authorized to spend in 2010, so the action tonight deals with extending the authorization to spend 2010 bond dollars. It doesn't have anything to do with how quickly we are doing those projects; it is just the rate at which we spend money. The other part of this that I want to give you an overview about is, I mentioned that 3% historical escalation and compare that against what we are actually seeing in terms of real escalation, which if you just sort of construct a straight line coming out of that recession it tracks at about a 10% annual cost increase, and we find that is pretty comparable to what others are experiencing who are building in other sectors. So, the other part of this story is about CIP cost increase.

So, the first part dealing with that sort of happy issue of we didn't spend money fast enough while we were delivering the projects we promised, so bond authorizations in North Carolina are good for seven years, and if you need to take longer than that it requires approval by a board that is called the Local Government Commission, and all of that is set up by State Statute. What we are talking about as it relates to the 2010 bond program is \$188.6 million authorized by voters, \$90 million of that having been utilized on CIP projects and leaves a remainder of \$98.3 million that if we don't take action will be set to expire on November 2, 2017. Again, the reasons for that again primarily we had excellent prices of doing this work and second \$34 million in grant funding. One thing to point out is as we were able to accrue savings during those years when things were good, your annual budget process gave you the opportunity to update the CIP to add new projects, replenish money or add money into programs to do more project work.

Other things you may want to know about the LGC bond extension, it last for three years so it takes if from a seven year to a 10-year window; it has no adverse impact on the City's AAA bond rating, which is what enables us to borrow money very inexpensively. It is not an uncommon practice for cities, counties and school systems across North Carolina, and in fact others we seen are experiencing the same condition. It does require that Council authorize staff to make this application to the LGC and part of getting there is to have a public hearing. That is what I mentioned earlier would be held on August 28, 2017.

Requested actions, this is kind of the overall timeline, and I will just highlight a couple. The times that you will see it to tonight is that authorization to apply to the LGC and to schedule that public hearing. Then if we scheduled it we will have that public hearing on August 28, 2017 that enables the LGC approval either in the September or October timeframe.

All of that was sort of in that trough and coming out of it this is about understanding the market that we are in, so I just threw up some images about what we are really striving to achieve in this community is this kind of economic prosperity, but every one of those tower cranes and others like it, not in this picture, represents where we are competing in the market place for labor for materials so sort of the bottom line here is that we do expect higher costs going forward in the CIP then we projected in the past, so part of that is about higher land acquisition costs. Part of it is about having fewer bidders so every one of those contractors are trying to decide if they want to work for us or go out and work on one of those private jobs. Contractors are telling us stories about paying higher wages and they are having to pay more just to keep the labor to do the jobs they have already started and because of this volatility and uncertainty we are finding that price uncertainty is being included in the bids we

are getting. We are paying a premium on that uncertainty that everybody is facing in the market. The people who do this for a living and help give us guidance on it tell us that we should expect in the Charlotte market to see 8% to 10% cost escalations per year over the next two years and then we would expect to see that kind of retreat back to a more traditional 3% to 4%. Of course we will keep an eye on that; we are all the time adjusting cost estimates as they come forward at critical point in their life cycle, so as we always do we will be monitoring and making those adjustments.

Next Steps for us, we do expect there will be some adjustments needed to the CIP. You will experience that in the form of as when contracts are ready to be brought forward to be awarded if they exceed the project budget, Council would be asked to consider amending through a budget ordinance the budget for that project, so we think over the next year they could be something in the range of four or five of those. They don't add up to something that is unmanageable, but that is the purpose of me being here tonight is to let you sort of see the overarching trend behind that and be able to anticipate those kinds of changes. As I said at the beginning, we don't foresee that any of these changes will need to affect how we prioritize projects; the CIP that has been communicated is the same one that we are going to deliver with the same projects that have been identified on the same schedules that have been promised so any changes to those project budgets would require Council approval.

The last thing I want to say, to just sort of a personal note, is the greatest opportunity I see in all of this is to advance implementation of projects, so this whole business of trying to predict what costs are going to be when they are done has to do with how long it is taking us to do projects. We are sort of undertaking an effort; all those initiatives I mentioned from community engagement down to construction gives us an opportunity to find time savings, so we are going to be doing that over the next several months of reformatting kind of how we do project delivery in order to accelerate projects across the board.

**Councilmember Phipps** said as I understand it, this is the first time that we've requested an extension on a bond in Charlotte.

Mr. Davis said my understanding is that is true.

Mr. Phipps said we don't foresee any problems that this will be pretty routine?

Mr. Davis said no, as we project cash flow over the next several bond cycles we do not foresee needing to tackle this again in the foreseeable future and probably not ever.

Mr. Phipps said this LGC, is that a body that meets somewhere?

Mr. Davis said yes and maybe I will need help from Robert, but what I understand about it and see if this answers the question; the Board is contemplated by a state statute that has to do with fiscal controls for all municipalities across the state, and that same statute describes how that Board is created through various appointments.

Mr. Phipps said so they meet in Raleigh or somewhere?

Mr. Davis said now that I don't know.

**Randy Harrington, Chief Financial Officer** said the Local Government Commission is out of the State Treasurer's Office out of Raleigh, and they oversee all local government debt issuances.

**Councilmember Smith** said construction prices are through the roof; I see it in my business every day, and it is making it difficult for folks to do business. Question on the fewer bidders on the CIP projects, did we have an artificial spike during recession where people wanted to come do public sector work, because we had a better chance of paying the bills or have we seen a reduction? Have we made it harder to do business with the City and we are losing out on some folks? Are we paying promptly; are we doing all the things we need to do to make sure that we are competitive group for people to want to bid the work?



Mr. Davis said the first part of your question, I haven't looked at data to know, but we will take a look at that and anecdotally what I will say just in terms of learning about this sort of cycle that we've just gone through, I do think the City has been regarded historically as a very reliable place to come to get work; we are a great way for contractors to have some predictability in their business. I think we continue to be that and as I mentioned before, and I think every component of how we deliver projects is going to undergo some amount of scrutiny, so part of that is looking at how we handle payment, but I think the biggest factor we are facing is simply there is a lot of money to be made out in the private sector right now, and I think that is the single biggest headwind for us.

Mr. Smith said I know typically you see a little bit of rush to public sector during recessionary times. I just want to make sure we do everything we can to still be a good place for folks to want to come do work for us.

Mr. Davis said absolutely.

**Councilmember Ajmera** said with accelerating the delivery schedule for the CIP projects and with the two years extension are you anticipating using the remaining \$98.3 million?

Mr. Davis said yes, all of those funds will be spent according to how the CIP proscribes those dollars be used on projects. That won't change; it is just the timing of when those dollars hit when those projects need the dollars.

Ms. Ajmera said will three years be sufficient?

Mr. Davis said yes, we believe it will be.

**Councilmember Driggs** said I have a bit of a concern about this, because it has been seven years since the public heard a marketing campaign on the basis of which they approved these bonds and we have \$100 million now; half of the entire issuance that was approved then, seven years later that is unspent. It starts to look like our process for talking to the public about when we issue bonds and what we use them for is coming unglued. You pointed out there were a lot of underage's in terms of cost during the recession; we had money left over and now we are using it for what. So, I realize this is an unusual situation; we haven't done this often before. I would just like to emphasize that we should take seriously the description that we put out to the public when we seek an authorization for these bonds and not use any money that is left over for whatever purpose we want. We have a responsibility based on what we said when those votes were cast in favor of it. I don't want to debate the whole thing with you but listening to that description it feels to me like the money has just been sort of made available for general CIP purposes, without necessarily an immediate reference to the description in the original record. It gets to be nine years after the vote took place, so in general I would hope that we would have kind of tighter lead time, maybe even let an authorization lapse if it became irrelevant to go back to the public and give them a new description of what we are doing and get a new authorization and not treat money that is left over from bond authorizations as if it is in a piggy bank that we can go to for something else.

**Mayor Roberts** said can you speak to the project prioritization list and that sort of thing?

Mr. Davis said sure and again what I would sort of say at the start is this is primarily a cash flow issue. The way that the City identifies new priorities and repackages how projects get done happen the way we always plan out CIP so that includes designating new projects, and so when we had years of savings going back to 2010 and forward, those dollars that were realized through savings were included in the commissioning of new projects; some of them were named, and in some cases they might happen by adding money to a program like a sidewalk program that may doesn't name them in the CIP but cast a purpose for while those dollars are spent. In that way, it is meant to be very transparent about how those types of dollars are reallocated, reprioritized and then it goes through the same sort of public hearing process that precedes Councils adoption of a budget that includes that CIP. The challenge with it is when you then activate a project in 2014 from dollars that were originally conceived in 2010, you don't get to start the clock on 2014; the clock was still running from 2010. So, whatever time it takes you to deliver that new project that has been identified, you don't have that much time to spend that if that makes sense.



**Councilmember Lyles** said this may be a Randy Harrington question; I just want to make sure. I think this is a question you can debate about how you want to do it, but our practice has been something that I want to make sure is clear that if we approve transportation bonds any money within those bonds has to go to transportation projects, and they are consistent with the intent that we've included what changes is the number of projects we are able to accomplish. Now whether or not we want to go back and give that list out or how we do it; that could be something I think we could talk about, but I just want to make sure all of our funding sources are consistent with the vote that was made by the public. We haven't switched money from housing to roads or roads to something else. I just want to verify that we are doing that.

Mr. Harrington said Ms. Lyles, your recollection is correct. Any funds that were approved for transportation bonds have to go back into transportation projects; they cannot be used in any other form. The same as neighborhood improvement bonds, they have to stay within that bucket as well as affordable housing. The other thing I would add to that is for simple math purposes, let's say if there was \$100 million authorized, we will never spend more than what was authorized but as you go through that overall CIP program you might come in at \$95 million and so you've got \$5 million that due to various circumstances that can be reapplied and put back into those particular buckets where the savings were.

Ms. Lyles said so in this year's budget which I think we had unanimous approval; I can't recall how much transportation carryover we did, but I think it was around \$5 million. Is that about right?

Mr. Harrington said about \$6 million.

Ms. Ajmera said I know one of the reasons that you had already explained was that our \$34 million in grant funding that we hadn't originally expected when we issue the bonds so that resulted in the access which is allowing us to extend three more years. I just wanted to make sure that was one of the reasons.

Mayor Roberts said we will be voting on this three-year extension in the Business portion of our meeting later this evening.

Mr. Davis said tonight will be to schedule a public hearing and then you will be able to decide on August 28, 2017 what to do.

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**ITEM NO. 7: ANSWERS TO MAYOR AND COUNCIL CONSENT ITEM QUESTIONS**

**Mayor Roberts** said there were no Consent Item questions so the next item on our agenda is the Public Forum.

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**ITEM NO. 8: PUBLIC FORUM**

**Mayor Roberts** explained the rules and procedures for the Public Forum.

**Pro-Choice Charlotte**

**Kelli Jordan, 13523 Quiet Stream Court** said the City of Charlotte is suffering from an identity crisis. On one hand we say we want to promote a community where values of freedom and equality are prized but in actuality we ignore the pleas of help from vulnerable populations and keep in place policies designed to profligate a system of oppression. I'm a clinic escort volunteer, and I hear pleas for help from patients trying to travel to their legal medical appointments who face harassment, manipulation, or intimidation. Several of you have said that you want to help these patients but on June 10, 2017 Love Life Charlotte once again filled with Latrobe Drive with about 800 protestors. Two weeks prior, the police were notified by concerned citizens who volunteer with Pro-Choice Charlotte. Members notified the police to inquire if the required parade permit had been granted for this event and to find out what kind of response CMPD was planning to keep the clinic accessible and open. Love Life Charlotte had not filed for the parade permit in the 30-day advance notice given to the

City; when the City learned of another plan for another large protest they waived the rules. The City reached out to Love Life Charlotte and told them to submit the parade permit application, and the City granted the request with only a week notice. This resulted in changing traffic patterns, blocked streets, an increased police presence and confusion and anxiety for patients. Not only did the City help anti-choice protesters apply and then award a parade permit outside of the specified guidelines, but the City, by their own admission, awards 80% of amplified sound permits to the anti-choice protesters. This is far from equitable yet the City has stated that they will not review the process of how the sound permits are awarded. CMPD pledges to keep its citizens safe yet the City continues to promote an environment where tensions increase weekly. Last week clinic defenders were assaulted by cognitively impaired man after employees of the Crisis Pregnancy Center spoke to the man and riled him up. Just today a patient reported that these same employees threw replica fetus models at their cars as they traveled to their appointment. The Opportunity Task Force executive summary states access to reproductive health information and care is playing an important role in the stability of a family. Unintended pregnancy has the capacity to take a young woman or man off track from his or her educational employment plans, prompting researchers to agree that the path to reducing intergenerational poverty includes encouraging all young people regardless of background to delay parenthood until ready. In a City with the least upper mobility, this should be an important piece of research to focus on, but our state has cut the budget of dozens of programs that aim to educate teens about reproductive health and contraception and has given that money to Crisis Pregnancy Centers who are religiously backed organizations made to look like medical facilities but do not practice medicine, use medical facts or standard identities.

#### **Support Using Tourism Funds to Attract MLS Soccer to Charlotte**

**Jesse Newsom, 2718 Springs Drive** said I live in Ed Driggs' District, and I'm here to thank the City Council and the Economic Development Committee for exploring the soccer opportunity to see whether using tourism dollars to chip in for a stadium would be the best use of those dollars; I think it would. I listened to some of the testimony or your meeting last Thursday, and I wanted to respond to two of the questions, one relating to the location and one relating to the competitive situation. Ten years ago, if Charlotte had gone to Major League Soccer and said we have an owner, we have a stadium plan, MLS would have let us in right away as they did for five or six other cities. We could have proposed a new stadium at Eastland Mall but no longer. Now that there is a lot of interest from many other cities, the opportunity has driven MLS to structure this as a competition. They set the timeline, and they score the bids. If we don't compete one of the other cities is going to get something that we don't have and maybe to attract the next big employer, we are going to have to sweeten our incentives a little bit, and it is a pay one now versus pay many times later kind of situation. Unlike building an art museum or a zoo or something, which you can do on your own timetable, the League sets a timing here, so we have to bid our best. We have to bid our best site and that best site is Memorial Stadium, and frankly our old friend could use a little help. The American Legion has spoken in favor of a respectful stadium renovation for soccer at the last two County input events over the past year. So, picture this; this is part of my vision, a stadium design that incorporates an actual memorial on the ground, something it doesn't have right now. Maybe a big granite block that says something like To Honor The Soldiers of the American Legion from Mecklenburg County; something that is accessible and not locked up 24/7, something that becomes a focal point for City patriotic displays such as on Veterans Day. I picture a dignified deconstruction ceremony, maybe even with a Color Guard where the rocks of the rock wall are carefully set aside until they are restored back into the stadium bowl during construction. I would like to end up with a memorial and a stadium, something that we can be proud of, something where I can take my father who served in the Navy and show him and say this is what Charlotte thinks of its veterans.

As to the competitive situation it is like this; MLS is going to put one team in the southeast, so our competition is Nashville and Raleigh. So, if we can't come in first compared to Nashville and Raleigh then we are going to be shut out. The thing is they are fast growing too, and they also struggle with housing, traffic, schools and everything that we do, so if they win what they means is they are finding a way to make it work and we aren't. Thank you, I hope we can get soccer here.

### **Police Brutality on Black Men in Charlotte**

**Anthony Abraham, Sr., 9813 Gorthwood Row** said what I am here tonight for is I'm for justice for Mr. Keith Lamont Scott. Mr. Mitchell, I told you I had pictures. I don't know if I could show the pictures or not but, I have a problem with this picture in particular. I have a picture here of a uniformed Police Officer shooting Mr. Scott in his back and this is no game we are playing here. Mitchell, I told you I was going to bring these pictures and they are here tonight. I've got Sergeant Pendergraph holding a gun over there, and it is a 380 right here. We can't let our officers come to the scene with murder weapons. When we start doing this, this is homicide; he was shot in the back several times, and on these pictures I want to show it to the Board if I can. Pass it around. On those pictures what it is going to show you is murder, first degree. I don't why Chief Putney said what he said about there was no book on the scene, and I don't know why the DA Andrew Murray said you couldn't see his hands. On those pictures I just handed you, you can see his hands, you could see his right hand and his left hand and his ankle bracelet and what the DA said was a holster. You are going to a convenience store and show a man wearing a holster and his leg was covered up with his holster, but now I've got a picture right there where I'm showing you where his holster was already rolled up over his ankle when he got back to the scene. That lets you know if he didn't have a gun when he was shot that was murder one, and Chief Putney knows that and I'm asking for his resignation tonight, and Andrew Murray. I've already sent him to the State Bar. This is not a game with me; I don't sleep at night. My name is Anthony Antonio Abraham, Sr. this is worse than any tears. What I've discovered was murder; Vinson ain't shot nobody. Okay so why we got Vinson on trial and Hostutler, I would like for his body cam here goes your murderer right here, Uniform Cop. I want you all to subpoena the body cam of his officer in front of this Board, and you will see homicide. Another thing I want to do is this police car right here, 744 got a dash cam video that is seeing murder that the Chief is covering up. Now you all sitting back there in your white uniforms, but I got a couple of those pictures with the white uniform also there watching Mr. Scott get shot in his back. This is the picture I took of Mr. Pendergraph, the one that I just showed right here. This is him clearly with a gun in his hand at the murder scene. You cannot bring a gun to the murder scene, and this officer right here it was first degree murder and I'm not to sleep Jennifer Roberts until one of your officers need to be held responsible for killing Keith Lamont Scott.

### **North Carolina Military Veterans' Hall of Fame**

**David Broadie, 13132 Purple Dawn Drive** said it is an honor and a privilege to stand here before you this evening as a founder and CEO of the North Carolina Military Veterans' Hall of Fame. It is believed that we lost our last World War I American Veteran in 2011. May they all rest in peace and know that they left behind a grateful nation, state, county, city, and community. We open our arms and our hearts in welcoming them home; they do not all come home alive. They do not all come home whole; many are not yet home. The abnormality of their sacrifice is beyond compare. Professional athletes get paid millions of dollars to perform at a high level and when their career is over some of them get selected to be in their Hall of Fame of their respectful sports. By being inducted into their Hall of Fame, it allows their accomplishments, stories, legacies to live beyond their demise. Joe Fazio, reporter major league baseball July 12, 2017, the American League picked up his fifth straight all-star game win Tuesday thanks to Robertson Canno 10th ending home-run. Canno hit the first extra ending home-run in an all-star game in 50-years. This was a story seen and heard around the world by millions of viewers, but the most important comment comes next. Canno built upon his own legacy with a home-run of Wade Davis that lifted the American League to a two to one lead over the National League. For veterans of our arm forces, our playing field may be different and our opponent a much greater threat; we've built monuments to signify the greatness of our nation, but we owe these men and women more than what we could ever repay, but we start by saying thank you, and we start by creating a facility to honor them for their sacrifice. The North Carolina Military Veterans' Hall of Fame is primarily to honor and recognize the valor achievement and service of our beloved state's proud veterans. We shall educate and aspire our state's youth and communities to humbly appreciate the true sacrifice of American freedoms throughout their lives. After doing research, it was discovered that there were Military Veterans' Hall of Fames in several other states and North Carolina was not one of the states. Currently, there are 19 Medal of Honor recipients accredited to the State of North Carolina and 14 Medal of Honor recipients that were born in North Carolina but have moved or enlisted to another state; therefore they still



have ties to this State. On August 3, 2017 we will make history by opening the doors to the North Carolina Military Veterans' Hall of Fame.

### **Opposition to Use Tax Dollars to Subsidize a MLS Stadium**

**Leslie Dwyer, 2528 Laburnum Avenue** said I am here to speak tonight, not because I oppose soccer, because I don't oppose soccer, but I do oppose the proposed financing plan for this stadium. I want to thank you for the Economic Development Committee meeting last week, because you asked the appropriate questions I've been dying to get some information around. Also Mayor, to your point, I think we proved on February 27, 2017 that the Latino Community does know how to find your chambers, if they want to speak up in favor or against something, instead tonight you have people here that are concerned about affordable housing. As a former financial advisor to Milwaukee, when they were building the Miller Park Stadium, I'm really concerned, because this is about putting a square peg in a round hole. It is what makes this so confusing, and it is why I launched a website [notaxesformls.com](http://notaxesformls.com) and when you come up with more information from Economic Development I will put it there. Also, keep in mind the County only has \$10 million worth of work left to do on that stadium, and if they did that they would be no City money involved. I'm really sad tonight, which is making this harder than it was when I was just angry at the County Commission, because I fell in love with Charlotte 20-years ago, because the leadership of Mr. McColl and Mr. Crutchfield was about leadership where public/private partnership very clearly meant that private money was added to public money in order to deliver a public good like housing. Look at First Ward; they pulled that off, because they were committed to making Charlotte what it could be today. They had a vision for that. Right now you are being asked to put \$30 million of tourism money into this, and yeah it can be used for this, but it is already needed for commitments we have for the Convention Center, Bojangles Coliseum, Ovens Auditorium; there is a list on your own website. The problem with that is that once we use all the tourism money for this that means our existing commitments come out of the general fund, and where can the general fund be used? In housing, this is important and it is about privilege. Right now, we rely on low rent housing from the private sector in order to meet the needs of affordable housing way too much. That is why you have people outside right now that are really concerned about finding a place to stay in the next 30-days. I want to see the private sector, the CRVA, Center City Partners, and the Chamber start coming up with opportunities for the private sector to combine its forces with the public sector to meet a public good.

### **Comment Made by a Council Person**

**Sebastian Feculak, 3232 Williams Station Road, Matthews** said I did want to thank the City Council for opening up the floor again for the public. I'm here actually for two specific issues; I first wanted to applaud our City Councilwoman Dimple Ajmera for standing up for values of equity and unity. It is important to remind the Charlotte community that no matter whether you are an immigrant, black or brown, LGBT plus or whoever, you are welcome here no matter what. We have to recognize our politics are not some theatrics to stage support for xenophobia or racism or sexism. We've all heard these comments coming from the current President Trump, and if the Republican Party won't hold him accountable I'm glad that our leaders and that we as voters will hold him accountable, and we won't support those sorts of values during the election this year or any other year.

The next issue I want to mention in solidarity with the families that have received a 30-day notice in NoDa for eviction. These are 13 families, and they have about three weeks left to find new housing, and as City leaders I request that you immediately intervene in this situation. There is very little time left for these folks to find new homes; it is very expensive now to live in different parts of the City, and I ask that you have resources to do something to do something about this to step in. You can call the developer and ask them to put a hold on the project, give them more time, use the general funds available to create some sort of fund to support these families. Help them with moving costs or whatever needs to be done just to intervene. We know we have resources to do something about it whether it is to get them more housing as well. Of course it is an election year and a lot of folks are watching the meeting here and we are looking how do our leaders act in dire times? We are asking you to please act, because we want to see what our leaders are capable of if we are planning to vote for you during this election so please do something about this situation. Also please look for the families of Farm Pond Lane to the burnt apartment complex; are they still



homeless and what kind of options do they have. We can't just be talking about and holding some sort of cookouts and things like that and giving them food; that is not enough. We need to find them housing too. Finally I do want to mention considering the number of issues we have discussed here today from housing to the pro-choice activist, to the MLS Stadium, and hopefully next time we can possibly use a room that is much bigger, open it up to more individuals to be present here.

### **Opposition to Trump Ideology Dictating Charlotte City Policy**

**Ray McKinnon, 5720 Brookfield Pointe Drive** said I want to echo Sabastian's concerns, considering that this is the only opportunity to hear from the public. I hope we can move back, even if you don't televise it to where half the room isn't taken up by staff so that the public don't have to sit in another room.

I want to come here and talk about Charlotte values. Courage is a Charlotte value; standing up for people who are counted out is a Charlotte value. Xenophobia is not a Charlotte value. Leaving folks out is not a Charlotte value. Demeaning and putting aside women is not a Charlotte value. I am always happy to stand with people who have courage; I am always happy to stand with people who have conviction and some might say that a person misspoke when they said that people who support this President and his hate and his vitriol misspoke or did not speak well. I say good on them, because anybody who has the courage to look in the face of this President and say you don't speak for us and call on leaders in this community to do that. Folk who were very quick to stand up and speak up against a woman who had courage and say that she shouldn't have said something, but I notice that they were very quiet when the same group that they riled up started speaking hateful and xenophobic and sexist comments to the same person. You can't be a person who is ready to speak up against a woman who has courage, but you are so quiet in the face of your President, our President who does not represent our values. Last November, the majority of Charlotteans said we do not accept President Trump and his hate and his xenophobia. What we need are people who have courage, courage to say that yes we are a City that is pro-choice and week after week and month after month Pro-Choice Charlotte has had to come in here and say please do something. It is time not for telling us what you can't do. We need for you to tell us what you can do. For months, Pro-Choice Charlotte has come in here and asked for help and every month they are having to come in here because people are blocking the entrance. We have people outside these doors now who don't have housing, because we haven't figured out a solution to affordable housing and we are counting on slum lords to get people who need housing. I love people who have courage and tell us what they can do; it is time out for what you can't do Charlotte City Council. We are happy to stand always with people who have courage; we are happy to stand always with people who know that even if you stand alone with a shaking voice it is always right to do right.

### **Charlotte's Increase in Crime and Violations**

**Mark Fontanilla, 2555 West MLK Boulevard, Unit 2402** said this is wonderful that you have this forum within Charlotte. I've been here for about six and a half years, and I've seen a couple of great things over the time that I've been here but also some disturbing trends, and one I want to bring up today is the increase in the crime rate I've seen and you have seen it also over the past six and a half years. I like numbers so a couple of numbers I would like to bring up, according to neighborhoodscout.com, which is a public website in the United States; one in 260 is the odds of a violent crime as of 2015. That is a national average. Now, if you look at Charlotte where Charlotte fits in there it is one in 144 relative to one in 260 nationwide. Now, let's compare that to other big cities; the three largest cities, New York City, Los Angeles, and Chicago odds of violent crime as of 2015 one in 173 for New York City; one in 155 for Los Angeles, California and one in 110 for Chicago. Again, Charlotte one in 144 and that is in 2015. If we extrapolate that to today where we have, according to CMPD crime rates that are, especially violent crime rates across burglary, rape, assault, battery, almost every matrix in these indexes are up year over year and above the five-year national average. I think this is empirically and subjectively in what we are seeing in the press and what we are noticing as citizens. We see this crime rate accelerating relative to other big cities and other cities of similar size across the county, it looks like we are outpacing that rate of crime. I have talked to a couple of people in public service in the City and two statements stand out. The first one it is going to get worse before it gets better and second it is probably

just a bunch of people making trouble, which disturbs me a little bit because instead of thinking about things like a previous speaker spoke and said instead of trying to figure out how not to do something, why don't we try and figure out how to do something. In other words how do we figure out how to make this better? Again, the largest city in the County, New York City has its crime rate drop over the past five-years or so with different techniques, and I think that Charlotte can utilize some of those techniques because again how it is going to get better after it gets worse.

### **In Support of Residents of Twin Oaks Apartments in NoDa**

**Braxton Winston, 1401 Anderson Street** said I am a candidate for Charlotte City Council At-Large but I am speaking to you tonight as a resident of the zip code of 28205 as a homeowner in that area. I moved to that place in 2005, when I was still a student at Davidson College. It was not NoDa at that point in time; it was just North Charlotte or East Charlotte, depending on who you asked. I've seen over and over again as my neighbors have been displaced. I recently was given an ultimatum by my former landlord that he was going to sell, and I was either going to have to move or figure out how to buy. Luckily, I was able to leverage my social capital with my family and figure out a way to make this happen. It was very, very, very difficult, but today my neighbors in the Twin Oaks Apartments on East 36th Street are not faced with the realities that I'm faced with. So, I'm asking my Councilwomen Patsy Kinsey and my At-Large members; I have neighbors that need help. We use buzz words like inequities, development, ones that I use and believe in. Now is the time to really operate in the spirit of the Opportunity Task Force and figure out, how do we leverage political capitals or financial capitals or social capitals within the communities to provide options for these folks that just want to be part of the community? They understand what is going on; they are not asking for handout; they are not asking for the growth to stop; they are asking for time. They are asking for help to remain in some sense a part of the community. When we went over there yesterday I had a guy say there are apartments in a different county; if we are displacing people outside of our county is that really development. If certain people get an economic windfall, but we have to deal with people that are out on the streets whose is really developed? Is it Charlotte or is it an individual? I'm really up here pleading for my neighbors; please figure out a way to step in and bring our resources together. There are options here; there is something we can do. I don't have all the answers; nobody has all the answers, but if we do the work, use a bit of common sense and use our resources we can insure that 13 to 18 families won't be out on the street.

### **Concern Regarding Neighbors on 36th Street**

**Molly Barker, 3224 Wesley Avenue** said I did not prepare any remarks, because I didn't expect to get up here, so I'm going to do what I do which is speak from the heart. I live in zip code 28205; I live directly next door to Twin Oaks, and Sharon is my neighbor. I was out walking the dog, met Puddin who lives over there. I've met Ben; I've met Sharon. I've met Sunshine and these are my neighbors. When I saw on the news that my neighbors were being kicked out without the honor of being part of that process with only given 30-days and \$500, I walked over, and I knocked on Sharon's door. We gathered up a group of us; there were some of us from outside the community and some within, and we got underneath the oak tree, and we asked what do you need? What do you want, and what did you say?

Sharon said we asked for more time and help, no more money because the people over there are all disabled and the people that bought the property from us they sent us a list of apartments but they are all waiting lists, so it is really hard right now. I'm speaking up for them and myself so if you can help us we will be real grateful and appreciative.

Ms. Barker said I also want to thank a couple of people that have been a part of kind of developing this relationship, because this is just the tip of the iceberg. This is just a very small community of 18 people; there are hundreds of people that are dealing with this, and I think part of the issue is we don't know them. We don't know each other anymore. I want to thank Bobby Drakeford; he is here and he is representing the Shea Group, the builders, and he has taken the time thanks to Patsy Kinsey to recreate something more positive and is supporting these people in a way that wasn't original set. He is giving them more time, and so I guess my plea to all of us is there is an amazing opportunity for corporations, companies, people just like me that live in the neighborhood, and you, this is time finally that we've got to

work together, because this is the Charlotte that we are. It is not the one that I loved; it is the one that I love, so I thank you all so much. I'm going to be around for a while, and if you would like to just be a part of this as a human being, not representing the organization you represent or the position you hold but as a human being that cares about other human beings please come find me and let's do something.

The Dinner Briefing was recessed at 7:08 p.m. to move to the Meeting Chamber for the regularly scheduled Business Meeting.

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**BUSINESS MEETING**

The City Council of the City of Charlotte, North Carolina reconvened for the Business Meeting on Monday, July 24, 2017 at 7:26 p.m. in the Meeting Chamber of the Charlotte Mecklenburg Government Center with Mayor Jennifer Roberts presiding. Councilmembers present were Dimple Ajmera, Ed Driggs, Julie Eiselt, Patsy Kinsey, Vi Lyles, LaWana Mayfield, James Mitchell, Greg Phipps, and Kenny Smith.

**ABSENT:** Councilmember Claire Fallon.

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**INVOCATION AND PLEDGE**

Councilmember Lyles gave the Invocation followed by the Pledge of Allegiance to the Flag.

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**AWARDS AND RECOGNITION**

**ITEM NO. 9: PROFESSIONAL GOLFERS' ASSOCIATION (PGA) CHAMPIONSHIP PROCLAMATION**

**Mayor Roberts** said this evening we have a recognition for the PGA, Professional Golfers' Association Championship which is going to be in Charlotte starting August 7<sup>th</sup>.

**Councilmember Mitchell** read the following proclamation:

**WHEREAS**, the Professional Golfers' Association (PGA) of America will celebrate its 99th men's PGA Championship at Quail Hollow Club; and

**WHEREAS**, the PGA Championship is one of the four major championships in professional golf, the final major championship of the year, and includes the top international golfers; and

**WHEREAS**, the Quail Hollow Club and the Charlotte-Mecklenburg community will host the PGA Championship for the first time; and

**WHEREAS**, this global sporting event will attract over 200,000 golf fans to Charlotte-Mecklenburg from around the world over the seven day tournament period and be broadcast in over 200 countries reaching nearly 500,000,000 homes; and

**WHEREAS**, Charlotte-Mecklenburg is proud to showcase our world-class customer service and southern hospitality; and

**WHEREAS**, the PGA Championship provides a positive impact for Charlotte- Mecklenburg through economic benefits to hotels; restaurants; rental companies; services; temporary employment; and inclusive exposure to the game of golf and the golf industry for youth, military veterans, and diverse business organizations:

**NOW, THEREFORE, WE**, Jennifer Watson Roberts, Mayor of Charlotte, and Ella B. Scarborough, Chair of the Mecklenburg Board of County Commissioners, do hereby proclaim, August 7 – 13, 2017 as

**“PGA CHAMPIONSHIP WEEK”**

in Charlotte and Mecklenburg County and commend its observance to all citizens.

Mayor Roberts said we are looking forward to hosting that International event here in Charlotte and all the great recognition it is going to bring our City and I’m sure we are going to have a wonderful hospitable time.

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**CONSENT AGENDA**

Motion was made by Councilmember Mitchell, seconded by Councilmember Ajmera, and carried unanimously to approve the Consent Agenda as presented.

**Item No. 21: Drug Court Attorney Funding**

(A) Approve the FY 2018 contract in the estimated amount of \$39,546.59 with the Administrative Office of the Courts for funding of our Assistant District Attorney positions, and (B) Authorize the City Manager to renew the contract for up to two additional one-year terms with possible price adjustments and to amend the contract consistent with the purpose for which the contract was approved.

**Item No. 22: Habitat for Humanity of Charlotte Funding**

Approve a Community Development block Grant allocation in the amount of \$375,000 to Habitat for Humanity of Charlotte for single family rehabilitation.

**Item No. 23: Code Enforcement Demolition Services**

(A) Approve contracts with the following companies for demolition services for an initial term of three years: D. H. Griffin Wrecking Company, Inc.; Double D Construction Services, Inc.; Trifecta Services Company; W. C. Black and sons, Inc., and (B) Authorize the City Manager to renew the contracts for up to two additional one year terms with possible price adjustments and to amend the contracts consistent with the purpose for which the contracts were approved.

**Item No. 24: Tree Removal and Pruning Services**

(A) Approve contracts with the following firms for tree removal services in an amount not to exceed: The Davey Tree Expert Company \$220,000; E. Schneider Enterprises, LLC dba Schneider Tree Care \$200,000; Heartwood Tree Service, LLC \$180,000; Frady Tree Care \$170,000; AAA Tree Experts, Inc. \$170,000; (B) Approve contracts with the following firms for tree pruning services in an amount not to exceed: Arborguard, Inc. dba Arborguard tree Specialists \$100,000; The Davey Tree Expert Company \$100,000’ E. Schneider Enterprises, LLC dba Schneider Tree Care \$75,000 and The F. A. Bartlett Expert Company \$75,000.

**Item No. 25: Cross Charlotte Trail design Services**

Approve a contract in the amount of \$549,100 with Alta Planning and Design, Inc. for design services for the 7<sup>th</sup> Street to 10<sup>th</sup> Street segment of the Cross Charlotte Trail Project.

**Item No. 26: Park South Drive Extension Project**

Approve a contract in the amount of \$520,000 with AECOM Technical Services of North Carolina, Inc. for planning and design services for the Park South Extension Project.

**Item No. 27: Central Avenue at Clement Avenue Pedestrian Safety Project**

Approve payment to Duke Energy for up to \$110,000 for the relocation and installation of new poles at the intersection of Central Avenue and Clement Avenue.

**Item No. 28: Telecommunications Ground Lease**

(A) Adopt a resolution approving a 25-year ground lease with the Communications Tower Group, LLC at 5824 Jim Kidd Road at a base rent rate of \$1,500 per month with 15% escalation every five years, and (B) Authorize the City Manager to negotiate and execute the ground lease.



The resolution is recorded in full in Resolution Book 48, at Page 369-370.

**Item No. 29: Twinfield Drive Storm Drainage Improvement Project**

Award a contract in the amount of \$598,733. 30 to the lowest responsive bidder United of Carolinas, Inc. for the Twinfield Drive Storm Drainage Improvement project.

**Summary of Bids**

United of Carolinas, Inc.	\$598,733.30
Hall Contracting Corporation	\$605,455.40
RJJ Construction, LLC	\$631,779.50
Zoladz Construction Co., Inc.	\$633,413.00
B & N grading, Inc.	\$648,478.05
Fuller & Company Construction, LLC	\$654,638.60

**Item No. 30: Prosperity Village Intelligent Transportation System Project**

Award a contract in the amount of \$229,054.99 to the lowest responsive bidder Whiting Construction Company, Inc. for the Prosperity Village Intelligent Transportation System project.

**Summary of Bids**

Whiting Construction Company	\$229,054.99
ALS of North Carolina	\$324,060.90

**Item No. 31: Sidewalk Trip Hazard Removal Services**

(A) Approve a unit price contract with Precision Safe Sidewalks, Inc. for the removal of trip hazards on sidewalks and curbs for an initial term of one year, and (B) Authorize the City Manager to renew the contract for up to two, two-year terms with possible price adjustments and to amend the contract consistent with the City’s business needs and the purpose for which the contract was approved.

**Item No. 32: Monroe Road Phase 4 Fiber Installation Project**

Award a contract in the amount of \$144,918.68 to the lowest responsive bidder Whiting Construction Company, Inc., for the Monroe Road Phase 4 Fiber Installation project.

**Summary of Bids**

Whiting Construction Company, Inc.	\$144,918.69
STS Cable Services	\$214,251.96

**Item No. 33: Construction Manager at Risk Services for Sanitary Sewer Improvements**

Approve a contract in the amount of \$491,270.30 with Garney Companies, Inc. for the Preconstruction phase services associated with the Doby Creek and Little Sugar Creek Tributary to Fairview Road Sanitary Sewer Improvement project.

**Item No. 34: Water and Wastewater Treatment Facilities Electrical Engineering Services**

Approve a contract in the amount of \$287,135 with Sturgill Engineering, PA for professional electrical engineering services.

**Item No. 35: Charlotte Water Electrical Maintenance and Repair Services**

(A) Approve unit price contracts with the following companies for electrical maintenance and repair services for an initial term of three years: Energy Erectors, Inc., and Northern Electrical, Inc., and (B) Authorize the City Manager to renew the contracts for up to two additional one-year terms with possible price adjustments and to amend the contracts consistent with the purpose for which the contracts were approved.

**Item No. 36: Water and Sewer System Repairs**

(A) Award a contract in the amount of \$2,837,592 to the lowest responsive bidder, State Utility Contractors, Inc. for Water and Sewer Repairs, and (B) Authorize the City Manager to approve up to three renewals with possible price adjustments and to amend the contract consistent with the purpose for which the contract was approved.

**Summary of Bids**

State Utility Contractors, Inc.	\$2,837,592.00
Propst Construction Company	\$3,520,007.00
Hall Contracting Corporation	\$4,004,672.00

**Item No. 37: Water and Wastewater Treatment Facilities Roofing Replacement Program Management Services**

Approve a contract in the amount of \$1,623,433 with Amec Foster Wheeler Environment & Infrastructure for program management services for the Charlotte Water Roofing Replacement Program.

**Item No. 38: Charlotte Water Miscellaneous Engineering Services**

Approve contract with the following companies for engineering services for a term of three years: Black & Veatch International Company, CDM Smith, Inc. HDR Engineering, Inc. of the Carolinas, Hazen and Sawyer, Brown and Caldwell, Stantec Consulting Services Inc., Willis Engineers, Inc. an SBE, and WK Dickson & Company, Inc.

**Item No. 39: FY 2018 Water and Sewer New Service Installations**

(A) Award a contract in the amount of \$2,696,930.50 to the lowest responsive bidder B.R.S, Inc. for the installation of water and sewer services, and ( B) Authorize the City Manager to renew the contract for up to two additional renewals with possible price adjustments and to amend the contract consistent with the purpose for which the contract was approved.

**Summary of Bids**

B.R.S, Inc.*	\$2,696,930.50
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\* On June 9, 2017, the City issued an Invitation to Bid; zero bids were received. On June 27, 2017, the Invitation to Bid was re-issued; one bid was received from an interested service provider. B.R.S., Inc. was selected as the lowest responsive, responsible bidder.

**Item No. 40: Utility Billing, Payment, and Related Services**

(A) Authorize the city Manager to approve an amendment to extend the current contract with for Utility Billing, Payment and Related Services for a period three months to support the transition of service to the new contract, (B) Authorize the City Manager to negotiate and approve a five-year contract with four one-year renewals with Kubra, the current billing vendor, to provide and implement Utility Billing, Payment and Related Services, (C) Authorize the City Manager to approve price adjustments and amend the contract consistent with the purpose for which the contract was awarded, and (D) Authorize the City Manager to approve additional purchases as needed from time to time to optimize the Utility Billing, Payment and Related Services Program.

**Item No. 41: Charlotte Water Engineering Design Services Contract**

Approve contracts in the amount of \$200,000 with each of the following companies for professional engineering design services: GHD Consulting Services, Inc. and Yarbrough-Williams & Houle, Inc.

**Item No. 42: Transit Right of Way trash Removal Services Contract**

(A) Approve a contract for us to \$75,000 with Green's Commercial Cleaning, Inc. for trash removal services for a term of two years, and (B) Authorize the City Manager to renew the contract for up to one additional two-year terms with possible price adjustments and to amend the contract consistent with the purpose for which the contract was approved.

**Item No. 43: LYNX Flue Line Extension Facilities Furniture**

(A) Approve the purchase of furniture for new Blue Line Extension (BLE) facilities and the renovated South Boulevard Light Rail Facility from a cooperative purchase contract as authorized by G. S. 143-129(e)(3), and (B) approve a contract with Alfred Williams & Company for the purchase of furniture for Blue Line Extension facilities and the renovated South Boulevard Light Rail Facility for \$150,000 from the North Carolina Statewide Term Contract 420A.

**Item No. 44: Enhanced Mobility of Seniors and Individuals with Disabilities Sub-Recipient Contracts**

Authorize the City manager to negotiate and execute contracts with the following organizations as sub-recipients for Federal Transit Administration Section 5310 grant projects: Centralina Council of Governments (CCOG) in an amount not to exceed \$187,109; Iredell County (operating) in an amount not to exceed \$125,000; Iredell County (Capital) in an amount not to exceed \$112,000; Mainstreaming Consultants, Inc. dba Disability Rights & Resources in an amount not to exceed \$182,278; Metrolina Association for the Blind (operating) in an amount not to exceed \$129,663; Metrolina (capital) in an amount not to exceed \$2,000 and Union County in an amount not to exceed \$72,000.

**Item No. 45: Bus tire Leasing and Services**

(A) Approve a unit price contract with Bridgestone Americas Tire Operations, LLC for Bus Tire Leasing and Services for an initial term of three years, and (B) Authorize the City Manager to renew the contract for up to two, one-year terms with price adjustments and to amend the contract consistent with the purpose for which the contract was approved.

**Item No. 46: Airport Communication Consulting Services**

(A) Approve a contract with the following companies for Communication Infrastructure design consulting services for an initial term of three years; AME Consulting Engineers, PC; db Consulting, Inc., and (B) Authorize the City Manager to renew the contracts for up to two additional, one-year terms with possible price adjustments and to amend the contracts consistent with the purpose for which the contracts were approved.

**Item No. 47: Airport Planning Consultation Services**

Approve a contract for planning consultation services with the following vendors for a three-year term: Landrum and Brown, Inc.; RS&H Architects Engineers Planners, Inc., GS&P/NC PC, and Ricondo & Associates, Inc.

**Item No. 48: Airport Communication Room Fiber Installation**

(A) Approve a contract in the amount of \$1,169,723 with Universal Phone Systems, Inc. for Airport Communication Room Fiber Installation, and (B) Adopt Budget Ordinance No.9140-X appropriating \$1,169,723 from the Aviation Discretionary Fund to the Aviation Community Investment Plan Fund.

The ordinance is recorded in full in Ordinance Book 60, at Page 763.

**Item No. 49: Airport Pressure Washing Services Contract**

(A) Approve a unit price contract with JSL Services, LLC for Airport pressure washing for an initial of three years, and (B) Authorize the City Manager to renew the contract for up to two additional, one-year terms with possible price adjustments and to amend the contract consistent with the purpose for which the contract was approved.

**Item No. 50: Airport Concourse E Baggage Transfer Station Contract Amendment**

(A) Approve contract amendment #1 for \$229,240 with RS&H Architects Engineers Planners, Inc. for additional design services for the Course E Baggage Transfer Station, and (B) Adopt Budget Ordinance No. 9141-X appropriating \$229,240 from the Aviation Discretionary Fund to the Aviation Community Investment Plan Fund.

The ordinance is recorded in full in Ordinance Book 60, at Page 764.

**Item No. 51: Aircraft Deicing Facility Management Contract**

(A) Approve a contract with Integrated Deicing Services, LLC to operate a consolidated aircraft deicing facility at the Airport for a five-year term, and (B) Authorize the City Manager to renew the contract for up to two additional, one-year terms with possible price adjustments and to amend the contract consistent with the purpose for which the contract was approved.

**Item No. 52: Airport State Grant Acceptance**

(A) Adopt a resolution accepting a North Carolina Department of Transportation Division of Aviation grant in the amount of \$1,000,000 for the Runway 18L Rehabilitation project, and (B) Adopt Budget Ordinance No. 9142-X replacing \$1,000,000 in Aviation Discretionary Funds

with \$1,000,000 in North Carolina Department of Transportation Division of Aviation grant proceeds.

The resolution is recorded in full in Resolution Book 48, at Page 371.

The ordinance is recorded in full in Ordinance Book 60, at Page 765.

**Item No. 53: American Airlines Line Maintenance Hanger Expansion**

(A) Award a contract in the amount of \$2,809,400 to the lowest responsive bidder Messer Construction Company for the American Airlines Line Maintenance Hanger Expansion project, and (B) Adopt Budget Ordinance No. 9143-X appropriating \$2,809,400 from the Aviation Excluded Discretionary Fund Balance to the Aviation Community Investment Plan.

**Summary of Bids**

Messer Construction Company	\$2,809,400.00
Encompass Building Group	\$2,876,569.30
Omega Development	\$3,118,193.10
Momentum Construction	\$3,338,058.90

The ordinance is recorded in full in Ordinance Book 60, at Page 766.

**Item No. 54: Airport Sewer Line Design Services**

Approve a contract in the amount of \$399,400 with STV Engineers, Inc. for sewer design services for Concourse A and Terminal Lobby Expansion projects.

**Item No. 55: Airport Real Estate Appraisal Services**

(A) Approve unit price contracts with the following companies for Real Estate Appraisal Services for an initial term of three years: Paul E. Finnen and Associates; J. C. Morgan Co.; John J. Locke, and T. B. Harris Jr. & Associates, Inc. and (B) Authorize the City Manager to renew the contracts for up to two additional, one-year terms with possible price adjustments and to amend the contracts consistent with the purpose for which the contract was approved, and (C) Adopt Budget Ordinance No. 9144-X appropriating \$665,000 from the Aviation Discretionary Fund to the Aviation Community Investment Plan Fund.

The ordinance is recorded in full in Ordinance Book 60, at Page 767.

**Item No. 56: Runway 18R/36L Safety Area Grading Improvements**

Award a contract in the amount of \$1,017,825 to the lowest responsive bidder Hi-Way Paving, Inc. for the runway 18R/36L Safety Area Grading Improvement project.

**Summary of Bids**

Hi-Way Paving, Inc.	\$1,017,825.00
Zoladz Construction Co.	\$1,120,380.00
Blythe Development	\$1,120,420.00

**Item No. 57: Runway 18R/36L Airport Joint Sealant Improvements**

Award a contract in the amount of \$1,799,547 to the lowest responsive bidder, Interstate Sealant and Concrete, Inc. for the Runway 18R/36: Joint sealant Improvement project.

**Summary of Bids**

Interstate Sealant and Concrete, Inc.	\$1,799,547.00
Swank Construction	\$2,982,617.50
Hi-Way Paving	\$3,264,865.00

**Item No. 58: Airport Vending Services Contract Amendment**

(A) Approve contract amendment #1 with Compass Group USA, Inc. to provide vending services for an additional two-year terms, and (B) Authorize the City Manager to renew the contract for up to two additional, one-year terms with possible price adjustments and to amend the contract consistent with the purpose for which the contract was approved.



**Item No. 59: Airport Taxiway A Rehabilitation Design Contract Amendment**

Approve contract amendment #1 in the amount of \$377,517 to Talbert, Bright and Ellington, Inc. for design and construction related professional services for the Taxiway A Rehabilitation Project.

**Item No. 60: Cyber Security Audit and Assessment Services**

(A) Approve a contract with Root9B for Security Audit and Assessment Services for an initial term of three years, and (B) Authorize the City Manager to renew the contract for up to two additional one-year terms with possible price adjustments and to amend the contract consistent with the purpose for which the contract was approved.

**Item No. 61: Cooperative Purchase Contracts for Construction, Mowing, Turf and Tree Management Equipment**

(A) Approve the following cooperative contract with National Joint Powers Alliance (NJPA) as Citywide contracts for the purchase of construction, mowing, turf, and tree management equipment, as authorized by G. S. 143-129(e)(3) for the term of one year, Clark Equipment Company (NJPA Contract #042815-CEC), Ascendum Machinery Inc. (NJPA contract #042815-CEC), H&E Equipment Services, Inc. (NJPA contract #032515-GUS), Tri-State Pump and Control, Inc. (NJPA contract #070313-JCS), Charlotte Tractor (NJPA contract #070313-KBA), Vermeer Mid Atlanta LLC (NJPA contract #070313-VRM), Altec Industries Inc. (NJPA contract 031014-ALT), and (B) Authorize the City Manager to extend the contract for additional one-year terms as long as the cooperative contract is in effect, at prices and terms that are the same or more favorable than those offered under the cooperative contract.

**Item No. 62: Cooperative Purchasing Contracts for Building Maintenance**

(A) Approve the following cooperative purchasing contracts as Citywide contracts, as authorized by G. S. 143-129(e)(3) for the term of three years: Otis United Technologies for the purchase of elevator and escalator products and maintenance services under National IPA contract #3844899, Trane for the purchase of HVAC products and services under the U.S. Communities Government Purchasing Alliance contract #15-JLP-023, and (B) Authorize the City Manager to extend the contracts for additional one-year terms as long as the cooperative contract is in effect, at prices and terms that are the same or more favorable than those offered under the cooperative contract.

**Item No. 63: Cooperative Purchasing Contracts for vehicles and Equipment**

(A) Approve the following cooperative contracts with North Carolina Sheriff's Association (NCSA) as Citywide contracts for the purchase of automobiles, refuse and heavy equipment, as authorized by G. S. 143-129(e)(3), for the term of one year: Asheville Ford Lincoln, Ben Mynatt Chevrolet Cadillac, Parks Chevrolet, and Piedmont Truck Center Inc. (NCSA Contract #17-03-0912), Amick Equipment Co., Excel Truck Group, Southern Truck Service Inc., and Young's Truck Center (NSCA contract #17-01-0617R), Southern Vac, Gregory Poole Lift Systems, Public Works Equipment and Supply Inc., and Jet-Vac Equipment Co. LLC (NSCA contract #18-02-0428), and (B) Approve the following cooperative contracts with Houston-Galveston Area Council Buy (HGAC) for the purchases of sewer cleaning, cab chassis and street sweeping equipment as Citywide contracts as authorized by G. S. 143-129(e)(3), for the term of one year: Texas Underground Inc. and Sewer Equipment Co. of America (HGAC) contract #SC01-15), Doggett Freightliner of South Texas (HGAC contract #HT06-16), Johnston North America (HGAC) contract #SW04-16) and (C) Authorize the City Manager to extend the contract for additional one-year terms as long as the cooperative contract is in effect, at prices and terms that are the same or more favorable than those offered under the cooperative contract.

**Item No. 64: Equipment Purchase from State Contracts**

(A) Approve the purchase of utility bodies and dump truck bodies from state contracts as authorized by G. S. 143-129(e)(9), (B) Approve unit price contracts with Godwin Manufacturing and Knapheide Truck Equipment for the purchase of utility bodies and dump truck bodies for the term of one year-year under North Carolina state contract numbers 065A and 065C , and (C) Authorize the City Manager to extend the contract for additional one year terms as long as the state contract is in effect, at prices and terms that are the same or more favorable than those offered under the state contract.

**Item No. 65: Refund of Property Taxes**

Adopt a resolution authorizing the refund of property taxes assessed through clerical or assessment error in the amount of \$83,894.78.

The resolution is recorded in full in Resolution Book 48, at Pages 372-373.

**Item No. 66: Meeting Minutes**

Approve the titles, motions, and vote reflected in the Clerk's records the minutes of June 19, 2017, Zoning Meeting and June 26, 2017, Business Meeting.

**PROPERTY TRANSACTIONS**

**Item No. 67: In Rem Remedy: 9836 Albemarle Road (Mobile Trailer #1)**

Adopt Ordinance No. 9145-X authorizing the use of In Rem Remedy to demolish and remove the structure at 9836 Albemarle Road-Mobile Trailer #1 (Neighborhood Profile Area 220).

The ordinance is recorded in full in Ordinance Book 60, at Pages 768-772.

**Item No. 68: In Rem Remedy: 9836 Albemarle Road (Mobile Trailer #2)**

Adopt Ordinance No. 9146-X authorizing the use of In Rem Remedy to demolish and remove the structure at 9836 Albemarle Road – Mobile Trailer #2 (Neighborhood Profile Area 220).

The ordinance is recorded in full in Ordinance Book 60, at Pages 773-777.

**Item No. 69: In Rem Remedy: 522 West Todd Lane**

Adopt Ordinance No. 9147-X authorizing the use of In Rem Remedy to demolish and remove the structure at 522 West Todd Lane (Neighborhood Profile Area 190).

The ordinance is recorded in full in Ordinance Book 60, at Pages 778-782.

**Item No. 70: In Rem Remedy: 3836 Whitehall Drive**

Adopt Ordinance No. 9148-X authorizing the use of In Rem Remedy to demolish and remove the structure at 3836 Whitehall Drive (Neighborhood Profile Area 387).

The ordinance is recorded in full in Ordinance Book 60, at Pages 783-787.

**Item no. 71: Property Transactions – Long Creek Stream Rehabilitation, Parcel #1**

Resolution of Condemnation of 1,074,823 square feet (24.675 acres) in Temporary Construction Easement at 599 Belmeade Drive from Catawba Land Conservancy for \$40,850 for Long Creek Stream Rehabilitation, Parcel #1.

The resolution is recorded in full in Resolution Book 48, at Page 374.

**Item No. 72: Property Transactions – Orr Road Extension, Parcel #1**

Resolution of condemnation of 11,301 square feet (.259 acre) in Fee Simple, plus 3,662 square feet (.084 acre) in Greenway Easement, plus 3,738 square feet (.086 acres) in Temporary Construction Easement at 5801 North Tryon Street from Harvey W. Gouch and Louise G. Gouch for \$22,075 for Orr Road Extension, Parcel #1.

The resolution is recorded in full in Resolution Book 48, at Page 375.

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**ITEM NO. 11: CITY MANAGER'S REPORT**

**Marcus Jones, City Manager** said normally, what we have in terms of a budget document is a two to three hundred page document that is sometimes cumbersome and difficult to explain, so what we are doing for, not just the Mayor and Members of Council but for the community, we have taken that 200 page document and reduced it to about 20, so we have our first budget in brief, which gives a synopsis of what is in the FY2018 budget, and we believe that this will be used as a good community engagement tool. I would like to turn it over to the Chair of the Budget Committee if Mr. Phipps would have something to the tool.

**Councilmember Phipps** this is indeed impressive; the shortness of this document having been reduced from 200 page to about 20, and this just represent a precursor to what the Budget Committee plans to do in the coming months in terms of looking for greater efficiencies in our budget process, even in terms of the time it takes to develop our budget. I look forward to it, and I know the rest of the Committee does also to see how we can make our budget process just as efficient in its presentation and delivery as this document is in summarizing the complexity of our budget. I really to thank the City Manager and his team for coming up with this pocket size; it reminds me the pocket constitution, so this is our pocket budget document, so I am indeed grateful for this effort.

Mr. Jones said it was a great team effort that was put together to bring together the document. One more item, I am very pleased tonight to talk a little bit about May. I know it is July, but I want to talk a little bit about May, because it was our first Gov Luv Month. What we were able to do was try to find ways to engage the employees; sometimes there is an employee appreciation day or week, so we took the whole month and we called it Gov Luv Month. One of the great items in Gov Luv Month was a May madness basketball tournament where we had 20 teams. My understanding now is that next year there is a request to have 64 teams, much like the March Madness. I know there are Councilmembers that are already wanting to sign up starting with Councilmember Mitchell, so it is just a great excitement for employees to get together. What you see is basically at BB&T Stadium where we had our govies, and there were five categories of awards; over 1,000 people were nominated. Tonight, I just want to talk about one special person who was recognized as our Employee of the Year. Out of 13 individuals who were nominated and all of the individuals were extremely exceptional and it would be wonderful for us to have 13 separate awards, but we narrowed it down to one, and I think it is a give-a-way right now, because the screen is showing it, and if I don't say it is Jason Lawrence we've got a big problem. It is Jason Lawrence, and I would like to applaud Jason and have him come down. Jason is going to shake some hands and then I'm going to say some nice things about him.

Mr. Jones said if I could just mention a couple things about Jason; Jason is of course a CATS employee who has been with the City for 17 years as a Transportation Planner for our transit corridors. What is special about Jason is that he is well known; he is respected across the City because of his work ethic and also because of his approach to collaboration and inclusion. He has a reputation as a true reliable person that you can count on to do his part and he is innovative. Most recently he has received a couple grants from the Knight Foundation so he sets the bar high, and we are just very proud to have Jason as the 2016 Employee of the Year.

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**ITEM NO. 12: COUNCIL APPOINTMENT TO FILL COUNCIL DISTRICT 2 VACANCY**

**Mayor Roberts** said as you know Councilmember Al Austin has taken another job and his seat is vacant, and we are here tonight to make a nomination for someone to fill that seat until the election in November. The Statute provides a vacancy to be filled by an appointment of the City Council, where our elections are on a partisan basis; the person appointed shall be a member of the same political party as the person being replaced. Before we go to nominations, Councilmember Smith is Chair of the Governance Committee; do you have anything else you want to add?

**Councilmember Smith** said I just want to thank everybody that came down; we enjoyed listening to everybody. This is truly people in action, and we had a lot of candidates that wanted to serve their community and we appreciate their willingness to come and fill in for Mr. Austin, and we will make sure that District 2 is not unrepresented.

Motion was made by Councilmember Mayfield, seconded by Councilmember Mitchell, and carried unanimously to appoint Ms. Carlenia Ivory as the City Council representative for District 2.

Mayor Roberts said Ms. Ivory is not allowed to take the seat until she is sworn in tomorrow. We will have Ms. Ivory sworn in tomorrow and she will be able to begin meeting as a

Councilmember after being sworn officially. You are welcome to stay and watch the rest of our meeting. On August 28, 2017, our next regular Council Meeting we will have a formal swearing in ceremony. Members of District 2 are very happy they will be represented once again.

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**ITEM NO. 13: CAROLINA THEATRE REDEVELOPMENT AMENDMENT**

**Councilmember Mitchell** said I just want to thank the Committee and thank staff; this was an additional meeting we put in place to make sure we can support this.

Motion was made by Councilmember Mitchell and seconded by Councilmember Kinsey, to authorize the City Manager to negotiate and execute the following: (A) A second amendment to the Purchase and Sale Agreement with the Foundation for the Carolinas (FFTC) for the Carolina Theatre site, and (B) A Public Private Development agreement as authorized by City Charter Sec. 7.109 for the restoration of the Carolina Theatre to include a \$4,500,000 City funding partnership.

**Mayor Roberts** said we did get more information at our Dinner Briefing and there is more information on the website. I think this will be a great opportunity to have another wonderful cultural asset on Tryon Street, and we look forward to the community part of that as well since it will be open for many community meetings, lectures, discussions, music, etc.

**Councilmember Mayfield** said a number of us I believe received e-mails regarding different questions in the community and for those that were not able, since all of the earlier meeting was not recorded, we did have those questions answered. At the Economic Development Committee, I asked the question specifically around our creative community, will they have access. The Foundation for the Carolinas is committed to reaching out to those that are in our creative that is not part of the major outreach organizations like the Arts and Science Council. There was also a lot of concern about an organ. The reality is we haven't, and they haven't seen the organ since the early 70s so around the time I was born, so that is not something that we can really address, but I do want to say thank you to the Foundation for the Carolinas, because I was particularly hard with asking some specific questions regarding this development, so I just wanted to take the moment to address them acknowledging everything that was asked by all of my colleagues but particularly the hard questions that I ask.

**Councilmember Driggs** said I just wanted to thank the Foundation for its funds raising efforts and for its initiative in bringing about this restoration of the Theatre; 90% of the cost of the restoration is from private sources. There is also another \$90 million in private investment and \$4.5 million by the City. I hope this will become a model for future investment and congratulate the Foundation and thank them for their community work.

The vote was taken on the motion and recorded as unanimous.

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**ITEM NO. 14: BOJANGLES COLISEUM AND OVENS AUDITORIUM LINK FACILITY**

**Councilmember Mitchell** said once again I am thankful to my Economic Development Committee for their hard work.

Motion was made by Councilmember Mitchell, seconded by Councilmember Kinsey, to (A) Approve the Economic Development Committee's recommendation to allow the remaining \$18.5 million in existing Community Investment Plan funds for Bojangles/Ovens Area Redevelopment to construct a new connector facility between the Bojangles Coliseum and Ovens Auditorium, (B) Approve a contract in the amount of \$1,550,000 with Odell Associates, Inc. for architectural services for the Bojangles- Ovens Link Facility, and (C) Approve a contract in the amount of \$150,000 with Barnhill Contracting Company for pre-construction services for Bojangles-Ovens Link Facility.



**Councilmember Driggs** said I am looking to [separate A from B and C] because I think on the one hand that the Link is a good project and that we should fund it, but on the other hand I have a concern about the source of the funding. The first point I would like to make is the \$18.5 million in the Community Investment Plan were proposed four-years ago in the context of a public/private partnership for Amateur Sports, and we have gone far away from that now. We don't have a private partner; it is not Amateur Sports, so I don't feel we are bound by that commitment. I think we are completely at liberty as a Council to reallocate those funds, and in fact in the context of the conversation that we are having right now about Major League Soccer, I think many people in the community are looking at a potential \$30 million investment in soccer while we have so many needs that aren't being met in the City, and they are asking themselves, should that be our highest priority? One of the answers that is being given to that is those are tourism funds; don't worry about it, this is the taxpayer money over here, a different thing. The point I would like to make tonight is those are actually fungible, particularly in this case because the purpose we are talking about here is a facility that absolutely qualifies for tourism funds. I would prefer to see us fund the Link from tourism funds. If we have \$30 million that we could rustle up on short notice for soccer potentially, then I think we should be able to do that, and we have yet to see whether we actually commit the \$30 million to soccer. If we don't then there should be no problem about funding the Link from tourism funds. That would put us in a position where \$18.5 million that was in the CIP is now available for either commitment to our Community Action Plan or maybe we just put some of it back in the bank. We could spend \$10 million on housing and public safety; put \$8.5 million back in the bank as it were and use it for the urgent priorities that the City has that are funded by taxpayer dollars.

A substitute motion was made by Councilmember Driggs, seconded by Councilmember Smith, separate Part A from Parts B and C and to amend A to approve the allocation of \$18.5 million from tourism funds to construct the new connector facility between the Bojangles Coliseum and Ovens Auditorium.

No vote was taken on this motion because it was later withdrawn.

**Councilmember Smith** said I think we have an opportunity tonight to revitalize the east side, come through with a project that will create a continued world class environment in Bojangles as the Old Charlotte Coliseum where many of us have many fond memories. As a boy I saw basketball there, went to a couple wrestling matches and concerts. I have been there many times over by 44 years in Charlotte, and I think we have an opportunity to enhance that and make it an even more desirable location to bring tourist into the City. Then I think we have an opportunity to actually put our words into action and do something about issues such as affordable housing. We heard a lot upstairs about that; we heard of some folks who are being displaced in NoDa; we heard about the chronic need for this. We stated as a Council priority that we want to reduce the 34,000 units that are needed; we've stated that we want to have 5,000 in a few years, and I think we have an opportunity here to invest in the east side, continue growth in that corridor. The Old Coliseum Center has got some serious activity going on and do something great for east side and do something for an issue that we have sat around this dais and said that affordable housing is a top priority for us. I think we have an opportunity here to do two things. I support Mr. Driggs' motion.

**Councilmember Eiselt** said I have a question for staff if we move it into a different bucket, what the implications are of that? Does that tie our hands? What is the implications of that? This came up tonight, and so we haven't had the opportunity to think through it or ask about the financial impact of that. Does that give us availability in the CIP; does it mean that money has to stay on the east side; what are the implications?

**Randy Harrington, Chief Financial Officer** said if Council were to make a policy choice to use a different source of funding from Hospitality and Tourism it would require some reprioritization and consideration of potential projects that are in that particular area which could include other projects such as Discovery Place, the Spectrum Center and any consideration possibly for soccer. At the time when Council adopted the Community Investment Plan, it was a focus on east side investments and in this particular proposal or project it was focused in the Bojangles Coliseum/Ovens Auditorium area for a partnership

and other types of investments that could increase the economic vitality, not only of the area there near that site, but for the east side community.

**Ron Kimble, City Manager's Office** said additionally, there were comments about public/private partnership; in a sense this still is a public/private partnership. There are two other entities, the Charlotte Checkers are now housed in Bojangles Coliseum and they also will be leasing office space at a market rate rent for part of the construction of the Link and the Blumenthal Performing Arts Center is very much a partner now with us in having this particular new facility come on line that is the connector between Ovens and Bojangles. They are looking at the opportunity of partnering with the Charlotte Regional Visitors Authority to create additional events and opportunities for booking Ovens Auditorium. Again, the original intent back in 2012 was for the general CIP dollars to be used for public/private partnerships to do something grand at Ovens and Bojangles, and it is a legitimate conversation and discussion by the City Council to have at this time if that is indeed changed.

Ms. Eiselt said Mr. Harrington or Mr. Kimble, if you could just tell us the \$18 million that is in CIP for that purpose. I understand your reasoning; what could it be then be used for specifically, only the east side, only tourism related projects? Does that just go back into the pool for the whole City or what happens?

Mr. Harrington said one thing to clarify; the funding for this particular project is not a bond project, but it was a project that was associated with that overall collection of projects. It is a Certificate of Participation (COP) project that is a facility project so if Council were to choose not to use that particular funding it could be reallocated for other facilities or just put back into your general debt capacity and then for any other general type projects such as roads or neighborhoods.

Mr. Driggs said correct; whatever we want.

**Councilmember Lyles** said I wanted to follow-up; you said the project was a COPS project, will be funded from COPS?

Mr. Harrington said correct.

Ms. Lyles said and COPS generally covers what.

Mr. Harrington said typically for facilities.

Mr. Kimble said additionally \$25 million was originally programmed for this area; we have spent money to purchase the old Econo Lodge; we demolished it. We then built a parking lot. There has been about \$6.5 million of expenditure using CIP for this particular location leaving the \$18.5 million left, and that is the intent of the remaining CIP dollars. Over the last couple of years, the ED Committee asked us to come back with alternatives to the Amateur Sports Public/Private Partnership that failed there because our private partner walked away, and this was the alternative plan that has been vetted through the Economic Development Committee over the last two years.

Ms. Lyles said I wanted to follow-up on that, because as I recall we had this discussion we weren't sure about Amateur Sports; that was still up in the air. One of the things that we did however talk about was the revitalization that is going along on Monroe Road and a number of other things that were taking place, new housing, the development along that corridor, and we had talked, and I thought there was some plan that talked about turning the phase of that from the fast pace mileage freeway. I forget what Independence is called, but it is not a City road in the way that we look at it and having people access that, and I actually thought that we had a really good discussion around that area and the new housing being done. It is not that I disagree with this, but all of us agree on the project and I think that is important. I don't know that I have an understanding of how we would use Certificate of Participation (COPS) that we generally as a policy use for facilities. I understand we can kind of mush everything together, but I'm even more concerned about the Monroe Road corridor and what is going along there, because we have new housing being built, the new school is right up the street after Wendover. So, to say let's just move it generally, I think it is a great discussion to have a conversation about, but I'm not sure that I just want to say let's mush it all together or let's do

something like that. We didn't get the Amateur Sports there but we have a lot going on in that community that we ought to support.

Mr. Driggs said I assume that if we don't go ahead with the soccer then the dislocation issues you talked about don't occur, and in fact we would have even after funding the Link from tourism funds; we would have \$11.5 million, because we are now talking about \$30 million that we can fund if we want to for soccer, and if we don't we've got \$30 million in hospitality that presumably is available for something else. It does seem to turn on the soccer decision. I don't think that if we did this tonight we would kill the soccer conversation. I think we might create a situation where we had to look a little harder about how we fund it, but the other point is to what you said we have \$18.5 million that we can then address the Monroe Road issue or we can address housing issues. One thing I also wanted to mention is I've heard that the Trust Fund is already essentially over funded and therefore there wouldn't be much value. There is nothing that says we couldn't use \$10 million for a new model of funding, either some sort of subsidies or something. That is not the only way that we can pursue our goal, and if we find that we are being held up by the fact that the Trust Fund money in the traditional model is not being disbursed, I just point that out to you as a possibility mainly, because I think all of us are probably hearing comparisons between soccer and the Community Action Plan and how that seems like a sort of disparity in priorities. I'm trying to make the point that that separation of funds is in our discretion.

**Councilmember Mayfield** said we are having multiple conversations, so I support us moving B and C forward and voting on that and having a separate conversation regarding A. When the members that are still on Council from the 2013/2014 discussion, when we approved this there was one idea of how we would move forward and that is why that \$18.5 million, really more than that, the total amount that we approved from the Community Investment Plan, we did not have the conversation that we've had within the last month and a half as far as what our debt capacity is. That is mainly because of the amazing work that staff has done. Staff has a tendency, which I'm happy and is the reason we have an AAA bond rating, is they tend to project low. Well, these last three years because of the unanticipated growth that the City has seen, we now have a capacity through our hospitality and tourism tax that we did not have years ago. To me, it would make more sense to spend funds from a tax that was created specifically to support sports, entertainment, hospitality, and tourism and open the possibility for our Community Investment Plan to look at what other things can we fund especially since this Council, not the Mayor's Office, the Council created a Letter to the Community last September. We are in July; we are not even a full year into that Letter; at some point as a governing body we need to have a conversation about how quickly can we pivot to the needs of the community. These aren't new needs; we've known these needs, we have watched. We have created legislation for 30 plus years that have contributed to the conversations that we are having today, but what we didn't have in place before was a committed Council across the board that saw the importance of us having a truly diverse and strong community. I think it warrants us to have a real conversation; the Link I think is needed. I think what I'm hearing is consistent across this entire dais that B and C move forward, and I believe I heard from my colleague moving B and C forward, but for A I think we need to separate these conversations to understand we have a debt capacity in 2017 that we did not have in 2013 and 2014. Use the funds that were created specifically for this type of investment. The next conversation is this next conversation; I'm not saying one way or another regarding an additional sports entertainment conversation we are having. When we get to that we will have that conversation, but for this conversation since the request tonight is for A, B and C; for A I think we owe it to ourselves to be more flexible to the needs that our community has been telling us for many years that we need to address that previous Councils did not address. Now, we have the opportunity much the same way we did when I first came on when we got a sidewalk almost immediately completed off of West Tyvola Road. Why? Because, another project came in less expensive than we anticipated and we were able to quickly allocate those funds under our previous City Manager to address the needs of the community. I need us to consider being more responsive to the commitment that we made to the community as a collective this Council, the 2015 Council when we still had Councilmembers John Autry and Al Austin at the table. The commitment that we made to the community, we need to uphold it.



**Councilmember Ajmera** said this is a question for staff just for clarification. If we were to reallocate the funding from CIP to tourism source would CIP open up for the entire City or would just be specifically allocated for the east side?

Mr. Harrington said that would be a policy choice that the Council would have to consider.

Ms. Ajmera said thank you; it is great to see enthusiasm from Council for the east side and I hope now Mr. Driggs will support Phase II for Eastland that is going to come up soon. With that being said, I agree that my colleague's point around reallocation; however, I want to make sure that this is funding stays on the east side, because this project was specifically for the east side, so if you were to use it from tourism funds with CIP I would just want to confirm that that is going to specifically stay for the east side. They said it is up to the Council to make that decision.

**Councilmember Phipps** said I think these are some good conversations we are having, but I conflicted by the fact that we've had this discussion in prior ED Committee meetings, but we are trying to make a decision around the dais. Is this time sensitive? It sounds to me that it needs more vetting and discussion in as much as we are talking about changing the allocation and what that would mean for other projects in terms of prioritization. I would hate to think that we are going to make this decision around the dais in as much as we've had a lot of opportunity to discuss this more broadly in separate committee, but to do it under these circumstances I don't know, it seems like we are trying to dictate policy from the bench here right now.

Mr. Kimble said the project is time sensitive; we have delayed a couple of months in bringing this to you getting all our ducks in a row, and in order to have this facility ready for what will happen in February 2019 with the NBA All-Star Game, this facility won't be completely done even if you vote tonight by that time, but we can have it dried in AND have a lot of the construction area cleaned up on the outside so that we can conduct some very good events for February 2019. It is time sensitive to move forward for sure on B and C, and we've got to make sure this project moves through the pipeline as fast as we can.

Ms. Lyles said I hear this and I'm a little bit confused, because the reason that this came up we asked for a projection of all of the needs and the projects that were included in the long-term expansion and development of our tourism fund. So, we came up with an amount of \$30 million, so I'm not going to ask you a question. I am really saying to the dais that I don't think that we can make a decision around this tonight if we are going to be flexible; however, I do think that flexibility is the right answer, if we know what we are getting into and not doing. I have a concern that when we put that money in it was all around creating an Amateur Sports facility and supporting it. It is not going to be doing that anymore; we are going to be renovating the Arena and Ovens, so I get the idea that we ought to go back and take a look at it.

**Councilmember Kinsey** said it is just for the Link I believe.

Ms. Lyles said that is what I'm saying but the idea was that this was all going to be a part of something that was going to be a part of an Amateur Sports facility is my recall. I guess what I'm going to say is I've heard we need to move on B and C to get that done and not defer on time or the schedule; that is one question. The second question is if we are going to go back and take a look at A, I can't even remember what the motion was that you made Mr. Driggs.

Mayor Roberts said it was to just replace the source from the tourism funds.

Ms. Lyles said what I would support is that we go, because when we are messing with money and timing and COPS and bonds, I don't know what the projection is for the long-range when that \$30 million was actually cash in hand to spend. I don't feel comfortable with not knowing that answer tonight, so I'm fine with approving B and C; I would be very reluctant to make a decision to say reallocate without information about what it means in terms of what project is on first. I have heard the merits discussed around housing, general projects, facilities, our commitment around the east area; all of that works but that needs to be a discussion not at a dais tonight without information and I feel like by making a final decision we are making a



decision with incomplete information and we all need to share full information about what we are trying to accomplish.

Mr. Smith said we are not measured by letters; we are measured by action, and tonight we have an opportunity when Bojangles Arena was built it was the only of its kind in the world. It was a pride and joy for our country; we have an opportunity tonight to make sure that that arena continues into the next 20 to 30 years to be the same jewel that it has been up until now from 1955. We have the opportunity to make sure we can have more events there; we have the opportunity to make this possible and take the money that is in there and do something else good with it. We have a chance to get a win/win and this is one of the rare chances we have an opportunity for a win/win. We can create what we all agree is needed at the Bojangles/Ovens site which is the Link. We can create something that will drive the economic engine on the east side through the Link. It is something that will continue the useful life of Bojangles Arena, both for our major tenant in the Checkers and then we have a chance to put money into areas that we have stated are values.

Ms. Kinsey said I am conflicted over the place. First of all, I appreciate, there was a time when some people thought our historic Coliseum was dead on arrival, and now we are talking about what we are going to do to keep it over the next 30 to 40 years and on. So, I am pleased with that. I don't like the term the Link, but the building we are at least calling the Link right now is the right thing to do to help both the original historic Coliseum and also Ovens Auditorium to be able to have events. I'm worried about starting to change money back and forth; we don't do that very often, and I think that is setting a dangerous precedent. I also wonder if we approved B and C tonight where is that money coming from; is that coming from the \$18.5 million, because we haven't made a decision to do anything with A. I think there are a lot of questions about this; I do think we need to move ahead if we are going to be able to have the Link in place at the appropriate time. Another thing is it concerns me, and I'm just going to be very frank, it is an election year, so we are all going to say things that we think people want to hear. I'm going to do the same thing maybe. I don't know, probably not tonight. We do need housing and we are working very hard; I defy anyone around this dais to be any more dedicated to affordable housing than I am, and I have been that way for years. We do have a bucket of money for that; it is really hard because of the way we do spend our Trust Fund money. It is hard to spend it down very fast. So, putting more money in there might not be the best thing to do right now, but that is not to say we don't need more money but we have to partner with private community. We just don't go build affordable housing projects or developments, so there is an awful lot going on back here that is difficult to get out tonight and make it sound reasonable. I am concerned; we will need money from the bucket of tourism money. We are going to need that in the future. If we start spending it way down, yeah it might knock off soccer, but we can do that with a simple vote if we don't want it and we don't need to play around with buckets of money and that is what is sort of feels like to me. I really want to go ahead; I want to provide the housing, everything we need for this community, but I think we need to find a little better way to do, and by the way we do have a consultant right now talking to us about housing and different ways that we can improve how we provide housing, and I think we should definitely wait until we get that report back, because there are some things we can do legally and there are some things we can't, but there are some things we can do if we just know about them. I think that is what we are going to find out, and we can continue providing affordable housing that we need in this community, but I think doing it around the dais tonight, as much as I wanted to move ahead with all three of these, if it is the will of the people around this dais to wait on A I still want to know where the B and C funding is coming from and hopefully not out of the \$30 million.

Mr. Harrington said just a couple clarification pieces; if Council decides to move forward with B and C neither of those two actions appropriate any money so what you would have to do is in action A is adjust the \$18.5 million to \$1.7 million. That would do the appropriation to fund B and C, and as it is written it would come from the general CIP, the current source, and standing here at the podium I'm not prepared or equipped to say whether or not the hospitality and tourism funds have enough money to do cash tonight \$1.7 million.

Ms. Kinsey said I just want to clarify that; we would just take it out of the \$18.5 million?

Mr. Harrington said correct.

Ms. Mayfield said my comment actually goes back to the statement made by my colleague Mr. Phipps, and he is absolutely correct. We had this conversation in the Economic Development Committee. The challenge that I have is we had this conversation on May 11, 2017 and then after May 11, 2017 because we've been having the conversations specifically about Amateur Sports for more than two years. The conversation regarding soccer has been happening for more than a year but it was only within the last few weeks and only at the last meeting that we received a presentation that told us this is what the capacity could be. Here are all the commitments you currently have, because we already have a number of commitments. If you choose to go this direction, this is what we have the capacity to do. The question tonight and where I also have a challenge is that idea of, because this is the way we've always done it we should continue to do it that way. There is a challenge; we have seen tremendous growth in three years that we would not have anticipated when we saw the economy tank between 2008 and 2010. We didn't get hit nearly as hard as a lot of other communities, but we are rebounding a lot quicker than other communities as well. We have some clear ask; tonight's ask is simply a conversation of we did not have access or have the information that we have capacity in 2014 that we are being told we have today. In May when we had this conversation for this particular project, of which we are now in July, we did not have that information for debt capacity. I'm not understanding why there would be any push back, because as much as Mr. Driggs and I go back and forth on how many things we do not have in common and even in Committee since I'm Chair of Housing and he is on the Committee, as much as we go back and forth on how to spend money or not spend money I'm going to have to publicly agree one, with the fact that this was a recommendation that truly shows us being transformational and really listening to our community but two can potentially give us a win/win where we are addressing the needs of Bojangles and supporting it, but we are also keeping the funds in the right line item and that line item is hospitality and tourism. We can't just keep waiting and saying well next discussion we will talk about it, and we might get it right. Every decision that we are making 20 plus year impact; at some point, we are going to have to say you know what maybe we need to pivot and do something different.

Mr. Kimble said thank you for your comments; I'm listening and trying to absorb and figure out how I would respond. Up until last Thursday, it was always anticipated because Council had not said anything differently, that this project would come from the general CIP, because that is has been structured for the last four years. The work that we've been doing in charting the debt capacity of the four buckets of funds and that we shared with all of you was assuming that this project would still be carried by the CIP. That is just an assumption; that is how we structured the capacities, then we shared all of that with you. If we now indeed take any part or all of this \$18.5 million and use it with Tourism One funds that fund is competing with Discovery Place, Spectrum Arena, a couple of back of house HVAC items and soccer and it is competing with those right now because it has always been assumed that it would be funded with the CIP. That is the change that you are talking about, and again, it is a legitimate conversation to have about which fund would take care of this particular need known as the Link, but that capacity has been charted out in a worst case scenario, and we've allocated it and shared that with all of you, not only in the Tourism One bucket but in all the other buckets of tourism funding.

Ms. Mayfield said I appreciate that Mr. Kimble, but the challenge that I have is when we start a conversation but the fruition of that particular project is three to five years later. One, you have a change of Council; you have a change of conversation. What I'm suggesting is not necessarily an either or, but from the comments that you just made regarding our hospitality and tourism tax and the funds that we have and the possible capacity, to have a presentation to say that there is capacity for a possibility for a project that we had not even had a real discussion about until last week, but we have a possibility for capacity for this project, but we have another project that was approved years ago. All I'm saying is, why is it so challenging to recognize that we can go back and do something better and fix this that we know needs to be done, and we can do opposed to a what if when this Council hasn't had a real conversation. A Committee had talked about soccer, but the Council hasn't had a conversation, so it creates a challenge to say well we might not have capacity here, but we've identified potential capacity here. That is why I'm saying I think for me and I'm not going to speak for my colleagues; where I have a disconnect with what we are supposed to tell the community when the community ask, because we receive plenty of e-mail as well as social media as well as phone calls, as well as the fact that this Council approved development in

NoDa for growth. That growth is causing yet another negative impact on the ground when this Council also asked specific questions. So, the challenge is do we continue to move down this particular path and say well we've already allocated it from here, so this is the direction we need to go or do we recognize that we have a chance to pivot and do something different. Whatever you all vote on I support voting on B and C, separating A; we've got to the vote.

Mayor Roberts said we've got three more folks who want to speak but let me let everybody think about where we might want to get to tonight. We know we want to approve B and C; we know we can't approve B and C without having a funding source. We know the only funding source available right now for speed is the CIP, so what I want people to think about is if we do B and C and allocate that \$1.7 million from the CIP, as planned. We don't have all the answers for the other \$16.8 million, so if it doesn't delay anything to vote on that allocation from that source tonight than we can revisit with all those questions answered the remaining \$16.8 million which is right now in the CIP, and we can revisit and have for discussion and some e-mail information in the meantime about what other impacts that \$16.8 million might have if it comes from tourism verses the CIP as it has been planned for four or five-years. Does that sound like a good thing to maybe work towards? From my perspective from hearing everybody's perspective, that is the way that we don't delay; that we use money that we have already allocated for it but we also don't impinge on the ability to be flexible and responsive with \$16.8 million.

Mr. Driggs said I recognize that there is a little bit of consternation; there are unanswered questions so I do want to point out that we try to make a change from back here and Oh my God, that just breaks up everything. A soccer proposal comes down the pike for \$30 million, and sure we can do it. We have to assert our control and responsibility here a little bit, okay; so we are not necessarily prejudging the decision about soccer, but it feels to me to as if you are, because you don't have a problem if we don't decide to go ahead with soccer. At least I have a hard time understanding how you have \$30 million for soccer, and if we don't do it then you've got a problem doing \$18 million for the Link. I would like to withdraw the substitute motion and submit instead that we accept the wording that we have in A except that we delete the remaining \$18.5 million and we put in \$1.7 million.

Substitute motion was made by Councilmember Driggs and seconded by Councilmember Smith to separate part A from parts Band C and to amend part A to decrease the Community Investment Plan fund allocation to \$1.7 million.
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Mayor Roberts said what I suggested.

Mr. Driggs said exactly and that is kind of where I thought we might come out but what we are doing then is we are allowing the Link to proceed, because we want it to; we are funding the steps that need to be taken now and then I would suggest that we ask for staff input on what our options really are on this funding. My main purpose tonight was just to break this perception that we had to kind of stick with this particular allocation because the public is watching and a lot of people out there don't like what they are seeing on the soccer.

Mayor Roberts said let me ask a technical question; if we change that to \$1.7 million do we also need to have some direction for the \$16.8 million or will that just come back automatically?

**Bob Hagemann, City Attorney** said my interpretation of that proposal would defer the decision of how to fund the rest of the Link project from either the CIP or from tourism. You just defer that decision, and it will be a decision you will have to make at some point in the future. In addition if the Council decides to move it all to tourism even though this action as proposed by Mr. Driggs would fund the \$1.7 million tonight out of the CIP you always could reimburse the general fund with tourism money for that \$1.7 million as well; you would have that right.

Mr. Driggs said all options are open but we are funded for tonight.



Mayor Roberts said when you withdrew your earlier substitute motion and put that back in we are still separating A from B and C; is that correct?

Mr. Driggs said I think we need to act on the proposed amendment to A as a separate action and then do B and C.

**Councilmember Mitchell** said I really appreciate all the discussion that we've had around this topic. As my colleague Ms. Kinsey mentioned, I think there are some other particular things going on, so let's stick to public service work at hand if I can encourage my colleagues. This is not about soccer tonight; this is truly about the Link. We've had great Committee discussion, and the process is it gets referred to the Committee, you spend time in the Committee vetting all the options, looking at a proposal that we think that would move forward, and I would like to remind those, you don't get a chance to see what is in our notebook, this came out of Committee five to zero out of the ED Committee. I want us to be cautious about tonight and made a decision based on what is in front of us and it is \$18.5 million for A, B, and C. I think the soccer discussion will happen down the road; I think affordable housing you can always be committed like most of us are to affordable housing but to mix all of those items on page one or two, the twelfth hour is not how we should govern our community. That is what I'm afraid we are doing today, and we have been in this situation before when we've tried to ask developers at the last minute to put workforce housing in and most of my colleagues around this dais will say the wrong thing to do, go back, and let's make sure we have a policy discussion. This was a 2014 CIP bond vote. When the citizens voted on it you agreed how we should spend the money. I don't think total transparency now we should come before you in the last minute and say now we are going to allocate it somewhere else. I really appreciate all the discussion, but I hope today we will stick to what we want to do; public service and do something at this historic landmark, and let's continue and accept A, B, and C.

Ms. Ajmera said I agree with my colleagues Ms. Kinsey and Mr. Mitchell. This is a project that is going to bring tremendous value for the east side, and what I'm concerned about that this discussion only came up when you are talking about this project specifically that is going to bring revitalization for the east side. I agree and I think we should move forward as it and help the east side with revitalization. This is going to add tremendous value and as I heard from the staff that if we don't approve it this is going to delay the project. I would like to move forward with A, B, and C approval.

Mr. Driggs said I didn't hear that this delays the project; it also doesn't impact investment in the east part of Charlotte. We are going ahead with the project; the question of how we are paying for it we even have the possibility of using some of the \$18 million from the CIP in east Charlotte, which we would not have otherwise.

Mr. Smith said I think by voting on this, especially B and C. We are showing the commitment to the Link, and we are showing the commitment to the investment in Bojangles. This is a question of how do we leverage our dollars to do more good for the City of Charlotte, and I think we have an opportunity to do that.

Ms. Lyles said I just want to follow up and make sure that I understand if the substitute motion is approved we go that far. Talk to me a little bit about what the expectation is as a result of this action. I don't know where that goes, like I don't know the cash flow for the fund, I don't know the answer, so is this an August 24, 2017 decision. Do we know how it works?

Mr. Kimble said the \$1.7 million will carry us for probably a month or two but then there will be expenses that have to start being incurred so the decision if you decide to defer parts of A tonight, I would encourage us to have a very quick interaction with you and bring it back as soon as we can. I'm not prepared to say exactly how fast that is, but I would say that you need to allow also the hospitality and tourism industry to weight in, because they have also had a recommendation voice through the CRVA into the debt modeling that we've done with you, and this last minute change really throws something out of kilter and imbalance in what we've been doing in concert with the hospitality and tourism industry. I don't say that in other fashion other than to say, the taxes originate there; they are public dollars. They are at the Council's discretion to decide how those dollars get spent, but there is a partnership of sorts



with the hospitality and tourism industry that also has to be recognized as you go about your processing of this information and data.

Ms. Lyles said I think this has gotten thrown in and mixed up with the \$30 million with the idea of soccer and a fund analysis that I don't know what they are. Maybe you guys have seen the cash flow analysis for the fund, whether the money is available tomorrow or ten-years from now, because as I remember it is the Convention Center that we are funding first, Discovery Place we are doing. I just think that we can talk about this, but I really feel like let's not set up something without information. I think it is a good question. I just don't think we have enough information to say or assume that \$30 million is going to be or \$18.5 million is available.

Mayor Roberts said let me ask one more clarifying question of the Manager; if we do vote on this \$1.7 million tonight, is there anything that you can see that would prevent us from getting enough information to bring it back on the agenda on August 28, 2017?

**Marcus Jones, City Manager** said no, but I guess the question is what would you like for us to bring back at the August meeting? Is it how the remaining \$16.8 million could be spent on different projects? We want to make sure we understand what is the question to be answered.

Mayor Roberts said I think there are a number of questions and it may be that we need to individually e-mail, but it sounds like the \$16.8 million, what implications there would be for both tourism and the CIP. Since this issue is being discussed for the first time with all of us tonight, we have questions about what does that change in those two revenue streams in terms of their funding. In terms of projects there, is there any impact and any unforeseen consequences that we haven't had a chance to explore since we've just heard this this evening? Certainly, people can e-mail any other questions; I hear people wondering how does that impact other projects such as Discovery Place, etc. how does that impact the CIP in terms of what other things have been waiting that might be funded additionally that we don't know about and the timing of all of this.

Mr. Jones said there is enough time we could come back to you.

Mayor Roberts said that is doable in a month?

Mr. Jones said it is.

Mayor Roberts said this is been a good robust discussion and the first thing we are going to vote on is A. A has been amended by Councilmember Driggs to read everything the same, except of the number of \$18.5 million is \$1.7 million, then we will vote separately on B and C knowing that those are funded if we vote on A and approve that. The expectation is that if all these votes are supported that the next meeting we will have more questions answered and then we would have to vote on the remaining \$16.8 million in terms of a source.

Mr. Hagemann said a point of clarification, I believe Mr. Driggs proposed an amendment to A to change the figure to \$1.7 million. I'm not sure I heard a second to that, but if that is the motion you would first vote to amend it and if that amendment passes then you would vote on A as amended.

The vote was taken on the amendment to A and recorded as follows:

YEAS: Councilmembers Driggs, Eiselt, Mayfield, and Smith.

NAYS: Councilmembers Ajmera, Kinsey, Lyles, Mitchell, and Phipps

The vote was taken on part A as originally presented and recorded as follows:

YEAS: Councilmembers Ajmera, Kinsey, Lyles, Mitchell, Phipps, and Smith

NAYS: Councilmembers Driggs, Eiselt, and Mayfield

The vote was taken on Parts B and C and recorded as follows:

YEAS: Councilmembers Ajmera, Driggs, Eiselt, Kinsey, Lyles, Mitchell, Phipps, and Smith.

NAYS: Councilmember Mayfield.

Mayor Roberts said we ended up passing A, B, and C as originally stated. I think it was a good discussion.

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**ITEM NO. 15: AUTHORIZE EARLIER SALES OF ALCOHOLIC BEVERAGES ON SUNDAY**

Motion was made by Councilmember Driggs, seconded by Councilmember Ajmera, to approve the Economic Development Committee’s recommendation to adopt Ordinance No. 9139 amending Chapter 6 of the City Code, entitled “Businesses and Trade” that authorizes the on and off premise sale of malt beverages, unfortified wine, fortified wine, and mixed beverages on Sundays beginning at 10:00 a.m.

**Bob Hagemann, City Attorney** said before Council votes, I noticed there were two versions of the ordinance that were attached; I’m not sure how that happened. It is the second version that is before you; the first one was an initial draft, so I just want to be clear that the second version is what we are proposing. It has an effective date upon adoption meaning if Council passes this the early Sunday sales would start this coming Sunday.

**Mayor Roberts** said so that would be the 30th day of July.

Mr. Hagemann said that is the Sunday but the way the second version is drafted the amendment would be effective upon adoption so the law would change tonight; the first Sunday under the new law would be the 30th.

Mayor said so the ordinance will be effective as of the vote.

Mr. Hagemann said correct.

**Councilmember Mitchell** said I would like to say thanks to everyone who was involved in this. I know the hospitality industry was looking forward to this bill. We need to thank our General Assembly; I think sometimes we question how could we collaborate on policies and this is just one.

The vote was taken on the motion and was recorded as unanimous.

The ordinance is recorded in full in Ordinance Book 60, at Page 762.

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**ITEM NO. 16: EXTENSION OF 2010 GENERAL OBLIGATION BOND AUTHORIZATION**

**Mayor Roberts** said we did hear about this at our Dinner Meeting and the reason that we need to do this, and it will help us to continue to be able to access bond money for our CIP for the next three years.

Motion was made by Councilmember Mitchell, seconded by Councilmember Kinsey, and carried unanimously to authorize the City Manager to apply to the Local Government Commission (LGC) to extend the General Obligation Bond authorization approved for seven years in November 2010, for an additional three years, (B) Set a public hearing for August 28, 2017 as required by State statute.

The resolution is recorded in full in Resolution Book 16, at Pages 366-368.

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**NOMINATIONS TO BOARDS AND COMMISSIONS**

**Mayor Roberts** explained the rules and procedures of the appointment process.

**ITEM NO. 17: NOMINATIONS TO THE CHARLOTTE TREE ADVISORY COMMISSION**

The following nominations were made for one appointment for a partial term beginning immediately and ending September 16, 2019 and one appointment for a partial term beginning immediately and ending December 13, 2017, then followed by a full three-year term until December 12, 2020:

Jessie Boyd, nominated by Councilmember Mitchell  
Mark Donald, nominated by Councilmember Mayfield  
Diatra Fullwood, nominated by Councilmembers Kinsey, Lyles, and Mitchell  
Tarik Hameed, nominated by Councilmember Ajmera  
Charleon Macon, nominated by Councilmember Mayfield  
Wayne Robinson, nominated by Councilmember Driggs  
Jonathan Schulz, nominated by Councilmember Smith  
Mary Jo Shepherd, nominated by Councilmember Ajmera, Eiselt, Phipps, and Smith  
J. Mark Smith, nominated by Councilmember Driggs and Phipps  
Alea Tuttle, nominated by Councilmember Kinsey

Since no applicant received at least six nominations, these appointments will be brought to the City Council for consideration at the next Business Meeting. Only those applicants receiving two more nominations will be considered for appointment.

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**ITEM NO. 18: NOMINATIONS TO THE HISTORIC DISTRICT COMMISSION**

The following nominations were made for a three-year term in the Business Operator of Dilworth category beginning July 1, 2017 and ending June 30, 2020:

Sid Baxi, nominated by Councilmember Ajmera  
John Phares, nominated by Councilmembers Driggs, Eiselt, Kinsey, Lyles, and Phipps  
James Jordan, nominated by Councilmember Smith.

Since no applicant received at least six nominations, these appointments will be brought to the City Council for consideration at the next Business Meeting. Only those applicants receiving two or more nominations will be considered for appointment.

The following nominations were made for one appointment in the Resident Owner of Wesley Heights category for a partial term beginning immediately and ending June 30, 2019:

Kim Parati, nominated by Councilmembers Ajmera, Driggs, Kinsey, Mayfield, Mitchell, Phipps and Smith  
Taelor Logan, nominated by Councilmember Eiselt

Motion was made by Councilmember Driggs, seconded by Councilmember Kinsey, and carried unanimously to appoint Kim Parati by acclimation.

Ms. Parati was appointed.

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**ITEM NO. 19: NOMINATIONS TO PASSENGER VEHICLE FOR HIRE BOARD**

The following nominations were made for a three-year term in the Representative of Persons with Disabilities category beginning immediately and ending June 30, 2020:

Roeshona Anderson, nominated by Councilmembers Ajmera, Driggs, Eiselt, Kinsey, Lyles, Mayfield, Mitchell, Phipps, and Smith

Motion was made by Councilmember Driggs, seconded by Councilmember Mayfield, and carried unanimously to appoint Rosehona Anderson by acclimation.

Ms. Anderson was appointed.

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**ITEM NO. 20: MAYOR AND CITY COUNCIL TOPICS**

**Councilmember Ajmera** said I want to provide an update on the fire that we had in East Charlotte. On Monday, July 17, 2017 there were 42 households that were displaced due to fire, and since that time the Red Cross has been working diligently to help stabilize those households and thanks to staff and Mayor as well for visiting folks at the shelter and addressing the affordable housing crisis that we have here. We have been working with our non-profit partners, our partners in Apartment Association, as well as our partners in the private sector to make sure that these folks have a safe and an affordable place to live. On Thursday July 27, 2017, City staff and I attended the Community Partners meeting that was hosted by Red Cross, and I want to share some results that came out those activities. There were 42 cases that required assistance, and last night there were 45 people that stayed at the shelter and four cases have been successfully implemented a recovery plan, which means they found permanent housing or moved in with a family member or negotiated their lease. We are continuing to work and meeting the efforts to insure that other families get affordable housing and a safe place to live. The Red Cross has been an amazing partner throughout this effort and additional landlords have come forward with units and have generously waived some financial requirements for the tenants. Also, the shelter has announced that they currently do not need any additional food, water, or clothing items. We are committed to insuring that all the folks that have been displaced because of fire will have an affordable and safe place to live. Staff and I will continue to work with the Red Cross and other partners until they all find a safe place to live.

I just wanted to make sure there was an update out there. If there are landlords that are available and they have housing please reach out to me or staff; we will be happy to have a conversation with you. These tenants are used to paying \$400 to \$500 in rent, and there is a huge need for affordable housing, and I am so thankful for our community partners and community that came together to help those residents not just find housing but also provide other household items, as well as some counseling for some children. Thank you community partners.

**Councilmember Driggs** said I just wanted to advise members of my community who participate in my weekly meeting on Fridays, that I will be traveling for the next couple of weeks, but we do have guest speakers, so please keep an eye on my Facebook page and join us if you can.

**Councilmember Eiselt** said I am just going to add to Councilmember Ajmera’s point about the families that have been left homeless by the fire. The Charlotte Clergy Coalition has stepped up to raise \$10,000 by next Monday, July 24, 2017, and the critical need there is that when these families do find housing, they often don’t have the money for deposits. As Ms. Ajmera said, a lot of items have been brought in, which has been terrific, and we thank the community for stepping up, but if you have it within you and you have a couple extra dollars to spare you can go to the Charlotte Clergy Coalition for Justice for their website and make a cash contribution. That is going to go towards getting people resettled into housing.

Ms. Ajmera said I forgot to mention the faith communities, so thank you Ms. Eiselt.

**Mayor Roberts** said the folks that I met who were there after the fire were incredibly generous and a lot of collaboration happened to try to help some folks and 140 people displaced was a big tragedy. We appreciate all those folks.

It is really full weeks in our City and it is amazing on Saturday we had a Latina Style Magazine Event; we had the Council of Guatemala here. We had the Million Youth March, which is terrific coming together of folks to try to reduce violence in memory of two young



people who died four years ago. We had the Black Gay Pride Expo that was a great success at one of our hotels uptown. We had the National Society of Black Engineers who were in town on Saturday night giving scholarships to young African American students who are going to be in STEM career trying to be really good role models and help spread opportunity. We have a lot going on in Charlotte, and I appreciate all the folks who step up every day with their wallets, with their time, their talent, and help when they see a need. Coming together so many different folks who are reaching out around the opportunity gap and around the disparities that we know are here. I just want to say thank you to our corporate partners, our faith partners, our non-profits, academic, and government partners for helping.

**Councilmember Lyles** said the Mayor and I traveled a lot together this week-end; we ran into each other at the Black Gay Pride, and so it was a really a great week-end. I think all of us want to say that one of the things about Charlotte is the genuine caring for those in need. I had the opportunity to go to Central United Methodist Church and help out with a donation and sort a little bit and that was really good. It shows how much heart we do have and the great appreciation for that.

I have a couple of things that I would like to announce; I am hosting a Town Hall Meeting on Police and Community Relations at the Grayson Recreation Center which is 750 Beal Street on August 8, 2017. I know it is a little bit out, but we won't be able to have a chance to have another meeting to talk about that, so I wanted you to know that. I have been asked by Second Calvary Baptist Church at 114 Nelson Avenue to let the community know that they are hosting a Community Day of Love on Saturday, July 29, 2017 from 10:00 a.m. to 2:00 p.m. and they will be providing clothing and grocery, health screening and a hot lunch to the community. It is in partnership with the Men's Shelter, the Salvation Center of Hope for Women and Children and the Urban Ministry, so if you can come out and either donate or if you know that someone is in need, please feel free to go by Second Calvary on July 29, 2017. Then on this Wednesday, we've talked a lot about housing, but one of the initiatives that the City has implemented is in corporation with the rental property owners and managers, particularly around affordable housing at the levels we've been talking about that is a great need. That is going to be held at Covenant Presbyterian on Wednesday from 8:30 to 9:30 and that is on East Morehead Street. You can contact Brian Husky at [brian@socialserve.com](mailto:brian@socialserve.com) if you would like to attend and participate in that. I want to say how much I appreciated being able to serve the homeless this weekend at the Hoody Christmas Day in July. They do a great service; it is unfortunate that I have been doing that for three years and sometimes I see the same people. We've got to do something about that.

**Councilmember Phipps** said I want to remind the community as if they needed reminding that the first Tuesday in August is National Night Out Day all over Charlotte, so I know the members of this dais are going to be all around chis-crossing in their Districts to different neighborhood functions and fellowships trying to build community Police relationships all around Charlotte. I think in your packet on Thursday that you should be receiving copies of the proclamation for National Night Out, so when you go to the various events you will have an occasion to read the proclamation; it is a joint proclamation from both the City and the County. I would encourage all of you to make plans to attend at least a couple of National Night Out Events, so we can have a good time with our neighbors and the Police and other first responders on that evening. I'll be out there, and I know Mr. Smith will be out there; Smuggie will be out there.

**Councilmember Smith** said a couple of things, one I want to congratulate District 6 resident Mr. Rick Hendrick on his team victory yesterday at the Brickyard up in Indianapolis. Two, it was great to see the folks from the PGA down here; that event is going to attract several hundred thousand people to District 6 but to our City over the course of the second week in August. The British Open just set a tournament record for them with over two hundred thousand people, so these will be people coming to our City spending money and enjoying our hospitality, and third, I would like to offer a Committee referral to the Governance and Accountability Committee (GAC); we've had discussions on the police Citizens' Review Board about whether or not City employees, current or former or their spouses or family members can serve on that. We opted not to allow them to do it, and I want to have that conversation on other Committees to see if it is indeed warranted. We have the ability to deal with it on our agenda, and this is something that the City Attorney recommends and staff can give us an update and let us know if we think that policy needs to extend to other

Committees, and if it does we will bring back a recommendation, so without objection thank you Mr. Attorney.

Mayor Roberts said it sounds great and I think we are all a part of that.

**Councilmember Mayfield** said since we haven't had a chance to meet every Monday since we are in our Summer season I want to take a moment to thank the Omega House for allowing us to come in on July 6, 2017, also to thank our staff person Natasha Smith in CBI Program. Natasha is doing really great work and actually going out into the community under the leadership of Councilmember Mitchell as Chair of Economic Development Committee. There was a goal and a focus to actually go out and help identify MWSBEs, fast forward that is happening on the ground. Natasha Smith is our staff person who is taking the leadership initiative on that. She has already met with the AKAs; she is going through the Devine Nine meeting with different groups and actually partnering with Mecklenburg County as well to work on opportunities. Also, the last few week-ends I've had really great opportunities. Weekend before last, I was in Chicago with Rev. Jesse Jackson's Rainbow Push Coalition, and at the end of the day the same conversations we are having they are having all across the nation. The suggestions that were made tonight really comes from that whole idea of other cities stepping forward and being more bold and intentional and how we move forward. This past weekend, the National League of Cities National Black Caucus of local elected officials, Councilmember Mitchell had an amazing presentation created that was presented to our summer conference talking about small minority business and how to create and how to do business, but also we had Bakari Sellers, who was one of our speakers and it was still that same vein of being bold and intentional. I hope that regardless of campaign season that we figure out how to be bold and intentional, because there are some real challenges that we are facing, but they are not new. We've been facing them for a long time, so if we can figure out a way to do that and support those community leaders and organizations that are already doing great work, I think we will be able to make some transformational change that will last longer than any of us should sitting around this dais.

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**ADJOURNMENT**

Motion was made by Councilmember Mitchell, seconded by Councilmember Ajmera, and carried unanimously to adjourn the meeting.

The meeting was adjourned at 8:59 p.m.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

Length of Meeting: 3 Hours, 49 Minutes  
Minutes Completed: August 4, 2017