

The City Council of the City of Charlotte, North Carolina convened for a Dinner Briefing on Monday, August 27, 2012, at 4:14 p.m. in Room 267 of the Charlotte Mecklenburg Government Center with Mayor Foxx presiding. Councilmembers present were John Autry, Michael Barnes, Patrick Cannon; Warren Cooksey, Claire Fallon, David Howard, Patsy Kinsey; LaWana Mayfield; James Mitchell and Beth Pickering.

ABSENT UNTIL NOTED: Councilmember Dulin

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ITEM NO. 1: MAYOR AND CONSENT ITEM QUESTIONS

Mayor Foxx said as a public expression of support for Tampa and our counterparts down there. Join all of us in praying for a safe passage of this weather event down in the gulf coast and that they are able to get everybody in and out of Tampa safely. Why don't we go ahead and go through our consent item questions, get those tabled up for answers hopefully after the dinner break.

Councilmember Kinsey asked to be recused from Item No. 40.

Councilmember Fallon said regarding Item No. 19, I have a question. That question is if they are going to put that storage fuel adjacent to the other deck, the parking decks, will it be safe to put it there?

City Manager, Curt Walton said yes ma'am. We will get you a more detailed explanation but yes ma'am, it would be.

Ms. Fallon said I figured it would but I thought I should ask because it's fuel and we live in today's day and age. How much is in the fund, manager, when we are adopting a budget ordinance in the amount of \$580,000 and change, how much is in the fund?

Mr. Walton said we will have to get you the right answer. It's so early in the year that it would be almost all of what we appropriated for Airport in June. But what that amount is, we will answer for you.

Ms. Fallon said Item No. 36, what is the General Government Facilities Capital Investment Plan? That's not the CIP?

Mr. Walton said yes ma'am, that is the general CIP.

Ms. Fallon said which one because we don't have one?

Mr. Walton said we still have one in place that the voters approved in the past. We don't have a new one going forward.

Ms. Fallon said and transportation has the same thing right, it's the capital from the old thing. And I just wanted to say thank you for making the City gleam. I would have been happier if it was just for the taxpayers not because we have visitor's coming, since they pay the taxes but it does look good.

Councilmember Mayfield said Item No. 20. Curt if I could get some information, the Airport Contract for Architectural Services. I would just like to get an update it says that we've used this company for the last 12 years. I wanted to know how often do we look at opening up the bid process in order to make sure that we are really staying competitive.

Councilmember Cannon said Curt, I see that Mr. Walter Abernathy is here. I want to be certain about something. There was an In Rem that was to come up at one point at 2520 Rachel Street.

That's off of or near Moretz which is in the Druid Hills Community. I believe Councilwoman Kinsey it's in your district because I couldn't figure out if it was between you, Michael and Councilmember Mitchell. Has that been pulled because I talked to the property owner and he said he only had like \$1,000 bucks or so to finish up that work? Does that sound right?

Mr. Walton said it does and I could check on it for you.

Mayor Foxx said other consent questions? Hearing none let's go to the Airport Fiscal Year 2012 Annual Report and Future Development, Mr. Manager.

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ITEM NO. 2: AIRPORT FY2012 ANNUAL REPORT AND FUTURE DEVELOPMENT

City Manager, Curt Walton said this is the Airport Advisory Committee's annual report. I will turn it over to Andrew Riolo to make that report.

Chairman of the Airport Advisory Committee, Andrew Riolo said we are here for our annual presentation to the Mayor and to the Council. First I want to thank you. I've been on the Airport Advisory Committee for eight years now. So for eight years I've been under the guidance of Mr. Orr. So now I am a graduate of the T.J. Orr's School of Business. Because the airport is a business. The airport is owned by the citizens. It's supervised and directed by the Mayor and Council and is managed by your appointees. That makes the citizens the shareholders, Mayor Foxx the Chairman of the Board and members of the Council are on the Board of Directors. Mr. Orr is your CEO. It is a business at the airport that might be considered by some as a non-profit organization. But it is considered by all in this room to be a not-for-loss business organization.

It is a complicated business because the owners have competing goals. The airport's business is commerce. A commerce that brings business and people together. Your Aviation Director does that superbly. So let's watch a movie and we can see how we did this year.

Text of the Video

Charlotte Douglas International Airport has become one of the world's premiere airports. In FY2012, more passengers flew into and out of CLT than ever before. Charlotte Douglas garnered high praise and scores for being an affordable and favorite airport among travelers. The airport also reached a pinnacle in financial ratings. CLT's reputation as one of the world's best fiscally managed airports was recognized and rewarded by Moody's Investor Service. The recent upgrade of CLT's bond rating to a AAA has placed CLT in an elite group of US airports. The airport's work has also been applauded by those in the airline industry.

Most cities will tell you yeah we really appreciate the air service, we want to have air service, we are trying really hard to recruit companies to our area. All the things that you hear from this group. The difference is how you guys go about it and do it. And that is a real commitment and an understanding that the airport matters. Having a hub airline that is successful matters. From the private sector as well as the public sector everyone working very hard and understanding that this is an important part of the entire picture and you guys do a great job of that.

The airport's fiscally conservative approach and innovation is the foundation of CLT'S past, present and future. It is woven into each aspect of the airport from daily operations to future construction projects.

Welcome and thank you to the official groundbreaking of Norfolk Southern's Charlotte Regional Intermodal facility.

Norfolk's Southern new intermodal rail yard is a prime example of strategic planning. Envisioned 15 years ago, the project is primarily funded by Norfolk

Southern. It is being constructed between two parallel runways at CLT. When completed, Charlotte will move forward as an intermodal hub linking air, rail and truck to east coast seaports. The economic impact is estimated at more than \$7.6 billion over the next 20 years. CLT's plan for continued growth is both strategic and innovative. Working within the existing infrastructure, Charlotte Douglas projects, plans and builds what is needed to meet passenger and operational growth. This year the airport opened additional terminal and lobby space and a fifth security checkpoint. The international arrivals area was also expanded to meet the growing demand from international travel. Work is underway on a new hourly parking deck and rental car facility and a new entrance roadway to the terminal. CLT remains committed to its mission to provide CLT customers the highest quality product at the lowest possible costs.

Faced with continued challenges of an ever-changing aviation industry, the airport follows a sound financial plan while remaining flexible to quickly adapt where needed. Implementing this financial plan has resulted in CLT being the least expensive airport in the country for airlines to operate. A strong competitive advantage for attracting air service. In FY2012, US Airways and other carriers added service. International traffic also rose by 6%. CLT is now the sixth busiest airport in the world.

CLT Douglas operates as an enterprise fund. While owned and operated by the City of Charlotte, CLT is unique. The airport is financially self-sufficient and generates its own revenue similar to private business enterprises. A review of CLT's revenue sources resulted in an innovative approach in customer service enhancements. The master retail food and beverage contract was divided into multiple contracts in FY2011. And is already realized a sales increase. An airport taxi agreement using a merit base selection process has streamlined operations and greatly improved overall passenger's experience. A new state of the art parking revenue system was installed featuring customer convenience and smart management and has been embraced by CLT customers. Communications were improved with the launch of CLT's social media platforms. Recognizing its role as an environmental steward, CLT formally developed and implemented a sustainability program. This unique program was designed for an airport environment. Fifteen initiatives are in place which have already significantly reduced the airport's impact on the environment. Internal retirements of key personnel resulted in appointments of several management leaders. These managers together have more than 75 years of aviation experience. Under the guidance of the aviation director, this leadership team is working to ensure a seamless transition with no loss of momentum.

CLT is moving forward with a renewed commitment to a lean and flexible organization that can respond efficiently and effectively in an ever-changing environment. The airport's leadership remains fiscally conservative and committed to the lowest operating costs possible to airlines in the country; while improving transportation choices, safeguarding the environment, promoting economic opportunity and encouraging innovative ideas.

Mr. Riolo said the mission statement of the airport is the highest possible product at the lowest possible costs. As Jerry Orr says, cheap but good. I've changed that to inexpensive and great. At Charlotte we are always safety first and then cost effective with high quality. So I leave you with "if it ain't broke, don't fix it". Jerry will be happy to talk with you and answer any questions. Thank you.

Mayor Pro-Tem Cannon presides.

Aviation Director, Jerry Orr said three years ago we told you we wanted to issue \$330 million in general airport revenue bonds with which to continue the expansion of facilities at the airport. You said go ahead. We sold the bonds and Moody's raised our credit rating from A-1 to AA.

The highest rating available to airports. Based on our low costs to the airlines and their perceived financial strength of our program. The annual report shows you that we have completed some of those projects and that others are underway. For the last three years, we have continued to grow even while other airports have lost service and passengers. All of the airlines sharing in this growth, Delta, United, Southwest and US Airways are all seeking additional facilities. We showed you this slide three years ago and it showed we were the lowest cost producer of any major airport in the world. We are still the lowest cost producer of any major airport in the world. The thing that has changed is that the median of other airport's costs to the airlines has gone up. We are ready to issue additional bonds and continue moving forward. I'm going to show you some of the projects that we think we need to move forward on. First will be the environmental studies to determine the feasibility of constructing our fourth parallel runway and expansion to the E-Concourse and expansion to the B-Concourse and last time we told you that when we finish the deck that we're building in front of the terminal to house the rent-a-cars, that we would then be able to construct a new international concourse and the location where they currently are and that would look like this. We have decided that we can build just a first portion of that and provide those additional gates on the west side of the terminal to satisfy the needs of Delta, United and Southwest.

We need to build another business valet parking deck to accommodate demand and to begin construction of the roadway in front of the terminal building which will permit our longer term expansion of the terminal building. In the video you saw that we recently opened the east terminal and this would be an additional food court that serves the east side of the terminal. We've already awarded an architectural contract to design this facility. Lastly, most of the current administration will be in town next week I understand and if you want to help us at the airport you can point out to whomever might listen to you, that we could certainly use a new air traffic control tower. We are ready to fund it and build it if they will just give us some kind of promise that they will pay us back when they get the money. Thank you and I'll be glad to answer any questions you might have.

Councilmember Barnes said Mr. Orr to the first slide that you showed, you mentioned a fourth parallel runway and it appears to be longer than the third one. Could you talk to us about that runway please?

Mr. Orr said sure, you might characterize this as a noise abatement runway. What I mean by that is we built the runway on the left two years ago and opened it up. And the airplanes landed on that runway are landing over homes to the North and to the South that didn't previously experience airplanes landing over their homes. That has triggered some lawsuits which we are dealing with. Our intent was for the airplanes to land on the two interior parallels and just have overflow on the outbound runway. But that's not how the FAA has decided to operate the airport. So that if we built this red runway; we could then land by separating the traffic on the red runway and the one right beside it, we could land most of our traffic in the middle of the airfield and just spill over to the outbound runaway like we originally intended.

So it would provide relief for those people that have been complaining. The reason it is longer, 12,000 ft. We need 12,000 ft. for nonstop departures, deep into Europe and to the Pacific rim. We were going to add 2,000 ft. to the existing center runway. But since we now have a triple approaches, that's what determines the separation of the runway. So the new runway would actually be the departure runway and that's where we need the extra length.

Mr. Barnes said what would be the cost of that project?

Mr. Orr said that project would cost around \$160 million.

Mr. Barnes said regarding the third parallel runway that's going out towards 485, you didn't use the word obsolete, but it seems like in light of the legal issues that we've experienced with the noise, that it is not as useful as we'd hoped or?

Mr. Orr said not at all. When we ran our simulations, we determined that using it as an overflow runway, under our existing loads back in 1991, it would save about \$40 million a year and delay

avoidance costs. So all of that is still valid. We would be using it just as we originally anticipated using it. That's an overflow runway.

Mr. Barnes said for landing purposes?

Mr. Orr said yes.

Mr. Barnes said I recall when we were in D.C. a few months ago talking to our congressional delegation, we talked about the need for the new traffic control tower because we could only use that runway for landings, not departures. Your intent would be to continue using it for overflow purposes for departure for landings. Would it ever be a runway we'd used for departures in overflow situations if we got the new tower?

Mr. Orr said no sir we would use it for departures when we have another runway closed for repairs or maintenance. But that would only be for a reasonably short period of time.

Mr. Barnes said is that because it's so far away from the airport?

Mr. Orr said well it's because with two streams of departing traffic we run out of airspace to put the airplanes in before we run out of the ability to launch airplanes.

Mr. Barnes said I really do like the progress we've been making with the airport and I appreciate that. Mr. Riolo mentioned that the Mayor being Chairman of the Board and us being members of the board. I would include the manager in that equation someplace since we hold him accountable for what happens out there. One of the inquiries I frequently get is people say yeah I like going through Charlotte, but the terminal building in the lobby is crappy and the baggage claim area is a dump. What I have told them is we're working on that. There's a plan in place to upfit it and make it nice, at some point I hope and I want to ask you about that because I've been answering that question with "something's coming" and I saw what was happening. By the way, the new East terminal looks nice I went through that a few weeks ago. So it looks nice but I'm curious as to what we're going to do about the existing terminal area and the baggage claim.

Mr. Orr said actually I hope you like the baggage claim area because we just spent \$3 million re-doing it.

Mr. Barnes said I thought so but people are complaining about it.

Mr. Orr said apparently it's not as impressive as I thought it might be. In our long range plan as we get the new deck built in front and then we build the roadway that we are proposing to move forward with right now and then we will take the front off of the existing terminal building and add to that and it will look just like the new E-Expansion only better.

Mr. Barnes said and when do you anticipate this being done?

Mr. Orr said well if you think it's a good idea we'll get started Monday. We already have the plans drawn so it's just a matter of selling the Bonds and putting it out for bid. We will start construction on that roadway in about March or April.

Mr. Barnes said when will the work occur on the terminal building itself?

Mr. Orr said we are going to have to get that roadway finished because we've got to tear the other road down. We've got to keep everything open while we do it. It's about two years out.

Mr. Barnes said I see the new deck coming up, when will that be done?

Mr. Orr said in about two years.

Mr. Barnes said and the existing deck will be raised?

Mr. Orr said shortly after the first of the year.

Mr. Barnes said 2013?

Mr. Orr said yes.

Mr. Barnes said if we raise that existing deck how many spaces are we eliminating?

Mr. Orr said we'll lose 2,713 spaces. The new business valet deck will pick those up and we'll have to really scramble till we get that new deck finished.

Mayor Foxx presiding.

Mr. Howard said ironically we didn't plan it this way, but I came through the airport back in the beginning of July and it was interesting in the fact that that very weekend, the expansion had opened so I requested kind of a tour with Jerry and that actually just happened last week so we have actually seen all of this on the ground and I just wanted to share with my colleagues how impressive it was. We sit around the table a lot of times and we move approval on a lot of things, but to see it on the ground is something to be impressed with. Even down to just the fire station, we've got the federal money to do and seeing the solar field and knowing that there is potential to do a lot more of that. One of the things that I would love to do in the future Curt and Jerry is, Jerry you gave a presentation a year or so ago with the ULI, and you showed how that very plan when you grow it, can be the size and have the capacity of Atlanta. I'd love for this body to see that.

One of the things that's also not on there that Jerry should get a lot of credit for is the new entrance road. Which I'm not sure I really understood until we went out and road around it because it essentially expands the whole front field of our airport. It's not just a new road in, it's actually expanding that one way in loop around the airport all the way out to really Wilkinson Blvd. If I'm saying that right, which is an impressive amount of land now that we get to add parking decks and all kinds of things. It gives us a lot of capacity so that's something again that I'd love for us to know more about. And then I also had a chance to go see the recycling area which interestingly enough is right across the street from where my campaign's post office box is. The airport's mailbox facility and I go there just like the rest of you guys to check your mail more so when I'm running than I'm doing now. But it's right across the street and I had no idea it was a recycle facility just because of the care that they are given keeping the outside of the building well maintained. And I was really impressed. I got to walk around a bunch of trash, but it was still interested to see how they are separating it out. Eventually I think we will make some money.

The last thing I wanted to publicly thank Jerry for was helping out with this whole idea of dedicating this big I think beautiful new piece of public art in honor of Susan Burgess. That was something that was part of the 1% program that we have, but on next Friday we will actually dedicate it to her honor and Jerry and Curt and everyone was on board with that idea from the beginning. We had to twist no arms at all so thank you for that commitment to that as well Jerry.

Councilmember Cannon said Mr. Orr relative to your comments with regard to the tower. That's something that we I think all want to see happen, sooner rather than later. How have your discussions been going relative to the design pieces of that and is there anything that we can do from where we are to help to facilitate moving this a little bit faster, even if that means staying out of it.

Mr. Orr said the FAA is a federal agency and they respond to pressure from above like most good people do. So the more people above that tell them it's a good idea for you to go ahead and build a new tower in Charlotte I think the quicker they will get on it. Other than being too short, too small and in the wrong place it's probably o.k.

Councilmember Autry said Mr. Orr I've told you this one on one previously how much I appreciate the presentation of that airport. Every time I fly back from New York. I just think that it's well maintained. You feel much more comfortable there than a lot of other airports that you can experience around and I think that's an important thing to set that first impression for

our City. I just want you to please express to the rest of the staff how much I appreciate the efforts that are done there. And I do that whenever I walk through the gate or I'm coming home to be picked up out front, as I'm travelling down the concourse, everyone that I encounter if a buy a coffee or what have you, I make sure and express to them how much I appreciate their efforts in making the Charlotte airport one of the best in the world. And thank you sir.

Mr. Orr said one clarification if I could Mayor. Mr. Walton is not a member of the Board of Directors he's my boss.

Mayor Foxx said let me just say to everyone including the Airport Advisory Committee members who are here, to Jerry and to the City staff; that we are fortunate to have a facility of this type. I was reading a history book on the City of Charlotte and the fact that this airport is turning out almost 40 million if not more than 40 million passengers a year, when 40 years ago it was barely over a million. That's a pretty astounding jump and the point that I'd like to make about it tonight is that what was then in the early 70's just a complete, some would say just a crazy idea to build a bigger airport has become now orthodoxy for us. We don't even think about the idea of expanding the 4th parallel runway or putting intermodal out there or growing things more. This is going to be a recurring thing with me until we pass a capital budget that every time we have a capital asset in our City, I'm going to point out that getting that asset took some courage. The courage that it took to get it has paid off, even when people at the time raised questions about it. So I just wanted to point that out that Mayor Belk and Mayor Harris were instrumental in getting it built. But it was over a lot of objections about where people were at the time. We were going through an oil crises, inflation was going up across the roof, but people had the courage to make the decision. At any rate, thank you Jerry, appreciate it.

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ITEM NO. 3: HIGH GROWTH ENTREPRENEUR STRATEGY

Neighborhood & Business Services, Brad Richardson Mayor and Council on behalf of the Economic Development committee I'm happy to make an update to you. We're doing this at the request of the committee. This has been in the committee for a little more than a year. The committee asks us to come before you tonight before we start bringing policy documents for the whole board to approve, to test a few items with you to give you a sense of the background and more about what we're talking about. So I will spend just a few minutes doing that tonight. I'm going to talk about the background I will also talk about some recent activity in the community. By recent I mean the last 24 months. Talk about some opportunities and challenges that we have observed and learned. Talk about some policy objectives, some short term, some longer term and then some next steps for this body, in particular, the committee. Here's a couple of words on background. I alluded to the second bullet that the committee, about a year and a half ago asked us to do this. Historically we focused on small businesses very broadly. We didn't really think about types of small businesses and particularly not this type of small business. This is a high growth entrepreneurial, a high growth enterprise. We've had these programs you see bulleted there. When we thought about doing this exercise, we wanted to be careful not to just make the classic mistake of just looking at other cities and doing what they do. That's part of the reason for taking a little bit of time working through the committee. The committee worked about four or five sessions on this. Mayor you yourself hosted a couple or three or four work sessions of some community listening groups to some entrepreneurial and that was very helpful to us. We've identified some advantages that Charlotte has that other communities certainly have some. We have I think all of these that I think make this a good place for some policy action around this item.

We have technology talent. We have a lot of them hidden in Charlotte. A lot of them are in bank buildings working on software developing platforms for systems. We have that talent base in Charlotte I don't know that I would have known that as much as I did two years ago. We have colleges and universities growing. We have a high quality of life. You know that and a relatively low cost of living. We just talked about the airport. We don't talk about Economic Development, but without a bullet here, it's a standard. Importantly, we will talk more about this as we go, a growing number of actual success stories.

The committee worked through this. I want to be sure we understand what we are talking about. This particular segment of small businesses. I've pulled just a couple of slides and a couple of studies. You can find a dozen. I've sourced this from the Koffman Foundation. It's a St. Louis based think tank policy work group. Probably the noted experts on small business growth and high growth enterprises and I'll just let you read this, but the definition that we've come up with for the committee to chew on and for you to understand is; despite their relatively small numbers in our economy, they have a disproportionately high share of that job growth rate. The second bullet really speaks to that fact. So they may make a very small percentage of our total economy, in particularly young firms, those three-five year olds comprising a disproportionate number of the net new job growth. So that's definitionally who we're talking about. We'll also talk about them by age. Firms that are less than five years old, tend to create more new jobs and have a higher wage average. Some of them grow into large companies. That's what we're after here. We're after a couple of companies that do really well and employ thousands. But we also recognize that not all of them do; in fact many of them don't. Some are acquired by older companies and some fail; and some just stop growing and maintain their size. Importantly one barrier is enough to stymie the growth of a company. So we want to understand that and work with those in the community to figure out what those barriers are. So that's a point of definition.

Let's talk local. I will caveat this by saying this is an informal survey. It wasn't scientific. This was done by David Jones, one of our local entrepreneurs, owner of Peak Tan, he sold recently and he's sort of a nice spokesman for this group. Ninety-four local high growth firms completed a survey, self-reported, and during the height of the recession (2009-2011) they showed job growth, they showed revenue growth and they were generally positive about their outlook. They on average had 30 employees, so we're not talking about micro-enterprising necessarily. But 30 employees with an average wage at or about the regional average achieving the Mecklenburg County Average. As I said before, a common theme these are young firms in our town that have growth potential.

Recent Activity: So the last couple of years we've seen a lot of things and I will start with the first thing, UNC Charlotte repositioned itself. They launched it just a few years ago but a couple of years ago they were really driving change in our community. Taking what was an incubator, a place where businesses can come and get some technical support and expertise, shared services, mentoring. And they cast a new vision called venture prize it's in action today. It's a regional model for high growth entrepreneurship. This Council supported Packard Place with a Business Investment Grant about two years ago to help Dan and Sara Roselli the old Packard automobile showroom downtown. It's become a community center for entrepreneurship. Queen City Forward opened a Charlotte office here back a couple of years ago in 2010. They were the ones by the way, that stood here a couple of years ago asking for some funds that sent us down this path and a very good exercise it's been. In 2011, one of the more important things that this Council caused with its asperous study/asperous policy was the formation of what is called the Charlotte Entrepreneurial Reliance. It's a group of entrepreneurs, it's a group of service providers and they all sit around the table monthly and think about how to advocate, how to represent, how to inspire this culture of high growth entrepreneurs in our community and they have been a valuable resource for us.

This year, an energy incubator launched a sector strategy at a Packard Place. The vintage challenge, premier business and start up competition had a record number of entries, 117. Triple the number of entries from previous years' challenges and \$100,000 in prize money. We got a new record, all privately raised. RevTech Labs another technology incubator in Packard Place. Just last week these last two happened. Southeast Venture Conference, one of the entrepreneurs told us if you could do anything in this community to drive innovation growth and funding, get this conference in Charlotte and through the hard work of Terry Cox and the mayoral support, we were able to achieve that. They announced that they are putting it here instead of Raleigh next year. Last Monday night, StartUp America, a national startup program launched. Mr. Cooksey was in the room and saw the crowd of probably 200 people excited about this. That's background. So what I'll do now is just sort of shift into the policy framework to help you understand maybe where we're going, where the committee's been talking about. These are things we've heard, things we've heard over and over again and we call them just challenges and

opportunities. So I'll let you read them and I'll just kind of touch on them as we go down the list.

The first two are important from a notoriety standpoint, from a marketing standpoint and from a momentum standpoint. Despite some success Charlotte remains relatively unknown for entrepreneurship and high growth enterprises and I'm speaking nationally. If at the top of your head, the top three or four you would think of Silicon Valley, Boston, Austin, Portland. You wouldn't think of Charlotte, you'd think of Dallas, you'd think of some other places. We're not known and we have some good stories. Secondly, locally, entrepreneurs feel they are just not understood in this community. What their value is in driving the economy, part of David Jones survey work a couple of months ago was to categorically say high growth enterprises matter; they create a lot of jobs in our community. The third bullet, there will be a tie to this next one and a short term strategy that I will talk about in just a moment. But Charlotte entrepreneurs can start up good benefits from stronger relationships with large employers. One of our largest employers is going to spend some time in Silicon Valley in October interviewing firms and talented workers in the technology field to solve their problems. Over time we want those local firms to be sourcing technology solutions in our community. That's the goal here. So we will talk about the City as a customer of entrepreneurs here in a few moments. There is limited start up capital. That might not be a surprise and I think it's across the board. I'll tell you this one is being solved, without our support necessarily. There is no need for us to be here today, there is a large effort for a \$25-\$100 million private equity fund being developed. State-wide, that would have a Charlotte office and a Raleigh office to serve the two growing entrepreneurship markets, we hope that gets funded and set up in the next 12 months or so. It would be called the Cornerstone fund. Again, it will solve a problem. Three more; we have a great research university; however it receives about only 1% of the federal research dollars that come to the Carolinas. Paul Wetenhall is from the University here and he shared these numbers with us. So when you look at research driven innovation and commercialization putting products on the street in the form of new businesses, we have about a decade away to go. We've got to do some things instead. Partnering with a university is something that we will talk about later as well.

We have several organizations. These are those that support high growth entrepreneurs; Queen City forward is one of them; the Charlotte Jewels, I mentioned them, Incubator. There are several probably half a dozen that are working hard in Charlotte but admittedly they struggle with funding. We'll talk about an option there for you. And then finally this is one that emerged early and I wouldn't put it as a high need today. It's probably a longer term strategy but space. Where do young men, young women, older men, older women with good ideas spend time growing their businesses, a physical space. Often times some communities have incubators, you've heard about that; accelerators, or just low rent office districts so they can come in and collaborate and bounce ideas off each other and who knows what will happen. So those are just two slides on opportunities and challenges.

Let me talk about short term policy objectives and the next slide will touch on two longer terms. And by the way, at your seat, there's probably a draft document that the committee has worked on and we've shared with them. These are amplified a little bit more in that document. The first one; work with Partners to raise the profile of high growth enterprise in Charlotte through a targeted communications plan for the City. By the way before I go any further, these are three short term policy objectives, our next step is to spend some time in committee flushing these out and getting approval by the committee to bring back to you sometime in October/November. So we want to think about a communications plan, answer those first two opportunities and challenges. One there's not enough notoriety; we're not known for entrepreneurs and entrepreneurs don't feel like they have an audience in Charlotte. They don't feel like they are known in Charlotte. The second one, we want to capitalize on the expertise products and services of a local company. Local technology firms in particular. We've got some strategy work to do on that. Finally another short term policy objective, we talked about the funding of those support agencies. There's a Charlotte Regional Foundation for Entrepreneurs that will be incorporated. If it's not done this week, it will be done in the next couple. Some folks in the entrepreneurial space are spending time with the Foundation for the Carolinas trying to answer that question of how can we fund, almost like the United Way does for service agencies; that the

Arts & Science Council does for arts groups, how can we put together some money to help fund these organizations who are working to develop awareness and capacities of these high growth enterprises. Three short term goals will dive into more goals and committee. We've got a couple of longer term and the first one speaks about a partnership with the university. I don't know exactly how this might look but over time it will get more clear. In fact I will point out now that in the CIP that we put together back in the Spring we had an innovative idea to help fund a partnership with the university building out the fourth floor of the Informatics Lab where some of the technology could commercialize. So that's one idea there may be others as we go forward down this path. And should we have facilities that the City owns or working with property owners in the business corridor geography perhaps. Underutilized space, can we consent that or help that become cheap spaces where entrepreneurs can spend some time and grow. So that's the two long term strategies.

As I said before our next step is back in committee. The goal tonight is to answer questions you may have about this particular group and the work we've done already. Mr. Mitchell has been doing a good job of leading us down this discussion back there on September 27 to flesh out the policy objectives. Any questions from you?

Councilmember Mitchell said Brad thank you for your leadership on entrepreneurship. I think the first meeting we had Mayor Pro Tem and I joined you on the 15th floor and in the committee we call this the Cooksey Amendment. If it wasn't for Cooksey going out there and pushing us and making sure entrepreneurs stay as a top priority, I don't think we would be at this point. Warren thank you for your passion, Warren has actually been out there to visit. He's been giving us firsthand experience on some of the creativity. Mayor we do have some people here from the Entrepreneur Task Force and if you don't mind I would like for those in attendance to please stand so we can recognize you and give you a hand just for all your efforts.

Mr. Richardson said I will introduce them; there's Paul Solitario in the middle, he's a local retired banker. He's working on the funding of challenges for this Community. To his right, Paul Wetenhall, at the University Enterprise and then Charles Thomas, on the end is Executive Director of Queen City Forward.

Councilmember Howard said just to share I actually had a chance to go down to the Packard Place and my colleagues, who haven't had the opportunity to do it, I would encourage you to do so. I knew the building in its prior life because I actually worked in that building some years ago and to kind of see the transformation of the Internet Café for lack of a better term. I think it's a café, but to see that energy and what's going on with Queen City Forward was impressive for me. It's a whole new approach to entrepreneurship. I wanted to especially thank Charles for being persistent in getting me down there. Because I'm sure you've gotten plenty of phone calls because I tell people to call them quite often now. I can see where it can be of value to people starting out. Kudos to what you guys are doing.

Mayor Foxx said a this is an area where traditionally with economic development we as a City have taken kind of a co-pilot role with the business community sort of steering the ship. Particular on large corporate relocations and expansions; I think there is a stronger role for the City to play on the small business end of terms. In terms of partnering with these other organizations to help create the Eco System through which small businesses can grow and entrepreneurs can take their ideas into the marketplace. The policy issue for us is going to be how far on the continuum of risk is this Council willing to go and I think in the next several months as this conversation continues to evolve, we are likely to have some options put in front of us to assess this Council's willingness to jump in. As with other subjects we've confronted recently, I think we have to look at the risk of taking action and the risk of not taking action. I think specifically with respect to the economy, I said this back at the installation of this Council, that this is really a time to swing for the fences. Particularly in this area because there is so much energy in this community and so many people who are chopping at the bit to help grow this sector. I appreciate you Mr. Cooksey for having so much passion for this and you too Mr. Mitchell and Cannon.

As we go along I understand this is not going to be like the neat tidy stuff that we normally do this is going to be a conversation about investing in things and we don't know exactly what is going to come out of it. We don't know what kind of businesses are going to come out, we don't know what kind of jobs will come out of it, but when you playing in this space, you're giving yourself a chance to create a climate of your city being known as an entrepreneurial hub. That's what the conversation has depended on. We will keep listening to what the Economic Development Committee is doing. The other point I'd raise on this is timing. I know that we like to go through our process and kick the tires and get to know it well; but I honestly think in the next six months we're going to be in a very different environment.

I keep saying this and I know I sound like "chicken little" but the fiscal cliff is coming and it is one of those things where you want to have your provisions in your basement for the rainy day and I think the more ways that we can help grow the economy and plant those seeds; the faster we can get those seeds in the ground, the better. Keep working but let's try to work as fast as we can.

Mr. Mitchell said Tracy sent out in our package about a challenge. The Mayor's Challenge Grant offered by Mayor Blumberg and if no one has any opposition I'd like to make a motion. It's talking about one of our priority areas is the high growth entrepreneurship with Project Lift creating an Entrepreneurial Academy.

Motion was made by Councilmember Mitchell seconded by Councilmember Mayfield to allow staff to move forward with the Mayor's Challenge Grant with a deadline of September 14, 2012.

* * * * *

Councilmember Dulin arrived at 5:06 p.m.

Councilmember Dulin said the reading that I did over the weekend. When we study it, it's not a done deal that we will move forward.

Mr. Mitchell said correct. I think the motion here Andy will allow staff to put together an application using the resources that's already been assigned and then we still have time to come back and vet once the application is ready to be submitted.

Councilmember Howard said will you also add going to Economic Development committee?

Mr. Mitchell said yes, it will be referred to Economic Development.

Mr. Dulin said do we have the time to do it staff wise? I don't know where the resources come from.

Mr. Mitchell said the resources are actually coming from Project Lift.

Mr. Dulin said and they're going to take it and run with it over?

Mayor Foxx said I think the next point of action for Council would be if we actually get the grant. I don't think there's anything that the staff would have to do beyond just allowing this process to move forward to the grant stage.

Mr. Dulin said with Lift running it and Lift's focus is west Charlotte and the feeder schools to west Charlotte. How can we make that more community oriented? Lift has \$54 million getting ready to go into the west Charlotte feeder schools.

Mayor Foxx said the issue is that the contours of this grant are basically designed around leading edge, impactful things you can do. I believe that this would be a significant value add to Project Lift. Now within the timeframe that we have, September 14th, three weeks or so. For the staff to

go build a whole new wheel is going to be challenging. There were some other alternatives that I looked at but that was the one that I thought was best.

Mr. Dulin said I agree and I support Project Lift, I was there in the kickoff but I felt awful for the kids at Garinger High School because Garinger gets a bad rap because there are more good kids there, there's 20 bad ones. The new conjoined Harding University you know that's still a somewhat un-conjoined conjunction. When I read it this weekend I was thinking for goodness sake I'd really like to try to spread our wings out a little bit.

Mayor Foxx said if you want to put \$55 million in the capital budget, I'll be happy to go along with that.

Mr. Howard said the only thing I'd add is that remember Project Lift is all about creating a model. It's never been done before, they are throwing a bunch of resources out, there's money, there's people, there's energy. So for me the reason why I like it is, we're not necessarily using our own money but actually getting involved in something that means something to us. We spent a lot of time on this whole entrepreneurial thing and that should introduce that into this Project Lift experiment. It's something that makes a lot of sense to me because we start to build on building entrepreneurs from a very early age. So to me we set a model that can be used other places and I'd love to join in making that model stronger. That's why it's important.

Mr. Dulin said I plan on voting for it but so says the three west Charlotte grads.

Councilmember Barnes said I have no problem with the Bloomberg of philanthropies, Mayor's Challenge Grant that's fine. With regard to the entrepreneurs and high growth enterprises effort I support that as well. What I want to make sure of is that the private sector is as involved in it as possible. Because what I would hope not to see is a recommendation from the committee to spend \$25 million giving people money to do nothing. So I hope we will get updates as we move along and that the private sector will be thoroughly involved in what we are trying to do.

Councilmember Cooksey said Councilmember Barnes rest assured I would never advocate that kind of thing. One of the things I've been bringing to the conversation, and I know that I can be out voted, but one of the things that I've been pushing as the committee has been discussing this is that if in this area of high growth entrepreneurship if any of us, Council or staff could pick who the winners would be, we wouldn't be in our current positions because we'd be able to make a ton more money elsewhere. As you go through and you read what the committee is working on please rest assured that it focuses more on education, awareness, ways that we as a city government can spend money to achieve our goals by broadening the base of who we approach to sell us things. I'm not looking to provide grants to companies because we don't know how to do that. If we did we'd be better off in another spot. Particular in speaking with folks involved in startups and promoting the startup culture for Start Up North Carolina. The Packard Place started weekends. One of the commoner refrains is we want greater awareness in this City that there is an entrepreneurial culture. And that's something that I think we as a Council can help with, can promote that is fairly cost effective. Just to know it and talk it up is a lot of what folks are looking for. The venture capitalists look for the opportunities and if you know, we promote ourselves well enough, the money flows from the private sector, not from us.

Mayor Foxx said if I could layer on top of that, another point which is not about this application but one of the lingering problems we have in this area with entrepreneurship is that we don't have the flow of resource dollars that some of the other parts of the State have that are directly tied to institutions of higher education. It's relatively paltry quite frankly and because of that a lot of the private investment that flows into entrepreneurship is really flowing into the Triangle and not here. We have a lot of money moving through Charlotte, but not as much that stays here and I do think it is in the interest of the City to try to bring some of that in. I'm speaking now for me not for you guys but if some investment is required on our part to help move the dial on that conversation. I'm willing to make the case for it and I think it will be well worth us considering it. So I do believe information is part of it, but in partnership with other private entities; if we found a way to try to attract some of that capital in, I think it will be money well spent.

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

The meeting was recessed at 5:16 p.m. for dinner and reconvened at 5:40 p.m.

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ITEM NO. 4: ANSWERS TO MAYOR AND COUNCIL CONSENT ITEM QUESTIONS

Assistant City Manager, Julie Burch said short answers here on the consent items, didn't have very many. The first item Councilmember Fallon, Agenda Item No. 19, asks about the fuel storage being adjacent to the new parking deck and whether that storage would be safe or not. To re-emphasize the point, yes that will be safe. The tanks will be underground with leak detection devices. They will be monitored on a regular basis. The filling procedures will also be very strict in terms of when that's done for example during off-peak hours only. There will be routine maintenance; there will also be fencing around the dispensers as well. The second question related to the parking deck from Councilmember Fallon was in regards to the Fund Balance from which this deck was being funded. And according to the Aviation Director that when the deck opens in 2014. The fund balance will be approximately \$30 million and that's when this change order will be funded.

Councilmember Fallon said that's left over after the \$50 million is spent?

Ms. Burch said yes. Agenda Item No. 20, Councilmember Mayfield raised a question about the Airport Contract for Architectural Services. She asked how often is that open up for bid. Actually that is not a bid situation, that is a professional service contract. The fee is negotiated. The firm is selected based on experience and qualifications. In this case, this is one person that provides the services on a part time basis and the cost is considered very competitive with the market rate.

Councilmember Dulin said on this contract, for the past 12 years he has worked for us and I know Roy he's a nice fellow, but it doesn't tell us how long this contract is for and it does say \$150 per hour and my one thing I wrote down here, no offense sir, if he was an attorney he would be charging us for his travel time. It's only eight miles from his house to the airport. But is \$150 the on-site work time or are we getting charged, I know the relationship goes back so far, I know it's somewhat loose.

Aviation Director, Jerry Orr said on site work time. The employee is past President of Bojangles Associates. He was hired from them. He works only when he is called and he works part time. The contract goes until the money runs out.

Councilmember Howard said I think it's important to have consistency in what we're planning for the airport too. I think what's made our airport strong is that we've had this consistent vision since he's been a part of working on it that long. So that's one of the reasons why I think it makes sense.

Ms. Burch said there was one more question raised by Mayor Pro Tem Cannon regarding an In Rem that's not on the agenda tonight. I believe the address was 2520 Rachel. And actually our staff is still working with that property owner. If for any reason it's necessary to proceed with In Rem for that property, it is tentatively scheduled for the September 24th agenda.

Councilmember Cannon said I have that information here thank you very much.

Councilmember Barnes said sir is there any appetite among Council to do Mayor and Council topics in addition to the closed session? Perhaps if the Mayor and Council topics only require a few minutes, I don't know what people have in mind. I have just a couple of items.

Mayor Pro-Tem Cannon said what we need to do is probably the Closed Session first and if we have any time prior to the meeting, then we can address some of those in here and if not, then we will get to it downstairs if that's alright.

Motion was made by Councilmember Barnes seconded by Councilmember Howard and carried unanimously to go into closed session Pursuant to (A) NCGS 143-318.11(a)(4) to discuss matters relating to the location of an industry or business in the City of Charlotte, including potential economic development incentives that may be offered in negotiations, and (B) Adopt a motion pursuant to NCGS 143-318.11(a)(5) to go into closed session to establish, or to instruct staff or negotiating agents concerning the position to be taken by or on behalf of the City Council in negotiating the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease.

The meeting was recessed into closed session at 5:48 p.m.

BUSINESS MEETING

The City Council reconvened in open session at 7:21 p.m. in the Meeting Chamber of the Charlotte Mecklenburg Government Center with Mayor Foxx presiding. Councilmembers present were John Autry, Michael Barnes, Patrick Cannon, Warren Cooksey, Andy Dulin, Claire Fallon, David Howard, Patsy Kinsey, LaWana Mayfield, James Mitchell & Beth Pickering.

INVOCATION AND PLEDGE:

Councilmember Patsy Kinsey gave the Invocation, followed by the Pledge of Allegiance.

CITIZENS' FORUM

Mayor Foxx said thank you very much and tonight I want to say a special word. We have counter parts in Tampa who are dealing with a weather situation down there and I wanted to extend my thoughts and prayers for not only those in Tampa during the proceedings there, but also in the Gulf Coast and I hope that there is safety for all and no loss of life or injuries resulting from weather events down there.

Tonight we have our Citizens Forum which is an opportunity for citizens to share with us their concerns. Each speaker has three minutes that we will scrupulously observe in order to ensure that everyone has equal time. Following the Citizen's Forum we will have recognitions in the community, I think we have three tonight and then following that we will get into our ordinary business.

Unemployment

Dr. Cheryl Nicholas, 415 E. 4th Street, 28202 said Good evening Mayor Foxx and members of the City Council. I am Dr. Cheryl Nicholas and I am the Founder, CEO and Director of InnerVision. With me tonight are some staff and members of the InnervVSION Economic Empowerment center for which I come to share some information with you this evening. InnerVision is a nationally accredited non-profit organization with two locations in the Uptown Charlotte area. Our primary location, at 415 E. 4th Street, is directly across the street from the main transportation center. Since 2003, InnerVision has been the region's leader in the use of holistic approaches to advance the recovery of persons with trauma, substance abuse and mental health challenges. This includes veterans, displaced workers and at-risk youth entering the work

force. InnerVision's state-of-the art facility includes a Wi-Fi café, a fitness center, a job link center and is the home to the area's finest clinicians, counselors instructors and peer specialists who provide Mecklenburg County residents with outcome oriented vocational academic and life skills training in addition to counseling, rehabilitation and recovery services designed to enhance their quality of life that results in productive citizens with value added to the workforce.

We work with employers as their off-site Employee Assistance Program and training department without the high costs. We meet the employee's entry level hiring needs to make their businesses grow. We provide relevant industry training in the areas of the technology, hospitality, health care, customer service and customer training. We offer a unique training called certified peer support specialist training that is credentialed by UNC Chapel Hill and the Department of Health and Human Services; that allows persons to use their personal experiences to develop careers as peer counselors.

InnerVision is a community partner with Central Piedmont Community College and is the North Carolina back-to-work initiative that offers scholarships and specialized training in industries for persons with long term unemployment who have exhausted their benefits. We invite you to visit us at InnerVision and please save the date of October 31st, for the first Working Wellness Day in Mecklenburg County. I have supplied you with handouts so please read them.

Mayor Foxx said it's a great organization and you're doing some great work. Thank you very much Dr. Nicholas.

Little Black Sambo Must Go

Mr. Jay Whipple, (Queen City Tours), 3125 Eastway Drive, 28205 said Black Sambo Must Go Again? Are African Americans stupid? Are we dirty? Are we poor? Are we lazy? Are we all immoral? Well this character says yes. It is known as a picaninny. The picaninny was a dominant racial character of black children for most of this country's history. They were child coons, miniature versions of steppin' fetchit. Picaninnies have bulging eyes, unkempt hair, red lips and wide mouths into which they stuff huge slices of watermelon. They were themselves tasty morsels for alligators. They were routinely shown on postcards, posters and other material being chased or eaten. Picaninnies were portrayed as nameless, shiftless, natural buffoons running from alligators and towards fried chicken. The first picaninny was Topsy. Topsy was dirty, with kinky hair and had ragged clothes. These traits were transformed into comic props, as were their misuse of the English language. No longer a sympathetic figure, Topsy became simply a harmless coon. The stage Topsy and her imitators remained popular from the early 1850's well into the 20th Century. Arguably the most famous picaninny of the 1920's was on more than one occasion shown savagely eating watermelon or chicken, Buckwheat. The quiet boy with big eyes from our gang has an innuendo distinction. His now is now synonymous with picaninny. This is due in large part to the comedian, Eddie Murphy's depiction of Buckwheat on Saturday Night Live in the 1980's. A disproportioning high number of African American children are poor. But the picaninny character's suggest that all black children are in poverty. This poverty is evidence by their ragged clothes. The children are hungry therefore they steal chickens and watermelon. Like wild animals, the picaninnies often must fend for themselves; they were often depicted side by side with wild animals. Arguably the most controversial picaninny images are the ones created by Helen Bannerman. She spent 30 years of her life in India. In 1898 it came into her head the entertaining story of a little black boy, beautifully clothed with a succession of tigers. Not only does he saves his own life, but gets a stack of tiger stripped pancakes. The story eventually became Little Black Sambo. Book success led to many imitators and controversies. The main characters in the book were Little Black Sambo, his mother, Black Mumbo, his father Black Jumbo. They used standard English and not the bastardized English then associated with blacks. Stereotypical anti-black traits for example, laziness, stupidity, and immorality were absent from the book. Little Black Sambo, the character was bright and resourceful, unlike most portrayals of black children.

The book however does have anti-black overtones, most notably the illustrations. Sambo is crudely drawn. At the time the book was originally published, Sambo was an established anti-

black epithet. A generic degrading reference that symbolized the lazy grinning, docile child-like good for little servant. The anti-black Sambo movement started in the 1930's and continued into the 1970's. Black educators and civil rights leaders organized numerous campaigns to get the books banned from public libraries, especially in elementary schools.

Affordable Housing for Homeless

Ms. Virginia Lucille Potts, 1040 Brookrun Drive, Apt. 103 said I am not like most of the people that depend on the services from the Shelter Plus Referral Program for the Homeless, but then I am. It has helped to keep my same economical status for the past 10 years or more while giving some a new beginning and some a new way of living off the streets of Charlotte. But most importantly, because of lack of funding, the services for the Shelter Plus Referral Program for the Homeless has suffered. This is part of Affordable Housing I think, under Area Mental Health Local Management Entity, which has had to eliminate overall distribution of the local monthly bus passes provided by the Charlotte Area Transit System. It has also eliminated one of the services under Community Support. Bringing back these overall distributions of the monthly bus pass would give us more freedom to go to other appointments on our own and enjoy this wonderful city as we know it. Everyone does not qualify for Medicaid transportation services. Can we count on some of the \$6 million of available funding to be considered for additional funding for transportation services for the Shelter Plus Referral Program for the Homeless, especially the local monthly bus pass? I only have two copies of the presentation.

Mayor Foxx said yes ma'am we can have someone pick up those copies and get them to the clerk that would be great.

Working Conditions within the City of Charlotte

Al (James) Locklear, 7807 Burch Shira Road, 28269 said I hope all is well. I'm President of UE 150. I'm here tonight to speak on two issues that's been around for a while. We have not gotten nothing on it yet. And the first one is payroll deduction coming out of our check. Now we know Art & Science is doing it and we want to know why they can't take money out of our check and put it in the Union for us. That's something we've been asking for for a while and we have not gotten an answer on it. We know we've got Rocky Mount; Chapel Hill and Durham, they are taking it out of their check and we are the biggest city in North Carolina. We work hard in this city and we keep this city clean.

The next one is Meet and Confer. Now when yall used to do the policy for the jobs, they were so much better. But now since you are letting each individual do it, it's hard on us. I know when I started with the City we would work about two or three hours I mean we run the routes to get through with them. But now, we are out there late. Working over 40 hours a week because when the City got bigger, they wouldn't put no more help on. And so we are asking for the Meet & Confer that when they do the policy that we could just sit down and talk with them about it and let them know that it's too strict. Some of these are too strict for us and as yall know, you probably know there've been so many people that have come and left through the Sanitation Department and these other Departments. They said it's too much work for what little money they're getting and they are too strict on them. And so those are things that we are asking for and we're asking if you all will make a decision on that. I know the Fire Department and the Police have been asking for it too. It's our money and we are here in this City. We want to keep the City clean we don't want this City dirty. And we are here it's the cleanest city. So we are asking yall to move upon these situations for us.

Barbara Edgecomb, 1008 Willoughey Road, Monroe, 28110 said yes I speak tonight on behalf of City workers all throughout Charlotte if it pertains to them. We need that Meet and Confer because we need to meet with Mayor Foxx and the City Manager because we do have issues on the job and we had a policy to come through that we can't wear our uniforms down here to the Council Meeting so we had to go get some made. So we had to go get our shirts made and its policies after policies that really you know is not, not coming up to par and we are city workers and we need like the City Manager got 2%, two raises this year and when we were

suppose to get our 3% raise, when it comes down through the pipe that we are suppose to, everyone thought it was supposed to be across the board but when it came down to our Department, it was a merit raise and half of us will not get it simply because we got something on our evaluation and I don't think that's fair. Because if everybody else can get a raise, why can't we? We need more than 3% really. The two cities that you compared the City Manager with, compare us with those two cities. We will probably be 8-10% behind. And we just want our share. We just want to be treated right on our job and another thing, we need more holidays. We need holidays, give us President's Day, give us Memorial Day, give us Labor Day. We need more than three days out from work. Everybody else is with their families during these, management and everyone else is home with their families why can't we be at home with our families?

O.k. then temp workers, some of the workers in Sanitation work sometimes six months up to two years being temp labors. And I think that is not right. And things are, we need to do, this Market Value Study, I've got a sheet that I need to give that to y'all. They did a Market Value Study on the 3%. They compared us with these cities here. The cities they compared us with, they didn't do it by population and that's what I think should have been done by population. Then we would not have had a problem getting our 3%. But then come back and it's just, these little cities, sometimes Charlotte is a lot bigger than these cities. The market value studies should have been done by population.

O.k. now we got another situation coming down the pipe. We earn these vacation and sick days on our jobs. But when we call in sick we have to go to the doctor, pay \$30 on our co-pay to take a note back to the job to let them know we've been out.

Wilford Thomas (704) 726-9572 said my name is Wilford Thomas, City of Charlotte, Sanitation Department, member of UE Local 150. Charlotte is one of the cleanest cities in America because we've kept it that way. We are proud of the job that we do. But yet we do not feel appreciated for the hard work we do to keep this City clean. We have been treated unfairly because of these outrageous policies and the unfair discipline that's been going on. Like the three week suspensions without pay and the six months probation. Some people have been wrongfully terminated. If we stay out of work one day, we have to bring a doctor's note. It may be from an aching muscle or a sore joint, which we know it from all the work the day before.

We are already underpaid and three week's suspension is devastating to the family that is already struggling. We need the right to Meet and Confer so we can come to the table and discuss policies and work conditions that does more harm than good towards workers and their families. Thank you.

Ashaki Binta, P.O. Box 40922, Raleigh, NC 27629 said we appreciate being able to speak to you this evening. I'm a representative and organization with the United Electrical Workers and we have members here in the City of Charlotte. I just wanted to conclude our presentation from the City workers here by saying. Each of you should have copies of an open letter that we are presenting to you as the Council and all the way up to President Obama. As well as the Municipal Workers Bill of Rights that accomplishes dealing with a lot of the things that the three workers who spoke are addressing. We want you and hope that you understand that it's not our intent or purpose to embarrass the Council or the City of Charlotte. A lot of the issues we're raising in terms of asking that the City Manager be directed by the Council to open up and confer for those organizations' unions in the City that want to be able to meet with the City Manager and the various department heads and supervisors to address issues concerning working conditions. We're trying to bring these things to your attention because this isn't the first time that a lot of these issues have been raised.

The question of payroll dues deduction has been raised over a number of years. We are requesting it again. By having the workers being able to have payroll dues deduction for those workers that want to be part of the Union effort, it helps them be able to have resources to prepare for a Meet and Confer with the City. To be trained, to do the research to have the assistance of staff to work with them and to help. To be able to sit down at the table with the

City and be able to address the working conditions. They've had these options in Chapel Hill, Raleigh and Durham for years and years. Those Cities haven't been bankrupted. They're not, the cities haven't been disrupted from being able to operate. There's been no ill effects in those cities in terms of having Meet and Confer and payroll dues deduction. So there's no reason why the largest trend setting city in this State also can't open those kinds of working relationships and agreements with the City workers here. We are going to be asking members of the Council to work with us on the adoption of this City workers Bill of Rights, Municipal Workers Bill of Rights and a number of cities throughout the State including here in Charlotte. The purpose is for us to try and establish some basic standards in a number of cities throughout the State where people that are coming to work in these public sector jobs have a floor upon which they can begin their jobs and know what their rights and working conditions will be. So we will ask you to support that and please let us know about the Meet and Confer and the Payroll Deduction.

Councilmember Autry said I wonder if we could ask the City Manager to prepare a report for us on potential impact, potential benefits, and potential downside, if any, on allowing this to take place.

Curt Walton, City Manager, said yes sir. I will be glad too.

Councilmember Cannon said I believe our H.R. Director has prepared some things in the past and I would imagine that she will be regurgitating the same information when the question was asked some time ago, I think I posed actually to you Mr. Manager, and your office and certainly to our H.R. Director. I don't know how much it's going to change but I recall that it seemed to be that that discussion centered around I believe costs, in terms of start-up and what that might mean. I thought it was going to be a situation where we were going to take it actually to a Committee so that the Council would be privy to all of that same information in that particular setting. But if a report is what the Council is trying to go with then that's fine. I've seen something already on that. But I just wanted to throw that piece in there.

The second piece Mr. Manager I want to ask you about, one of the speakers made mention relative to a policy that they can't wear uniforms to the City Council meeting or in this building? Can you clarify what type of policy that is, I don't recall voting on a policy, maybe a previous Council did?

Mr. Walton said I don't know of that Policy, but I will find out.

Mr. Cannon said there was I know a piece of documentation that suggested something but it looked like it was more in-house that came out of Solid Waste I believe that would have suggested that they could not wear their uniforms here. I can't get my hands on it now but I will share it with you and you can take a look at that, but I don't recall ever voting on anything like that. I don't think that we should penalize anybody from coming into this Chamber for wearing their uniforms. We do it all the time with our fire and police. I don't know why any other employees can't wear theirs.

Mr. Autry said which Committee would you see this issue going to sir?

Mr. Cannon said you know I don't know that's a very good question probably either Council Manager or the Budget Committee, would be one of the two. Council would have to make that decision in terms of where we would want it to go. Mr. Mayor that's where I think it will go to one of those two Committees.

Councilmember Howard said I respect the fact that you've seen that information but a lot of us haven't. That's why I thought it would be appropriate to start with the City Manager first and once we get the information back and we find that there's some reasons to send it to a Committee, I'd like to do that. That way we just get information first before we weigh into the process.

Mr. Cannon said the only reason I was suggesting sending it to a Committee, is because then you would actually have members of this body being able to have that joint discussion between each other in that particular setting rather than having just a core piece of paper that would eventually just bring us back potentially to the same place where I'm trying to get us to tonight. I was trying to be a little more efficient and effective with the process.

Mayor Foxx said to be clear, there is a third option. That is to allow the Manager to send us a report back and we've also had some conversations about doing regular, "check-ins" with the Manager as a group. That may be a setting that would be appropriate to have the discussion about this issue, so the referral may not be necessary. We can actually just keep it at the full Council level and tackle it at one of those.

Councilmember Mayfield said Mr. Manager what I would like to see is the comparisons since we have heard that we do have other cities that have offered the check-off option and with Charlotte being the leader that we are; when this information is brought back to the full Council, if we could get a comparison because I know that there is an upfront financial cost. But when we look at the overall breakdown compared to some of our neighboring areas, in comparison to the City of Charlotte and the number of workers and the amount of constituents that we have as far as, what do we have more than 800,000 in the County? 737,000 in the County? It would be helpful for me, especially as a new member to look at the breakdown of what would it look like for us to move forward here in the City of Charlotte, compared to Asheville, Durham or other areas that may offer this.

Councilmember Barnes said in addition to that, it would be helpful for me to understand some of the legal issues that are part of the conversation. So I think the city attorney should also be a part of this report. For example, as I asked you all earlier, when I pay my Time-Warner bill, there's a deduction that goes from my checking account to Time-Warner. And I'm wondering why the City is involved either for our employees or for ACS for example, and being a part of that transaction. You give people their paychecks and let them join wherever they want to join. So I'd like for that to be a part of the discussion Mr. Hagemann, Mr. Walton.

Mayor Foxx said o.k. I think the Motion, well there was no Motion but there was a request for information from the City Manager. I think the desire is to have that information prepared, sent out to the Council and then in our first quarterly update, we'll have that as an Agenda item to discuss. Thank you all very much, good job.

Taste of the World

Jeanie Welch, 5736 Ebley Lane, 28227 said I'm here to invite all of you to the 10th Annual Taste of the World International Restaurant Tour. It will be held on Thursday, October 4, of this year. We'll have receptions at the the VanLandingham Estate in the Plaza-Midwood Area and tours of three different restaurants. It's a wonderful way to celebrate the diverse cuisine now found in our City so you all should have cards. We look forward to seeing you and hope that you can all join us for this wonderful annual event.

Back to School Supplies

Pastor Barbara Stevenson, 3900 Gossett Avenue, 28208 said good afternoon Honorable Mayor and our City Councilmember from District 2, congratulations you got married. Well let me tell you why I'm here. We served Friday, Saturday and Sunday, 500 needy families. It was our 15th annual back-to-school, we ran out. I didn't get to serve my community. We served from all over the City, all your districts with applications. They are coming back Wednesday night. I need a miracle, 48 hours. Assurance Methodist Church is going to provide dinner. I'm not asking for City money, but I'm asking each of you for a donation to help make this happen for our students and for the parents that need school supplies. They believe I'm going to help them. I'm believing I can help them, but I can't do it without you. I told them I was going to come down here and I don't want the bell to ring on me. Thank you. We are a 501(c)3 ministry.

Councilmember Cannon said you are a 501c3 ministry? So your donations can be counted toward something where you can put it on your taxes if you'd like.

Councilmember Dulin said ma'am I mentioned to you earlier when I walked down the steps that the article about you in today's paper was fabulous. You're an inspiration. I mean you really are I mean you inspired me; I smiled in my living room this morning reading the paper. You are without a leg and you're working on your prosthetic but you had wanted to walk in to see the President. She's had to dial that dream back a little bit, but she will be there on September 6 and she will now be able to stand when the President comes in. That's a blessing and oddly enough, tomorrow I'm doing an event with the Office Depot folks. The Office Depot foundation and they are donating backpacks. So I don't know if backpacks, I'm sure backpacks will help. So after we're done here, I'd like to come over before you leave. I know you're not going to run off, but I will get some information and then I go to the event tomorrow afternoon and we'll see then. I've got a large number and I've got a place that's expecting some of these, but we can get some off for your kids too.

Pastor Stevenson said and maybe you can come pass them out. They are waiting to see and hear, they want to meet all of you and I want to introduce them to you all.

Mr. Dulin said Kathy Dulin and I will help out with your request some too. You inspired me this morning. You really did.

Councilmember Mitchell said two things Pastor Stevenson, one, can you give the address of where this is going to take place; and the time; and two, you will need our donations Tuesday night or if we can get them there Wednesday by noon?

Pastor Stevenson said I need them by Wednesday. They are all coming back. Every Wednesday night we feed, we've been doing that all year. We give them a meal and groceries. We get food from Trader Joe's and they will be coming back. It just hurts me to run out on them.

Mr. Mitchell said what time Wednesday night?

Pastor Stevenson said 7-8. Cause we want to get them out by 7:45. The meal is coming. They are coming for school supplies and that's just it.

Mr. Mitchell said and the address Pastor Stevenson?

Pastor Stevenson said 3900 Gossett Avenue. And you know you know because you come and volunteer sometime.

Mr. Mitchell said and for those who are watching and would like to call you to make donations, could you give out your phone number where they can reach you?

Pastor Stevenson said yes 704-398-1777.

Mr. Mitchell said thank you Pastor Stevenson I will see you Wednesday night.

Mayor Foxx said what a remarkable story. We are looking forward to seeing you standing up at the appropriate time on Thursday. Thank you Pastor Stevenson.

Medical Injuries

Betty Allen, 9509 Green Apple Drive, 28215 said I'm not a stranger down here. I have been coming down here for at least three years. Not here at the City Council but County Commission, also. This is concerning a major medical injury that took place at University Hospital and also at Carolina Medical Main. Now I got a document that was signed by Judge Johnson giving me the extension on this medical injury. Now I didn't know I had a medical injury I was discharged from the hospital and I was told by Dr. Robert Hudson that I had no injuries nor pneumonia.

Well they hid the injury with morphine. Now I'm going to keep coming because I know this is against the law. I want to show these images, if the camera can come closer with it. I want to show these injuries. This is what they discharged me from the hospital with and had me decaying and rotting inside for a whole year before they found this injury at Wake Medical in Raleigh, North Carolina. I just happen to be up there visiting and went down there and I was told by the doctor's that they had completely tore the throat out and also had completely torn holes into the esophagus. This is what I'm faced with right now.

Now these injuries have turned into cancer. The medical records have started to change now. They also said that they had given me a bladder operation in 2005, that's when I was in the hospital with a stroke, a cerebral hemorrhage. But they discharged me like I said with this injury, knowing that I would die. They kept me going round in circles to their doctors until I just jumped out the loop and just happened to be up there in Raleigh, North Carolina. And the doctor's told me I'm supposed to be dead and they would have to do an emergency surgery because an abscess has burst on my esophagus. Now this is the injury right here. It came from the esophagus, all the way up through the body out of the throat right here. And I'm still going to the doctor having different operations trying to save my life with these medical injuries.

Now it pains me to come down here in front of black men. You see, because I don't like to come down here because I know that black men, they supposed to be you know protector's like the white man is to the white woman. Now if I was a white woman, it wouldn't be a problem and if it was all black doctors they would have lost their jobs.

Working Conditions within the City of Charlotte

Marvin Dibble said I'm speaking on behalf of the City of Charlotte and the Sanitation Department. I think there's some unfair treatment that's been going on in the Department. Some wrongful terminations, some wrongful suspensions. And when I asked to address the City Manager I was always deferred to someone else. And when I did get a meeting, his Assistant and the Director of the Sanitation Departments were talking about their vacation and what they were going to do about their vacations. So I'm asking you, Mayor Foxx, and City Manager to please take a closer look at the Sanitation Department for the City of Charlotte.

DNC

Fred Mauney, 61 NEWTON-Moore Road, Peachland, NC said Mayor Foxx, City Council Members; I'm going to be, having to be a little careful on stating here. So what you're looking at we're just going to be addressing the issues about Barack Obama, the President of the United States. Which over a year ago I filed two lawsuits in which had Barack Obama's name. And the federal order, what you're looking at, is the first one; the federal judge put a hold on it because I asked for pendant jurisdiction. I had a state case and a federal case and the same issues, and I made the statement that I didn't feel like I would be getting a fair hearing in state court. Now you can see that it was signed by the Judge, Robert Conrad, Federal Judge on June 21st. But then you come over to the September, which was actually August 30th when it happened, where the state judge dismisses the cases. Well this is called Thought Upon the Court and they've uh violated a federal order, which comes under the power of the court of Title 18-4.1-6, it comes under Title 18 4., Contempt of Constitute and Crimes. It comes under 1509 of Title 18, Obstruction of Court Orders and so everybody's trying to ask what's going on here, because if you look at the other piece, I've got there, you will see constitutional law of Professor William Van Einstein. I made a trip to see him because of the humungous things that's going on here and he looked at the court order, he looked at the transcript and then he looked at the other two there. What he basically told me and he would testify to anybody, all y'all can get in touch with him, the federal judge can contact him, the President can contact him; any news organization wants to they can contact him and he will testify in front of the house judiciary or senate judiciary or any rest of them, that this was misconduct. The Judge in the state case has conduct that was unacceptable, conduct and that it was, also any, not just the judge, but any lawyers in the court room, it was misconduct because he said, if, if somebody comes in the courtroom and said they had an order to stay or for review that that judge had to look at it and just not even looking at was

misconduct. And it shows that the judge and the lawyers had a previous position mentality, not to obey the law, which could lead to all of them being disbarred. Well why are they doing this? Why are they going through this when they should know what the law is and the only thing we need to understand is there some kind of bribery going on here, some kind of corruption, is there some kind of blackmail going on here involving the President of the United States?

Well this is getting ready to come out. It's already in front of the federal judge now and we don't know if the federal judge is going to end up issuing a bench warrant for the President's arrest when he comes here. Now I've been in front of yall before and saying somebody needs to look at this and I just come back from Washington, D.C. talking to secret service up there, they are about to shit a brick over all this, I'm just telling you like it is. This ain't no joke. You know what I mean. Because this can lead to, this scandal, can lead to impeachment.

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AWARDS AND RECOGNITIONS

ITEM NO. 6: WOMEN'S EQUALITY DAY

Mayor Foxx said our first recognition is August 20, 2012, the Women's Advisory Board held a local celebration in recognition of the 92nd Anniversary of U.S. Women, winning the right to vote. Ms. Jamie Daniel, Chairperson of the Women's Advisory Board, is here to accept the proclamation which proclaims the 26th day of August 2012 as Women's Equipment Day. Can you talk about Women's Equality Day and what it means and what your organization has been up too?

Chairperson of the Women's Advisory Board, Ms. Jamie Daniel said as you said on August 20th, last Monday, we held a celebration at the Levine Museum to honor the day the women got the right to vote. Basically we had some speakers out there that talked about women in politics, what our mission in Charlotte is and what our community members want to see.

Mayor Foxx said we are appreciative of the group and I apologize, we normally have these proclamations sitting right here, but I know that it does exist and we will get it to you. I apologize for not being able to hand it to you tonight.

ITEM NO. 7: CHARLOTTE B-CYCLE PROGRAM

Mayor Foxx said secondly we have Michael Smith of Center City Partners here, who will talk about the Charlotte B-Cycle program which is the largest urban bike sharing system in the Southeast.

Councilmember Howard said I wanted to thank him and all the folks who worked hard on this. This came through the Transportation Planning Committee and after a lot of conversation, we really wanted to have this on the ground prior to all of our guests coming next week and because of the hard work of our folks in C-DOT; Danny Pleasant and his staff as well as Debra Campbell and all the folks needed to make sure we got the Text Amendment done in the Planning Department; I just wanted to thank you guys because I know this was a dream come true and I know that a lot of people worked hard on this, so I just wanted to thank you all publicly before we jumped into this.

Center City Partners, Michael Smith said we are so grateful for this recognition of all the hard work that went into bringing this system to the City of Charlotte. It was a vision of the 2020 Vision Plan to create a city of bikes and with rolling out this system; we really take one giant step towards that vision.

What we have in the system is affordable access to 200 bikes across 20 stations throughout the urban area of Charlotte. What this allows us to do to date; bicycling in Charlotte has mostly been dedicated to exercise, but this brings us back to what we all knew as kids, of destination

cycling. Without your wheels as kids, how did you get to the ballpark? How did you get over to church? How did you get to your friend's house that lived a couple of blocks away? This allows us to reintroduce that in a major way. We've joined the ranks of some incredible cities that include Paris, London, Barcelona and then U.S. Cities like D.C., Denver and others. We've located 20 stations near destinations around uptown and around light rail. One of the great things that bike share does, is that it takes a walk zone of a transit stop or bus stop and turns it into a ride zone. It's an incredible concept and the bike is there ready for you when you arrive.

Our system offers real time information. We've got an app that you can pull down for free that will let you know where bikes are available. Also you will be able to track, miles ridden, calories burned, carbon off-set all kinds of incredible things. And while this may appear to have occurred overnight, this system was eight months of incredible hard work from a lot of people. And to put a system like this in in eight months, that's light speed. You guys know you do public work all the time. There's a bunch of folks you know, through that period there was incredible hard work from some folks on our team, Allison Billings, Alicia Massey, Toby Holmes. We were contacting and working with sponsors and the folks at Blue Cross/Blue Shield have incredible partners, selecting vendors, identifying locations. I've got a lot of folks to thank; our colleagues at the City were incredible, I can't say enough good things. The C-DOT Team led by Danny Pleasant, Dan Gallagher, Ben Miller, Ken Tippet, the Engineering & Property Manager, Jeb Blackwell, David Smith, Allstars, Debra Campbell and her team. We are grateful for our electrical engineering partners, Jim Henderson, it kind of goes on and on. But none of this is possible without a sponsor. Blue Cross/Blue Shield of North Carolina got it. They got it from the beginning. It's actually kind of a concept it was in the 20/20 Plan but unique to that, Elly came to us. And I would love for Elly to be able to share with you a little bit of why they did this, but they got the Vision, they are so committed to cycling and greenways. We are fortunate to have him in our Community and part of this. I don't know if you guys have met Diana Ward yet. Diana Ward is our Executive Director of Charlotte B-Cycle.

Charlotte B-Cycle Representative said Blue Cross/Blue Shield of North Carolina. This Charlotte effort is part of a state-wide program we call GONC. It stands for Get Outside North Carolina. We are hoping to convince people around the State that proper diet and good exercise will help us towards a more healthy lifestyle. North Carolina right now is the 14th fattest State in the Union. We want to fix that and we hope a bike program like this in Charlotte will cut across all demographics and that people of all stripes will use the bikes to not only get where they are going, but to realize some really good exercise and get in better shape.

Mayor Foxx said I want to thank you very much for making the investment. I understand this is the first of several that will be rolled out across the State that Blue Cross/Blue Shield of North Carolina is working towards. And as with most good things that happen in this Community, the public/private partnership is always appreciated. So I want to thank you and Blue Cross/Blue Shield and Brad Wilson and the whole crew over there for jumping in. Also Carolina's Healthcare System which is also playing a role. And of course City Center Partners and Michael you and your team really working to bring this thing in is a big deal. And David, to the City staff, I think we had a couple of hurdles we had to go over with Text Amendments to the Zoning Ordinance and so forth and so to Debra Campbell and Danny Pleasant and all the folks that have worked on it from the City standpoint, thank everyone for getting this done.

I've seen quite a few people riding bikes around our Community on these new bikes. I'm going to take the advice given to Michael Dukakis and don't wear the hat, but I may wear it on the way to the Government Center. So thanks so much for everything you're doing and let's give them a round of applause.

Councilmember Mayfield said I wanted to make sure I thank Michael and Diana because Councilmember Howard his wife, and Jolisha and I had the opportunity when we kicked off in Uptown Charlotte, the official ride where we hit all 20 of the locations. I made it to one of the locations so I was kind of proud of myself to make it up from the United Way up to the four corners of Trade and Tryon and around 9th Street. But wanted to say thank you for the amazing work cause I know a lot of people wondered would a bike share program work in Charlotte.

There may have been a lot of skepticism but what I have seen; even this past weekend is nothing but people riding around in uptown, on the bicycles even when I was at the Carson Train Station. There were a couple of seniors that were out strolling, looked at the bicycles and decided to go ahead. I guess they had already registered just in case. So they decided to rent a bicycle and ride around uptown. So thanks for being forward thinking. I look forward to us getting out, using my little helmet. Hopefully mine won't crack as Councilmember Barnes said his is cracked. Hopefully my head will suffice it, but wanted to thank all of you for the amazing work in bringing Charlotte B-Cycle to the Charlotte area and into uptown.

Councilmember Howard said Diana before you leave will you come back up. One of the things Michael told us about the overall but before you leave with all the millions of people that watch this program can you explain how the program works and how people can sign up. I actually had an opportunity to ride in one of those other cities too in Berlin and actually, it's not that hard. I had to overcome the language barrier but after I did that I finally got it rented. But will you tell the public how they do it here.

Executive Director of Charlotte B-Cycle, Diana Ward said the system is very easy to use. There are two ways to use the system. You can buy a 24-hour pass which entitles you to use it for 24 hours. Now what that means is every time you walk up as long as you don't keep that bike out for longer than 30 minutes, you will never incur another charge other than the \$8 for a 24 hour membership. What we're encouraging the citizen's of Charlotte to do is purchase the annual membership which is \$65. With that membership you can go to a station anytime you want, check out the bikes actually between 7 a.m. and 10:00 p.m. and keep it out or go from one destination to the next. And as long as you don't keep it out of a docking station for more than 30 minutes, you won't incur a charge. So feasibly you could pay \$65 in a year and commute into uptown Charlotte from Southend or 4th Ward or Elizabeth.

Mr. Howard said I just wanted to make sure I thanked Cobber, our Bike Alliance folks as well as the DNC Host Committee for your hard work to make this happen. I encourage our guests when they visit to take advantage of it. Thank you for coming down.

ITEM NO. 8: DILWORTH HOME TOUR

Mayor Foxx said we now turn it over to Cindy Schwartz, from the Dilworth Community's Development Association's Home Tour. Cindy is a board member of the Dilworth Community Development Association and is here tonight to talk about the upcoming annual tour of homes, one of our most beautiful neighborhoods.

Dilworth Home Tour, Cindy Schwartz said thank you so much for the opportunity to have the floor and a few minutes just to speak as a representative of the Dilworth Community. As you know we take a lot of pride in our neighborhood and recognize the importance of fostering a production relationship with our City Council and other civic leaders. With our positioning adjacent to uptown, our neighborhood is constantly at the forefront of our city's changes. Some of this is excellent as we benefit from the rise of the Center City and progressive development. And of course, some of this is threatening, as we regularly have to defend against bad development that is out of content with the plans laid out by the city's Planning Department and understandings we have with civic visionaries. Which of course is why I would normally be at a City Council meeting.

So it is my absolute pleasure to come here tonight to invite you to attend the 2012 Dilworth Home Tour. This is our 40th Anniversary, meaning that is standing the time of Dilworth's struggles and resurgent's. This year's tour features wonderfully historic homes and homes that reflect the growth along with the train line and by Freedom Park. We think it really embodies all that is good about our community and about Charlotte. Please enjoy these tickets and please come. We offer this in gratitude for everything that you do for our City. And please also know that a portion of the proceeds of the tour go to Charlotte Family Housing.

Mayor Foxx said thank you very much. That's very nice of you.

Councilmember Howard said before you leave, I think it is an incredible opportunity for people to come see mixed income neighborhood working. And I'm just reminded of growing up in Charlotte when that was not the case in Dilworth. When I was a little boy there were a lot of other things happening in Dilworth, but I think because of a lot of public/private partnerships and investment by this community over the years, we now have a model community across the City. I just wanted to point that out to the folks that are not familiar with the evolution of the Dilworth Community because it was not always so. It has come a long way. So thank you for your continued vision of keeping it that way and again it's a great example of why we should invest in our neighborhoods.

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BUSINESS MEETING

ITEM NO. 9: CONSENT AGENDA

Motion was made by Councilmember Mitchell seconded by Councilmember Dulin and carried unanimously, to approve the Consent Agenda as presented with the exception of Item Nos.: 22, 35, 36, 39, 42 which was pulled by Council and 48-A & B which has a speaker and 48-D which was pulled by staff. Motion was made by Councilmember Barnes, seconded by Councilmember Cannon, and carried unanimously to recuse Councilmember Kinsey from Item No. 40.

The following items were approved:

Item No. 18: Airport Taxiway D South Extension

(A) Resolution accepting a Federal Aviation Administration (FAA) grant in the amount of \$5,235,053 for the construction of the Taxiway D South Extension, (B) Contract to the lowest bidder, Triangle Grading and Paving, Inc., in the amount of \$6,742,052 for the construction of the Taxiway D South Extension, (C) Contract with On-Spec Testing, Inc. in the amount of \$149,985 for quality assurance testing services, (D) Contract with Talbert, Bright, and Ellington, Inc. in the amount of \$88,034 for construction administration services, and (E) Budget Ordinance No. 4951-X appropriating \$5,235,053 in FAA grant funds and \$1,745,018 in Airport Discretionary Funds.

Summary of Bids

Triangle Grading and Paving, Inc.	\$6,742,052
Devere Construction, Inc.	\$7,193,410
Blythe Development, Co.	\$7,552,540
Hi-Way Paving, Inc.	\$7,850,250

The Resolution is recorded in full in Resolution Book 43, at Page(s) 822-823.

The Ordinance is recorded in full in Ordinance Book 57, at Page(s) 840.

Item No. 19: Airport Parking Deck Construction Change Order

(A) Approve change order #2 with Archer Western Contractors, LTD. in the amount of \$580,180 for construction changes related to the rental car fuel system, and (B) Budget Ordinance No. 4952-X in the amount of \$580,180 from the Contract Facility Charge (CFC) Fund Balance.

The Ordinance is recorded in full in Ordinance Book 57, at Page(s) 841.

Item No. 20: Airport Contract for Architectural Services

Contract with Roy Johnson, AIA in an amount up to \$249,600 to provide planning and architectural services at the Airport.

Item No. 21: Airport Grant Acceptance

(A) Resolution accepting a Federal Aviation Administration (FAA) grant in the amount of \$4,628,482 for the rehabilitation of Runway 18C/36C, (B) Resolution accepting a North Carolina Department of Transportation (NCDOT) grant in the amount of \$450,000 for the rehabilitation of Runway 18C/36C, and (C) Budget Ordinance No. 4953-X appropriating \$4,628,482 in FAA grant funds and \$450,000 in NCDOT grant funds, and (D) Budget Ordinance No. 4953-X transferring \$5,075,000 of 2010 Series "C" General Airport Revenue Bonds to the Debt Service Fund (bond debt is called in increments of \$5,000).

The Resolutions are recorded in full in Resolution Book 43, at Page(s) 824-827.

The Ordinance is recorded in full in Ordinance Book 57, at Page(s) 842.

Item No. 23: Pre & Post Blast Surveys Professional Services

Contract for pre and post blast surveying services during construction of the McAlpine Creek Relief Sewer Phase 3 and Irvins Creek Relief Sewer to ECS Carolinas, LLP in the amount of \$473,640.25.

Item No. 24: Utilities Waste Container Rental, Hauling, and Disposal

(A) Contract with Republic Services, Inc. for the rental of solid waste containers, and hauling and disposal services for three years up to \$1,500,000, and (B) Authorize City Manager to renew the contract for one additional two-year term with possible price adjustments as stipulated in the contract.

Item No. 25: Davidson Water Main Engineering Design Contract

Contract for design of the Davidson water main project, in the amount of \$246,716 to Willis Engineers.

Item No. 26: Traffic Signal Malfunction Management Units

(A) Contract to the lowest bidder, RAI Products, Inc. in the amount of \$67,000 for traffic signal malfunction management units for one year, and (B) Authorize city manager to extend up to two additional one-year terms with possible price adjustments as authorized by the contract.

Summary of Bids

RAI Products, Inc	\$67,000
RGA, LLC	\$67,500
Walker Brothers	\$75,000

Item No. 27: Metropolitan Planning Program Grant Municipal Agreement

Resolution authorizing the city manager to execute a municipal agreement with the North Carolina Department of Transportation (NCDOT) to support transit-planning activities for the Mecklenburg-Union Metropolitan Planning Organization (MUMPO).

The Resolution is recorded in full in Resolution Book 43, at Page(s) 828.

Item No. 28: Private Developer Funds for Traffic Signals

Budget Ordinance No. 4954-X appropriating \$142,500 in Private Developer Funds for Traffic Signal Improvements.

The Ordinance is recorded in full in Ordinance Book 57, at Page(s) 843.

Item No. 29: Traffic Signal Modules

(A) Purchase of LED (light emitting diodes) signal modules as authorized by the state contract exception of G.S. 143-129(3)(9), and (B) Contracts with Dialight Corporation, Leotek Electronics USA Corporation, and Excellence Opto Inc. for the purchase of LED vehicle and pedestrian traffic signal modules per State Contract #550A in the aggregate amount of up to \$500,000 for one year.

Item No. 30: Plant Mix Asphalt

(A) Purchase of bituminous plant mix asphalt as authorized by the state contract exception of G.S.143-149 (e) (9), (B) Unit price contracts with the following three vendors, who have agreed to extend to the City the same low bid unit prices offered to the North Carolina Department of Transportation (NCDOT) for plant mix asphalt, in the aggregate amount of up to \$5.7 million for one year: -Ferebee Asphalt Corporation, -Blythe Construction, Inc., and -Rea Contracting and, (C) Authorize the City Manager to extend these contracts for one, one-year optional renewal period with possible price adjustments as authorized by the contracts.

Item No. 31. 2012 Justice Assistance Grant

(A) Accept the 2012 Justice Assistance Grant (JAG), in the amount of \$529,135, from the U.S. Department of Justice, and (B) Budget Ordinance No. 4955-X appropriating \$529,135 in funds from the U. S. Department of Justice.

The Ordinance is recorded in full in Ordinance Book 57, at Page(s) 844.

Item No. 32. Pawtuckett Neighborhood Improvement Project

Contract to the lowest bidder, Ferebee Corporation, in the amount of \$1,487,882.83 for the Pawtuckett Neighborhood Improvement Project.

Summary of Bids

Ferebee Corporation	\$1,487,882.83
Sealand Contractors Corp.	\$1,685,025.43
Bullseye Construction, Inc.	\$1,745,748.40
Blythe Development Company	\$1,781,538.00
Onsite Development LLC	\$1,807,107.50
Showalter Construction Company	\$1,826,000.00
United Construction Inc.	\$1,995,202.00

Item No. 33: Prosperity Village Northwest Thoroughfare Extension Project

Contract amendment in the amount of \$180,000 to HDR Engineering, Inc. of the Carolinas for additional planning on the Prosperity Village NW thoroughfare extension project.

Item No. 34: Poindexter Extension Rail Crossing Train Control

Authorize the City Manager to negotiate and execute a contract up to \$350,000 with Ansaldo STS USA, Inc. for design, fabrication, and installation services to the LYNX light rail train control and communication system.

Item No. 37: Nations Ford Road Sidewalk/Bike Lane Project

Contract to the lowest bidder, OnSite Development, LLC, in the amount of \$841,011.88 for the Nations Ford Road Sidewalk/Bike Lane Project.

Summary of Bids:

OnSite Development, LLC	\$841,011.88
Carolina Cajun Concrete	\$885,661.70
United Construction Inc.	\$902,568.70
Bullseye Construction, Inc.	\$937,655.95
Blythe Development Company	\$952,598.50
Sealand Contractors Corp.	\$954,378.43
Morlando Construction, LLC	\$990,328.90
DOT Construction	\$1,095,091.80
W.M. Warr & Son, Inc.	\$1,206,323.80
Blythe Construction, Inc.	\$1,539,674.40

Item No. 38: Geotechnical, Construction Material Testing and Special Inspection Services

Contract for \$210,000 with Kleinfelder Southeast, Inc. for geotechnical, construction material testing and special inspection services, and (B) Contract for \$210,000 with AMEC

Environmental Infrastructure, Inc. for geotechnical, construction material testing and special inspection services.

Item No. 40: Fire Investigation Facility Renovations

Contract in the amount of \$106,400 with Pease Engineering & Architecture, PC for architectural services for the proposed new location of the Fire Investigation Facility.

Item No. 41: LYNX Blue Line Capacity Improvements

Authorize the City Manager to negotiate and execute an agreement with STV/Ralph Whitehead and Associates, in the amount of \$4,400,000 to design capacity enhancements to the City's existing LYNX Blue Line.

Item No. 43: Bus Axle Repair and Reconditioning Services

(A) Authorize the City Manager to negotiate and execute a one-year contract with Triple S, Inc. to provide bus rear axle repair and reconditioning services on a unit cost basis for \$128,000 and (B) Authorize the City Manager to execute up to two, one-year renewals, for a total amount of \$384,000.

Item No. 44: Fleet Management Information System Upgrade

(A) Purchase of Faster System Upgrade, as authorized by the sole source exception of G.S. 143-192(e)(6), and (B) Contract with Faster Asset Solutions for the purchase of the software upgrade and services in the estimated amount of \$400,000.

Item No. 45: Storm Water Refunding Bonds

Resolution that makes findings necessary for the Local Government Commission's approval of the refunding of 2002 Storm Water Revenue Bonds.

The resolution is recorded in full in Resolution Book 43 at Page(s) 829-831.

Item No. 46: Workers' Compensation Claim Settlement

A full and final settlement of a Workers' Compensation claim for Charlotte Mecklenburg Utility employee, Tina Thompson in the amount of \$110,000.

Item No. 47: Refund of Property and Business Privilege License Taxes

Resolution authorizing the refund of property taxes assessed through clerical or assessor error in the amount of \$908,359.00, and (B) Resolution authorizing the refund of business privilege license payments made in the amount of \$42,675.77.

The resolutions are recorded in full in Resolution Book 43 at Page(s) 832-841.

Item No. 48-C: 2358 Morton Street

Ordinance No. 4959-X authorizing the use of In Rem Remedy to demolish and remove the structure at 2358 Morton Street (Neighborhood Statistical Area 13 – Ashley Park Neighborhood)

The ordinance is recorded in full in Ordinance Book 57, at Page(s) 848.

Item No. 48-E: 1521 Seigle Avenue

Ordinance No. 4960-X authorizing the use of In Rem Remedy to demolish and remove the structure at 1521 Seigle Avenue (Neighborhood Statistical Area 51 – Belmont Neighborhood).

The ordinance is recorded in full in Ordinance Book 57, at Page(s) 849.

Item No. 48-F: 2900-3 Seymour Drive

Ordinance No. 4961-X authorizing the use of In Rem Remedy to demolish and remove the structure at 2900-3 Seymour Drive (Neighborhood Statistical Area 9 – Ponderosa/Wingate Neighborhood).

The ordinance is recorded in full in Ordinance Book 57 at Page(s) 850.

Item No. 49: Wireless Antenna

Resolutions approving leases with new Cingular Wireless PCS, LLC for antenna and equipment space at the Harvey B. Gantt Center and Bechtler Museum of Modern Art and authorize City Manager to execute the lease documents.

The resolutions are recorded in full in Resolution Book 43 at Page(s) 842 – 842.

Item No. 50: Lease Renewal for CharMeck 311 Office

City manager to approve an amendment to the existing lease between the City of Charlotte and Mainstreet, LLC for office space for the CharMeck 311 Call Center office located at 10101 Claude Freeman Drive.

Item No. 51-A: 5608 Old Concord Road

Acquisition of 13,451 sq. ft. (.309 ac) in Fee Simple (Total Take) at 5608 Old Concord Road from Hosam Banawan and Soad Banawan for \$130,000 for Blue Line Extension, Parcel #1361.

Item No. 51-B: 6501 North Tryon Street

Acquisition of 21,573 sq. ft. (.495 ac) in Fee Simple (Total Take) at 6501 North Tryon Street from Convenience Retailers, LLC for \$288,200 for Blue Line Extension, Parcel #2199.

Item No. 51-C: 925 Colville Road

Acquisition of 4,006 sq. ft. (.092 ac) in Storm Drainage Easement, plus 959 sq. ft. (.022 ac) in Temporary Construction Easement at 925 Colville Road from Cynthia R. Clementi and Spouse, William H. Clementi for \$87,775 for Cherokee/Scotland Storm Drainage Improvement Project, Parcel #18.

Item No. 51-D: 720 Cherokee Road

Acquisition of 1,517 sq. ft. (.035 ac.) in Storm Drainage Easement, plus 6,004 sq. ft. (.138 ac.) in Temporary Construction Easement at 720 Cherokee Road from Carolina Premier Bank for \$139,950 for Cherokee/Scotland Storm Drainage Improvement Project, Parcel #26.

Item No. 51-E: Neal Road

Acquisition of 8,808 sq. ft. (.202 ac.) in Fee Simple, plus 9,583 sq. ft. (.220 ac) in Slope Easement, plus 8,278 sq. ft. (.190 ac.) in Temporary Construction Easement, at Neal Road from Pulte Home Corporation for \$12,555 for City Boulevard Extension – Phase III, Parcel #56.

Item No. 51-F: 515 Little Rock Road

Acquisition of 610 sq. ft. (.014 ac.) in Fee Simple, plus 21,691 sq. ft. (.498 ac) in Storm Drainage Easement, plus 39,500 sq. ft. (.907 ac.) in Temporary Construction Easement at Little Rock Road and 515 Little Rock Road from Mary Marshall Williams f/k/a Mary Marshall McCall and Spouse, Samuel W. Williams for \$20,125 for Little Rock Road Realignment, Parcel #528, #545 and #546.

Item No. 51-G: 707 Little Rock Road

Acquisition of 689 sq. ft. (.016 ac.) in Fee Simple, plus 6,816 sq. ft. (.156 ac) in Storm Drainage Easement, plus 1 sq. ft. in Slope Easement, plus 122,202 sq. ft. (2.805 ac.) in Temporary Construction Easement at Little Rock Road and 707 Little Rock Road from Mary Marshall Williams f/k/a Mary Marshall McCall and Spouse, Samuel W. Williams for \$18,125 for Little Rock Road Realignment, Parcel #529 and #530.

Item No. 51-H: Old Bell Road

Acquisition of 118,250 sq. ft. (2.715 ac.) in Conservation Easement at Old Bell Road from Ernesto Moran and Wife, Margarita Moran for \$42,875 for McAlpine Stream Restoration, Parcel #34.

Item No. 51-I: 5515 Rea Road

Acquisition of 498 sq. ft. (.011 ac.) I Fee Simple, plus 14,789 sq. ft (.340 ac.) in Temporary Construction Easement at 5515 Rea Road from Brookdale Place of South Charlotte, LLC for \$34,100 for Rea Road Widening/Improvements, Parcel #1.

Item No. 51-J: 4421 Statesville Road

Acquisition of 71,264 sq. ft. (1.636 ac.) in Fee Simple (Total Take) at 4421 Statesville Road from Bernadette F. Jean-Francois for \$281,000 for Statesville Road Booster Pump Station, Parcel #11 and #14.

Item No. 51-K: 14325 Woodspring Court

Acquisition of 47,952 sq. ft. (1.101 ac.) in Sanitary Sewer Easement at 14325 Woodspring Court from MPP South Point Land, LLC for \$34,510 for Steele Creek Pump Station Replacement, Parcel #2.

Item No. 51-L: 8100 Tuckaseegee Road

Acquisition of .78 acres at 8100 Tuckaseegee Road from Hiawathia Glover for \$95,000 for Airport Master Plan Land Acquisition.

Item No. 51-M: 426 Eastway Drive

Resolution of condemnation of 1,212 sq. ft. (.028 ac.) in Waterline Easement, plus 13,980 sq. ft. (.321 ac.) in Temporary Construction Easement at 426 Eastway Drive from Nuntia E. Davis and Any Other Parties of Interest for \$17,875 for Blue Line Extension, Parcel #1338.

The resolution is recorded in full in Resolution Book 43 at Page(s) 844.

Item No. 51-N: 5448 North Tryon Street

Resolution of condemnation of 378,753 sq. ft. (8.695 ac.) in Fee Simple, plus 4,055 sq. ft. (.093 ac.) in Existing Right-of-Way, plus 67,498 sq. ft. (1.550 ac.) in Inside NC Railroad (TOTAL TAKE) at 5448 North Tryon Street from PS NC I, L.P. and Any Other Parties of Interest for \$4,062,450 for Blue Line Extension , Parcel #1351.

The resolution is recorded in full in Resolution Book 43 at Page(s) 845.

Item No. 51-O: 5600 Old Concord Road

Resolution of condemnation of 12,374 sq. ft. (.284 ac.) in Fee Simple (TOTAL TAKE) at 5600 Old Concord Road from Tagazar Import Export and Any Other Parties of Interest for \$193,825 for Blue Line Extension, Parcel #1359.

The resolution is recorded in full in Resolution Book 43 at Page(s) 846.

Item No. 51-P: Old Concord Road, Behind 5608 Old Concord Road

Resolution of condemnation of 884 sq. ft. (.020 ac.) in Fee Simple (Total Take) at Old Concord Road, Behind 5608 Old Concord Road from Unknown Heirs of Alleen W. Rodgers and Any Other Parties of Interest for \$620 for Blue Line Extension, Parcel #1362.

The resolution is recorded in full in Resolution Book 43 at Page(s) 847.

Item No. 51-Q: 9331 J. W. Clay Boulevard

Resolution of condemnation of 62,011 sq. ft. (1.424 ac.) in Fee Simple (TOTAL TAKE) at 9331 J. W. Clay Boulevard from Roseclay, LLC and Any Other Parties of Interest for \$1,560,100 for Blue Line Extension, Parcel #3223

The resolution is recorded in full in Resolution Book 43 at Page(s) 848.

Item No. 51-R: 9327 J.W. Clay Boulevard

Resolution of condemnation of 44,305 sq. ft. (1.017 ac.) in Fee Simple (TOTAL TAKE) at 9327 J. W. Clay Boulevard from Roseclay, LLC And Any Other Parties of Interest for \$851,925 for Blue Line Extension, Parcel #3225.

The resolution is recorded in full in Resolution Book 43 at Page(s) 849.

Item No. 51-S: 2601 Brentwood Place

Resolution of condemnation of 219 sq. ft. (.005 ac.) in Storm Drainage Easement, plus 388 sq. ft. (.009 ac.) in Temporary Construction Easement at 2601 Brentwood Place from Lucinda A. Davis and Any Other Parties of Interest for \$350 for Brentwood Place Storm Drainage Improvement Project, Parcel #189.

The resolution is recorded in full in Resolution Book 43 at Page(s) 850.

Item No. 51-T: 1328 Remount Road

Resolution of condemnation of 397 sq. ft. (.009 ac.) in Storm Drainage Easement, plus 353 sq. ft. (.008 ac.) in Temporary Construction Easement at 1328 Remount Road from Frederick A. Amon, Jr. and Wife, Vickie T. Amon and Any Other Parties of Interest.

The resolution is recorded in full in Resolution Book 43 at Page(s) 851.

Item No. 52: Meeting Minutes

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

- May 14, 2012 Combined Zoning and Business Meeting
- May 29, 2012 Business Meeting
- May 30, 2012 Budget Straw Votes
- June 11, 2012 Business Meeting
- June 18, 2012 Zoning Meeting

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**Item No. 48-A: 424 West Avenue, and
Item No. 48-B: 424 West Avenue (Garage)**

Timothy Hunter, 424 West Avenue 28208 said this is my home where I was born and raised. I've lived here for 50 years. My parents left it to me and I had some issues with keeping it up because I'd lost my job. I actually finally got a job where I could afford to pay the house payment and you know survive and do work on the house, thanks to Bobby's Painting Company, I've got a job now where I can afford to do some fixing up on it. I've tried to do what I can. I've had the electrical done on it. I haven't had a file on it yet, but spent a ton of money having the electrical done up, bought windows and stuff for it and have purchased a lot of other material. I just wasn't able to get the permits and now that I have the job I'm able to get the permits and get the work done. I believe it's in Ms. Mayfield's district. It's actually not in Todd Park it's down the road from Todd Park. But, like I say it's my home, I was born and raised in, that's all I have. If they tear my house down, then I'm homeless. I'd like to ask if there is some way, somehow I could have more time to do the work on my home?

Councilmember Mayfield said are you currently living in the home?

Mr. Hunter said no ma'am I have a camper that I'm staying in until I get the work completed because I can't remember the housing guy that came out there. But I actually talked to Mr. George Jenkins and was speaking to him on what I had done and what I needed to get done stuff.

Councilmember Mayfield said is the camper that you're staying in on the property?

Mr. Hunter said no ma'am.

Councilmember Mayfield said so you're not on the property and you're in the home right now?

Mr. Hunter said no ma'am.

Councilmember Howard said could someone from staff come up and talk to us about this property?

Mr. Ben Krise, Code Enforcement Manager said let me give you a brief history as far as Neighborhood & Business Services Code Enforcement's involvement at this site. We've been engaged with Mr. Hunter and at this property dating back to February 2011. This has been an ongoing effort and we've attempted and exhausted every resource that we have available in order to afford him the opportunity to make the necessary repairs.

At this point in time we are recommending that we move forward with the demolition of the property. It has major structural concerns. There's still major electrical violations and heating violations. Subfloors are decayed; we have roof sheathing that is compromised. Mr. Hunter does not live at the site. Again he's staying off-site. At one point in time Mr. Hunter's son was staying at the site. We've received some differential information that Mr. Hunter's son has relocated, moved away from the site and it's not occupied. Officer Roth from CMPD is here this evening if you would like to hear from him. There's also been a large number of public safety related issues at the site. So again after having exhausted all these resources, we would like to move forward. If someone is residing at the site, our Neighborhood & Business Services will provide them a referral to our Emergency Housing program, which if eligible, they would be assisted in moving to a different venue to reside.

Councilmember Cannon said you suggested there are flooring and electrical issues and major roof issues? There are no pictures here relative to the flooring or electrical. What I see is what looks like what could be a leak maybe, coming from the roof down. We see a broken glass. We see the exterior of the home, but from that picture the roof does look like it's sinking in. I guess my question is one, where are the rest of the pictures so that we could have it because if this is all that there is which obviously this isn't all that there is according to you in your report; then I think we should be privy to being able to see that information, in order to see how bad it is. The second thing is relative to the public safety issues, would the officer be so kind as to make us aware what kind of public safety issues we're having at this particular location.

Mr. Krise said the last picture on the bottom right hand corner of the packet of the information you received shows that that roof is covered by a portion of a tarp, and that is collapsing. That is the reason that the location was referred originally to us by CMPD. Our costs estimates to repair this structure exceed 90% of the tax value of the structure itself, 89.553% sir.

CMPD Freedom Division, Officer Roth said in reference to the public safety aspect since 2010 we've had 13 reports from there. It's not calls for service, that's 13 actual reports, robbery, several assaults, there has been a weapons violation, drug violation, thefts and it culminated on June 27 with an officer involved shooting on that day from the residents that were at that house.

Mr. Cannon said o.k. is the property secured at this point as best it could be? It's not secured at all is it, I would imagine? It's open for whatever?

Mr. Krise said as far as our re-inspection this past week I believe, last Thursday. It was still accessible. It wasn't open and vacant but it was still accessible by those folks in possession of the property.

Mr. Cannon said lastly the anticipated amount; cost wise, for repairs would be how much, the approximate amount?

Mr. Krise said our cost estimate to repair was \$21,000.

Mr. Cannon said \$21,000? Sir relative to these repairs that must be made to the home, there is an estimated cost of \$21,000, however from your perspective what is the amount?

Mr. Hunter said part of it, you know they come out and they inspected the heating and air and because I couldn't pay the gas bill, excuse me. That's \$5,000 right there. Well it's a brand new heating and gas, probably half of what they're saying.

Mr. Cannon said have you started any of the repairs sir?

Mr. Hunter said yes sir. I've done repairs on the inside I just spent almost \$1,250 having the electrical done, I've got the first inspection but I haven't gotten the final on it because I have to get the power cut on.

Mr. Cannon said one of the things I don't happen to be is your district representative. I want to yield to the district representative in this particular case who I believe happens to be Councilman Mitchell. And I'd just kind of like to get the district representative's perspective on it and because he handles the micros, I'm sort of the macro guy. So Mr. Mayor if I could hear from Councilman Mitchell on this and maybe his direction on this.

Councilmember Mitchell said Mr. Hunter you were shaking your head when they gave an estimate of how much it's going to cost to repair. What is your estimate of what it would cost to bring the house up?

Mr. Hunter said I'm really not good at estimates. I'm just going to be straight up and honest with you. A lot of their estimates is on painting which I do you know, hanging a door or putting a hinge on a window or a lock on a window. I mean if you would look at the list they've got, some of the prices are unreal.

Mr. Mitchell said Mr. Hunter I'm going to be very quick because we have a pretty long agenda.

Mr. Hunter said I can board the house up and not live in it and work on it if that's what you would like. I mean it's the only place I have to live if you just tear my house and my garage down, I have nothing.

Mr. Mitchell said how long did you stay in the house before you moved out?

Mr. Hunter said what I had was a limb fall through the roof when the police officers came through it. And, so I could redo the sheet rock and stuff and it has a rubber roof on it. I have to repair the rubber roof and I have the money just about saved up to do that. Like I said, I've just got a good job where I could afford to pay my house payment and go back and forth to work and do it all.

Mr. Mitchell said trust me I'm trying to be very sensitive especially since you're probably not in control since you lost your job. I guess one tough issue is the 13 public safety calls to that home that is very disturbing.

Mr. Hunter said that's done and over with, the officer here I've met him numerous times. Those were because of my son. Some of them were called to our house which wasn't related to our house because of other issues that had happened there in the past. Thirteen's a little bit, I actually caught them one night, there was someone that rode by and shot a gun. I called the police and I was standing out in the yard, I said yeah it was right down there at the corner and it was like oh the Hunter house? And that's where they reported sending it too. It was not always at my house.

Mr. Mitchell said Councilmember Mayfield asked the question, are you staying on the property?

Mr. Hunter said no sir. I'm staying in a camper. I go by and I cut the grass and I do a little bit each week. This weekend like I said I work for Bobby's Painting, Bobby Nichols Painting. I actually worked all weekend. I worked Saturday, Sunday and all night so there wasn't much I could do. But every chance I get I go over there and do work on it.

Mr. Mitchell said there is a tough one for us. I think no one in Council likes to demo a house especially if it's a primary resident. But the challenges we have, we try to be strong advocates of neighborhoods and to have 13 public safety occurrences at a house.

Mr. Hunter said sir you can ask any of my neighbors over there what kind of person I am. Any of my neighbors, I've been there longer than any of them and I have no problems with any of my neighbors.

Motion made by Councilmember Mitchell seconded by Councilmember Cannon to (A) Ordinance No. 4957-X authorizing the use of In Rem Remedy to demolish and remove the structure at 424 West Avenue (Neighborhood Statistical Area 17 – Todd Park Neighborhood), and (B) Ordinance No. 4958-X authorizing the use of In Rem Remedy to demolish and remove the structure at 424 West Avenue (Garage) (Neighborhood Statistical Area 17 – Todd park Neighborhood).

Mr. Hunter said is that both pieces of property. My garage and my home

Mr. Mitchell said it would be the entire structure.

Mr. Krise said they are two separate running concurrent cases involving both structures.

Councilmember Pickering said Officer when was the last safety report? What was the date of the most recent one?

Officer Roth said the last issue was on June 27th of this year. It was an officer involved shooting ma'am. Where an individual shot at an officer and an officer returned fire and shot at an individual.

Councilmember Dulin said the Hunter house seems to be a pretty popular place, there was a shooting there. Was somebody that was a guest of yours or relative to you shoot at one of our police officers?

Mr. Hunter said, no sir. It was somebody that broke in the house and they were coming out of the house. So it was actually somebody that broke in the house, that's what I was trying to say. It wasn't nobody that was related to me, kin to me or I knew or anything. It was somebody that broke in the house and they were coming out of the house.

Mr. Dulin said was anybody living at the house at the time?

Mr. Hunter said my son was staying there that night. He stayed there because we had had some issues with somebody breaking in it and he stayed there and somebody broke in when they came.

Mr. Dulin said sir, I'm sorry it's going to be tough on you and your family I know you've been there your whole life. But I'm going to support Mr. Mitchell's motion. We're going to clean that neighborhood up.

The vote was taken and carried unanimously to approve Item Nos. 48-A & B.

These ordinances are recorded in full in Ordinance Book 57, at Page(s) 846-847.

Mr. Hunter said how long do I have?

Mayor Foxx said you have 30 days I believe. There are some staff folks over here that will be happy to talk with you afterwards.

* * * * *

PUBLIC HEARINGS

ITEM NO. 10: PUBLIC HEARINGS ON VOLUNTARY ANNEXATIONS

Motion made by Councilmember Mitchell seconded by Councilmember Cannon and carried unanimously to:

(A): Hold public hearings for voluntary annexations 1 – 11:

1. County-owned Winget Park
2. County-owned portion of the Coffey Creek Greenway I
3. City-owned portion of the Coffey Creek Greenway I
4. County-owned portion of the Coffey Creek Greenway II
5. City-owned portion of the Coffey Creek Greenway II
6. City-owned Steele Creek/Byrum,
7. City-owned West/Byrum I
8. City-owned West/Byrum II
9. City-owned West/Byrum III
10. County-owned McIntyre Creek Greenway
11. City-owned Airport property currently outside the City limits, and

(B): Adopt Ordinances Nos.: 4940-X; 4941-X; 4942-X; 4943-X; 4944-X; 4945-X; 4946-X; 4947-X; 4948-X; 4949-X and 4950-X, and (C) A resolution assigning Parcel 105-311-09 to City Council district 4.

The ordinances are recorded in full in Ordinance Book 57 at Page(s) 804-839.

The resolution is recorded in full in Resolution Book 43 at Page(s) 84.

ITEM NO. 11: CITY MANAGER'S REPORT

City Manager, Curt Walton said I do not have a report.

ITEM NO. 12: FIRST WARD REDEVELOPMENT PROJECT ECONOMIC DEVELOPMENT GRANT AND REIMBURSEMENT AGREEMENT AMENDMENT

Motion was made by Councilmember Mitchell seconded by Councilmember Kinsey and carried unanimously to recuse Councilmember Cannon from Item No. 12.

Councilmember Mitchell said this is the First Ward Redevelopment Project Economic Development Grant and Reimbursement Agreement. Levine Properties is developer of the First Ward project. This has been before Council before, let me just give you the highlights. The City and County tax incumbent grant will be reduced by \$6 million, 22%. They are asking permission to eliminate the underground parking deck and accommodate those spaces by reconfiguring above-ground decks. The number of parking spaces will not change. There will be additional decks, not already complimented in the overall plan. All aspects of the agreement will remain the same. The current agreement expires on December 31, 2012. The Levine properties have not begun construction of the underground deck. I know Councilmember Kinsey has worked very close with this project for a longer period of time. We think it's something new and exciting. I have to thank Levine properties for being there for so long and being committed to redeveloping First Ward.

Motion was made by Councilmember Mitchell seconded by Councilmember Kinsey and carried unanimously to Approve the Economic Development Committee recommendation for an Amendment to the Economic Development Grant and Reimbursement Agreement (Agreement) between the City of Charlotte, Mecklenburg County, and Levine Properties Inc. for the First Ward Redevelopment Project that allows for:

- A new location for one of two parking decks
- A reduction of the maximum deck grant amount from \$29,750,000 to \$23,705,792

ITEM NO. 13: AMENDMENT TO THE ELIZABETH AVENUE DEVELOPMENT AGREEMENT.

Motion was made by Councilmember Mitchell seconded by Councilmember Kinsey and carried unanimously to recuse Councilmember Cannon from Item No. 13.

Motion was made by Councilmember Mitchell seconded by Councilmember Kinsey and carried unanimously to approve an amendment to the Elizabeth Avenue Development Agreement with Providence Road Land Partners, Grubb Properties, Novant Health, and East Park LLC (collectively, the Developer), extending the parking financing commitment date for up to 1,000 public parking spaces from September 15, 2014 to September 15, 2020.

ITEM NO. 14: BUSINESS INVESTMENT GRANT FOR GENPAK LLC

Motion was made by Councilmember Mitchell seconded by Councilmember Cannon and carried unanimously to Approve the City's share of a Business Investment Grant to Genpak LLC for a total estimated amount of \$147,723 over three years (total City and County grants estimated at \$423,767).

ITEM NO. 15: POLICE LABORATORY AND PROPERTY INFORMATION MANAGEMENT SYSTEM

Motion was made by Councilmember Cannon seconded by Councilmember Barnes to (A) Approve a five-year contract with Porter Lee Corporation, in the estimated amount of \$320,000, for the implementation, maintenance and support of a Laboratory and Property Information Management System, and (B) Authorize the City Manager to approve up to two, one-year renewal options for continuing maintenance and support, in the estimated annual amount of \$17,000 as authorized by the contract, and contingent upon the company's satisfactory performance.

The vote was recorded as follows:

Yeas: Councilmembers Autry, Barnes, Cannon, Fallon, Howard, Kinsey, Mayfield, Mitchell and Pickering

Nays: Councilmembers Cooksey and Dulin

* * * * *

Item No. 22: Utilities Street Main Extensions, Contracts 1 & 2

Councilmember Mitchell said Mayor/Council I pulled 22 only to thank the Utility Department for being creative for awarding two contracts, the two GC's and both met their goal at SBE.

Motion made by Councilmember Mitchell seconded by Councilmember Cannon and carried unanimously to Award two low bid contracts for construction of water and sanitary sewer mains along existing roadways and in easements in Mecklenburg County under the Street Main Extension Program, to R. H. Price, Inc. and Davis Grading, in the following amounts:

— R. H. Price, Inc., \$1,343,017.70

— Davis Grading, \$1,375,438.05

Item No. 35: Resurfacing FY2012-A Change Order #1

Motion made by Councilmember Barnes seconded by Councilmember Mitchell and carried unanimously to adopt (A) Ordinance No. 4956-X appropriating \$800,000 from Powell Bill fund balance to Powell Bill operating budget, and (B) Change order in the amount of \$1,200,000 to Blythe Construction, Inc. for Resurfacing FY2012-A Change Order #1, which will be funded with \$400,000 from existing appropriations in the Powell Bill Operating Budget and \$800,000 appropriated from the Powell Bill Fund Balance.

The ordinance is recorded in full in Ordinance Book 57 at Page(s) 845.

Item No. 36: Sweden Road Equipment Maintenance Facility Expansion

Motion made by Cannon seconded by Howard and carried unanimously to award contract to the lowest bidder, of \$1,717,308 to G. W. Liles Construction Co., Inc. for the Sweden Road Equipment Maintenance Facility Expansion project.

Summary of Bids:

G.W. Liles Construction Co., Inc.	\$1,717,308.00
Morlando Construction, LLC	\$1,734,660.00
Myers & Chapman, Inc.	\$1,736,018.64
M.V. Momentum Construction, LLC	\$1,744,500.00
Randolph & Son Builders, Inc.	\$1,795,944.32
Matthews Construction Co., Inc.	\$1,811,109.00
Southside Constructors, Inc.	\$1,818,798.00
Edison Foard Construction Services, Inc.	\$1,845,160.00
H.C. Rummage, Inc.	\$1,966,000.00

Item No. 39: Beatties Ford Road Business Corridor Lighting Payment

Councilmember Mitchell said I pulled this strictly for information for the Beatties Ford Road Corridor. It's a lighting payment with Duke Energy working with the new implementation. This is for the pedscape from LaSalle Street to I-85 and what's more importantly we're going to put the connection underground cable underneath the street, as we are talking about a new design and I think that's great for the area. It should be complete third quarter of 2013.

Motion made by Councilmember Mitchell seconded by Councilmember Mayfield and carried unanimously to Approve payment to Duke Energy in the amount of \$243,997.92 for the installation of pedestrian lights for the Beatties Ford Road Business Corridor Project.

Item No. 42: South Tryon Bus Facility Solar Panel Project Racking

Motion made by Councilmember Howard seconded by Councilmember Mayfield and carried unanimously to Authorize the City Manager to amend the contract with National Renewable Energy Corporation (NARENCO) in the amount of \$158,900 to install racking (strut supports) for future solar panel project expansions.

MAYOR AND COUNCIL TOPICS

Councilmember Barnes said I'd like to make a referral to the Transportation Planning Committee on an item that I met with the Planning Director, Debra Campbell, and Chief Monroe was there, members of his staff and others concerning an issue we're having with apartment complexes that are functioning as dormitories. I want to get this language right; by the way Assistant City Manager Eric Campbell was very helpful with this as well, but refer to the Transportation Planning Committee a study of multi-family housing where rental is by the room, instead of by the unit. Focusing on the definition of this housing type, as well as the definition for student housing consideration of whether this housing should be limited to student housing, a study of

possible regulations for this type of housing, and a study of the effect of this type of housing on crime and other community safety issues within a neighborhood. That's my first request.

The second item is I recently attended a planning retreat for the University City Partners and after the retreat it occurred to me that the UCP Board could benefit tremendously from some staff advice and participation. I've talked with the Manager and with Deputy Manager, Kimble and the Planning Director, Ms. Campbell, as well as the Board of UCP about having Ron Kimble and Debra Campbell serve in an ex-officio capacity similar to the two positions that we had, well two of the positions we have on Center City Partners board. I think that Mr. Kimble's economic development expertise and Ms. Campbell's planning expertise could benefit the UCP greatly. I've talked to Mr. Hagemann about the process for this and essentially I think I need to ask the Council if there is any objection to that action and the Board of UCP will take the action to formally invite and include Mr. Kimble and Ms. Campbell.

On September 19th, I am hosting a District 4 Town Hall meeting at Vance High School. It starts at 6:30 p.m. Kim Oliver and Robert Lo Furno and Alban Burney have been instrumental in helping me organize that. We will have Dr. Morrison, the new Superintendent, we'll have Chief Monroe, our new Budget Director, Randy Harrington and I will be there as Chair of the Budget Committee as well as a Councilmember to discuss some budget issues. And we will also have Carolyn Flowers and other folks from CATS to talk about the future of the Blue Line Extension, all are invited. Please RSVP to Ms. Oliver at (704)366-2180.

Councilmember Cannon said the general public right now I think is under the impression that the City Council approved what is happening with way of what they read in the paper or maybe saw in some other form of broadcast media advertising on buses. And I wanted to make sure that it was understood that this body did not make that, another transportation body did, but I do have some questions with regard to it. I don't know who the appropriate person, Manager Walton, would be to respond to some of these questions.

But one, I just want to say just for the record I totally opposed any alcohol type related advertising on our mass transit and I would hope that there would be some level of reconsideration to whomever has moved forward to allow this to occur. One, unless there was some notification that went out, I must have totally missed it as a councilmember. I see other councilmembers shaking their heads left to right which indicates to me that nobody knew what was happening until the decision was absolutely made. That's problematic what I would like to know is if this is to take place what bus routes will have them and two, is it interior or exterior for clarity. What spirits are we talking about? Is it liquor, wine and beer? If so, what type of beer? Is it a malt liquor or some other type? Will this be a full wrap around the bus? Will there be a tag line if it's going to be out there about drinking responsibly? Underage drinking, not being permissible or what. Also, something somewhere that might suggest that the City of Charlotte doesn't condone the consumption or purchase of alcoholic related substances. I don't think it's our responsibility from where we sit to be advocating for something as such out there.

I remember well and Curt you were around when we had the wine fight in some of our most distraught areas. I'm really concerned about it. What message is this really just sending to the public about our ideas about what is happening with our youth in this Community or what they might be lead to do in the way of being attracted to some of these ads? I don't want to think about what could be next that we might say is o.k. and this Council not know about it. I've give you a hint, some people throw dollars at it. And I want to be careful that we just don't have anything out there. I know that these are tough times. We need monetary resources, but at the same time I think they must be a whole lot more tasteful than what we're talking about right now. So first question, what bus routes will have them?

Olaf Kinard, Marketing Director for CATS said I'll get into some of your questions and also kind of give a framework for how we got to where we are. Basically it's only on the exterior of our vehicles. Not on the interior. We chose to do that. Every route that we have is available based upon where the route runs. We don't get into determining where an ad will go. So the only determination would be a Lynx line because it only goes back and forth. That's the only line that someone can actually say I want that particular service. All the other bus routes are

randomly allocated to the buses each day. So we don't pick, we have no choice nor do we allow an advertiser to pick a particular bus route, that can't occur. The type of alcohol is all the alcohol that's legally able to be sold whether it's beer, wine or spirits in that respect.

Mr. Cannon said and malt liquor as well?

Mr. Kinard said all legally acceptable alcohol beverages.

Mr. Cannon said let me make sure I understand what you said about the bus routes. It will be on certain bus routes or it will not?

Mr. Kinard said it will be eligible to be on any bus route.

Mr. Kinard said by virtue that we are receiving funds from the Federal Government. We are required to randomly allocate our bus fleet across all routes each day so that we ensure that parts of the community receive the particular buses based upon their age. In other words one side of the community doesn't get all the new busses and the other side of the community gets all the old buses. All transit systems for years have had to randomly allocate their vehicles across all routes. In doing so, advertisement gets randomly allocated across all the routes all the time. So when our company talks to advertisers and if one of the things, if someone says I want to put it on Route 1, 2, 3. the answer is we cannot put it on Routes 1, 2, 3. We can put it on the buses and they randomly go out across all our routes.

Mr. Cannon said do shuttles also qualify for advertising to be on those as well?

Mr. Kinard said neighborhood shuttles also qualify. Again they are randomly allocated. Every vehicle except for the Lynx vehicle, which can only go one direction.

Mr. Cannon said I just want to make sure. So we're talking anywhere from Beatties Ford Road, to Ballantyne to Providence to Rozzelles Ferry Road to West Blvd.?

Mr. Kinard said Davidson, Huntersville, Concord, Mooresville, all those areas, allocated throughout. We had received inquiries for several years from alcohol advertisers to be able to advertise on our vehicles. So after we got several we looked into what the potential is and what the research was. We looked at several things; one was we looked at the research conducted by the Federal Trade Commission and their research indicates that they could find no indication that the alcohol advertisers target underage drinkers. So we felt good about that.

The second is that the industry has imposed upon itself that it used to be 50% and now it's 70% of the audience that can see the ad, has to be at or above the drinking age. Even though we don't allow it on the inside, it turns out that if we allowed it on the inside; we would still make that qualification. We chose not to allow alcohol advertising on the interior of our vehicles because it is a confined space, so someone under the age has no option at that point in time. The exterior clearly makes that qualification because it's not just to our bus riders it's to the entire general population.

The third thing we looked at was how alcohol advertising is being perceived. The long standing study conducted by the University of Michigan is called Monitoring the Future study. It has been going on since 1975 through the present day. It looks at secondary school education, college education and young adults and gets their opinion, attitudes and behaviors about the use of alcohol. We have a graph that we can share with you. It basically shows since 1975, there has been a dramatic decrease in underage drinking within that survey.

Mr. Cannon said let me ask you this, with that survey being what it was, do you think this advertising will be something to turn that right back around and have it go back up?

Mr. Kinard said no because one of the most qualifying factors about underage drinking is that an adult either has to sell it to the child or give it to the child. The advertising doesn't do that, it creates a demand or desire but it doesn't do the actual providing of that. We understand that so one of the things we also require in the advertisement is "please drink responsibly". Any ad that

comes in to our ad company comes to us. We also review it with City legal and then we also have the ABC Board staff review it to make sure it meets their qualifications. Every ad will have the "please drink responsibly" qualification on it.

Mr. Cannon said alright so these can qualify to be full wraps around the bus?

Mr. Kinard said yes sir.

Mr. Cannon said that's all I have right now.

Mr. Kinard said I think the other question was, was there communication? The first presentation to the Metropolitan Transit Commission occurred in May, as an information item. After that we submitted through a Council Manager Memo in late May, I want to say it was May 22 or 25th, a synopsis of that MTC meeting which it talked about the presentation and that we were looking at alcohol advertising on the vehicles. There are also some media that did some articles in June on the alcohol advertising going before the Metropolitan Transit Commission.

Mr. Cannon said relative to conveying that information to this body? Is that on anybody's radar screen at all? Did we miss that some kind of way was there communication?

Mr. Kinard said yes it was in a Council Management memo in late May that we were presenting and looking at alcohol advertising as an option for the Charlotte Area Transit system.

Mr. Cannon said where was it? Was it hidden I mean, it was in a Council Management memo? And the general public, is there a notification that goes out or anything that goes to the general public about it?

Mr. Kinard said we also took it to our Transit Service Advisory committee, which is made up of our riders. It was presented and talked about there.

Mr. Cannon said but no publication, so nothing?

Mr. Kinard said it's not required.

Mr. Cannon said, it's not required? O.k.

Councilmember Howard said my friends at CATS; Carolyn, Olaf and Curt, you know you guys I am a huge supporter of mass transit and our transit system. Please take this with just what I give you with on this one because I am a supporter, but I don't support this at all. I think it's the wrong direction. I think in a city that has spent as much time as we're spending right now with the focus on youth and getting them involved and working with crime and working with their development; I think in a city where we're trying to put our best foot forward, all I have in my mind is the commercial with the Coors train, I mean that's all I see. And I don't like that image being something that represents my city. I get the whole thing of selling, advertisement; I mean I understood what Ron Tober wanted to do with cleaning it up years ago. I understand that we have agreed to let MTC have the decision-making capacity.

Motion was made by Councilmember Howard seconded by Councilmember Mitchell that (A) We ask our representatives who sit on Metropolitan Transit Commission, the City Manager and the Mayor, to go back to Metropolitan Transit Commission and ask them to reconsider this action and (B) Do not put any alcohol related marketing on our buses until the first action is met.

Mr. Howard said all this is a request anyway; we can't take a formal action.

Mr. Cannon said Mr. Mayor it's asking for it to be held up until we get a response back is that what I understand from Councilmember Mitchell? What I'm trying to get clarification on is that something that can be done.

Mayor Foxx said I think what David is saying on both accounts he's making a request of us to do that. If that's the sense of Council I'm certainly willing to go back to the MTC and have that conversation. Bob Hagemann, Curt Walton will have to advise as to the enforceability of what Mr. Mitchell has just suggested. Bob can you advise on that?

City Attorney, Robert Hagemann said certainly it's appropriate if Council wishes to direct your reps to ask the MTC to reconsider. It is a policy decision within their purview. In terms of the second part which is holding up doing ads, I think I would look to Mr. Kinard to see whether or not that is feasible.

Mr. Kinard said as part of our agreement, we have an outside ad agency that performs that function and with that, correct me if I use the wrong terminology; we give them the right to execute contracts in that respect. That being the case, I know of two contracts that they have executed.

Mayor Foxx said effective at what point in time are those contracts?

Mr. Kinard said the ads go up this week and next week.

Mayor Foxx said I think at a minimum, we could request that there be no further execution of contracts of that sort until this comes back to the City Council. If that is the wish of the Council I think we can just kind of go down that direction. Let's hear from some others.

Councilmember Autry said Mr. Kinard would CATS allow advertising of condoms on the bus?

Mr. Kinard said no. I'm interpreting our policy and I also want to verify with Bob if that's correct but I believe that is correct.

Councilmember Barnes said I pass no judgment on anybody who is of age and chooses to drink alcohol. What concerns me is the idea of us advertising something that kills so many people or that so many people use to kill themselves. In the cases of drunk driving, people kill other people drinking. And I know you're doing your job so I don't want to direct this at you or Carolyn or any of you guys. Maybe it was because of the budget season that this didn't land on any of us, but it never really, I remember stuff like this and it didn't register. Maybe I didn't get the memo, maybe I didn't read it. Apparently nobody did.

It's one thing to encourage people to go to a particular bank or to use a particular realtor. It's another thing to say o.k. go get yourself a particular brand of beer, or liquor or wine and that bothers me. What'd I like to ask is a question of the attorney and a question of you Mr. Kinard and for you it is, if we didn't do the alcohol advertising how much money would we lose and what would be the corresponding increase in fares?

Mr. Barnes said for Mr. Hagemann, I understand this is an MTC decision. Not a Charlotte City Council decision. I get that. But what authority do we have if any to control the buses themselves and the trains. Do we own those vehicles?

Mr. Hagemann said we do own them, they are City of Charlotte property.

Mr. Barnes said right so do we not have some authority by way of the City Charter, the Manager's authority to control the things that go on our property. Because I don't want the first bus to be wrapped in a beer can or a liquor bottle.

Mr. Hagemann said Mr. Barnes as you probably recall there's an Interlocal Agreement between the City, the County and the six municipalities that created the MTC and charged it with overseeing our public transit operation. It is a framework that doesn't spell out with great particularity what authority the City Council has vis-à-vis the MTC. As the system has developed and we've developed patterns and practices and customs, this is the kind of policy decision that has historically been made by the MTC. I can't point you to the language in the Interlocal that clearly says it's in their jurisdiction and not yours. You have a very defined role when it comes primarily to the approval of the operating and capital budgets.

Mr. Barnes said I appreciate that Mr. Hagemann and so if I made a motion tonight that none of our property be labeled with alcohol advertising, would that be, again this is literally me just thinking as we're sitting here, would that be a motion that would pass legal muster?

Mr. Hagemann said I don't know the answer to that. My recommendation would be to not right now create sort of a crisis of authority, but to go down the path of seeing how your request, if the Council approves what's been proposed, to see how that request is received by the MTC before trying to draw some hard lines.

Mr. Barnes said I can appreciate that. At a minimum could we ask the advertisers, I get that there's this contract with a third party, but ask them not to put any advertising of that nature on any of our vehicles, until the MTC has done what Mr. Mitchell and Mr. Howard asked.

Mr. Hagemann said two parts to that question that I would answer one, any contract that has been approved and signed is a binding contract and will need to be honored unless we are willing to breach those contracts, first part of the answer. The second part, certainly I would think based on the dialogue around the dais, that our staff would have conversations with our contractor and they would hold up if they value the relationship going forward.

Mr. Barnes said we're not saying don't put an ad on anything or put any ad on anything. I'm specifically saying don't put any booze ad on a bus or train. You can put a grocery store, you can put another realtor, doctor, lawyer whatever you want to do, but just not the alcohol type advertising.

Mr. Hagemann said again based on this conversation around the dais and if the Council approves the Motion I would expect that the contractor would respect the Council's position and not be out selling ads until there is final resolution of the policy question.

Mr. Barnes said I hope so.

Councilmember Fallon said you know I understand your statistics and I understand your position papers but I also understand that 9 out of every 10 articles I ever read is about a drunk driver who kills or maims somebody. Why would we, in God's name want to encourage that. The kids see it. Not because they are sitting in the bus but it goes by and those are attractive ads to get people to pay attention. You've got a large population of college kids, why do you want to put that on a bus. You know what money is not everything in this world. It kills people. I'd like to see, I'd put a motion out or second a motion not to go ahead with this in way shape or form and by the way, we've gotten at least I've gotten a lot of objections by emails from people about it.

Councilmember Cooksey said I think I know the likely answer to this but just to help elaborate the debate before we vote on it. I would be interested as part of the conversation to hear from those who are strenuously objecting; what the difference between alcohol ads of a bus are with the existing airport ads at the airport and the arena? Because oh and just for reference, it was in the May 30th memo Page 3 under advertising policy update for the MTC meeting. But one of the things specifically cited in there in the write up is that other City assets such as the airport and the arena have alcohol ads so to help flush this topic out, we should probably have a discussion about why a bus is considered different from the airport or the arena in giving this kind of reflective guidance to the MTC.

Mr. Howard said the arena was designed for entertainment and the airport was designed as a destination where you have restaurants. That is not the function of a bus. It goes through neighborhoods and functions as a transportation mode for people and I have a very strong problem with it.

Mr. Cannon said we fought very hard in this community years ago to try to keep advertising on our buses. But because previous leadership called it clutter they got rid of it. The Council got rid of it because the Mayor suggested, not Mayor Foxx, but the Mayor then, had suggested that we not have it for whatever reason. I argued to try to keep it. It never came back. Then of course what do we do? We bring advertising back and we bring it back largely in part because

of the same arguments that I would have suggested then, that we needed the revenue. But now we've taken it a step further and not only is it now about the revenue, it's about the revenue by any means that we can get it. This is just absolutely wrong. I would hope, in fact I'm going to even pray, that the MTC will not just hear but they will take hard action on not allowing advertising to take place on these buses in the City of Charlotte or any other place in the region where the buses may travel and/or forms of mass transit.

So Mr. Mayor I just think that to Mr. Cooksey's question we worked very hard in some of our most challenged neighborhoods and areas to make sure we brought them up from being fragile and threatened to stable modes. This does not help us to do what we've been trying to do for so many years and for so long. I think it hurts rather than helps.

Mayor Foxx said I think the feedback has been pretty strong on this, enough where I feel comfortable going back to the MTC and having a conversation with them in the next future meeting. For the record, in the June meeting I was actually not there so I didn't weigh in on this particular issue but with the feedback from the Council I think it's fine and perfectly appropriate for us to go back and share the feedback from the Board. And what I'd like to do is to do that and then come back to the Council with the response from the MTC and we can kind of decide from there. As it relates to these contracts that are already signed and sealed; it sounds like we don't have the ability to walk those back, but I do think we should have the ability to stall any further advertising along these lines until this issue gets resolved and I think that would be appropriate if we could, Mr. Manager, count on the staff to do that.

City Manager, Curt Walton said we will look at the contract.

Councilmember Dulin said Olaf you had two contracts out there, this might be the zinger guys. Is that for two buses or is that a contract with two different types of spirits companies for multiple hits?

Mr. Kinard said it's two different spirits or alcohol companies and one of them owns multiple alcohol brands. My understanding is, I haven't seen the contract, but in conversations, it is a six-month contract.

Mr. Dulin said for how many buses though?

Mr. Kinard said that I don't know. I know the dollar amount but I don't know the number of buses. I haven't seen the contracts.

Mr. Dulin said so there's two of those floating out there, it's not singular buses. They're going to roll these things out and they're going to be on top of you before you know it.

Mr. Mitchell said what is the contract value of these two opportunities that we signed?

Mr. Kinard said one of them I know is in the \$150K range.

Mr. Mitchell said \$150,000 for six months?

Mr. Kinard said roughly, yes. That's my understanding again I haven't been in conversations.

Mr. Mitchell said and what's the name of the agencies that we have these contracts with?

Mr. Kinard said I don't know the actual name of it but I know their brands.

Mr. Mitchell said yes the two agencies that we have the contracts with?

Mr. Kinard said I don't know the names because we don't see the contracts. But what I do know is the brands that they will be advertising. The alcohol brands

Mr. Barnes said well who is the advertising agency?

Mr. Kinard said the company that we have the contract to sell with is Titan Outdoor. Now who they have their contracts with unless we specifically ask for it, we don't see who the actual either advertising company is that is buying for a company or if it's directly with the company. Unless we actually see the contracts and ask for them.

Mr. Mitchell said here's what I'm very uncomfortable with though. I think Councilmember Dulin asked an outstanding question, we've got contracts in hand. They are going to put this up for six months and all of us know after six months, the damage is done. I guess I would feel more comfortable if we could reach out to our advertising agency who obtained the marketing contract. There is discomfort around this Council and as Bob Hagemann said if they would be good corporate partners in our community and think before exercising that contract. If we go through with the contract, when would the buses have this advertisement? Would it start Saturday?

Mr. Kinard said I would have to call them to get the exact date but I know they are starting either this week or the next week.

Mr. Mitchell said and look what is about to take place this Saturday. I understand from their standpoint they want to market when we have 35,000 people coming in, but they don't care about what Mayor Pro Tem said, our neighborhoods. This is tough and it's not you and Carolyn. Carolyn I'm like David, you guys are just following process but this is tough for us and I agree with Councilmember Barnes, I don't remember this coming across and thank you Councilmember Cooksey for letting us know that it was on May 30th. But I wish this had been in bullet points because I think most of us are very uncomfortable. I would applaud staff if you could to go back to them and ask them to be a good corporate partner and wait until we hear from our City Manager and our Mayor after the meet with MTC.

Councilmember Kinsey said I'm the only one around the dais that feels this way probably but I don't like any of the advertising. I want to see our buses and I want to see our trains. I understand the need for revenue, but I hate it.

Mr. Dulin said I'm sitting here thinking why don't we know how many buses these contracts do? You're head of marketing for a major bus system and rail system and you don't know many buses you are getting ready to wrap in the next six days?

Mr. Kinard said we hired a company to perform that service for us.

Mr. Dulin said well somebody has to call some company and say make us 18 wraps and we ought to know how many wraps are being ordered to put on, they are our buses. The buses have to go somewhere to get wrapped. And we got people going we don't know how many, somebody else handles that. Personally I don't really mind the advertisements I'm going to go with my Councilmembers, what I mind is yall not knowing how many dab burn buses you've agreed to get wrapped. I mind that a lot.

Mr. Barnes said in defense of Mr. Kinard and Ms. Flowers I think what they're saying is that they signed a contract with a vendor who gets a certain amount of money, the \$150K for example, and that will secure any number of different types of advertisement. Because it could be on the back of a bus, it could be the side of the bus, could be the entire train, could be one side of the train and so I don't really find it unusual that he wouldn't know that level of detail on something like that because of the fact that he's really looking at the cash side, not the number signs or the number of wraps.

Mr. Dulin said I appreciate that, but I don't agree with that.

Mayor Foxx said we've got the instruction and we will take it back.

Mr. Mitchell said on a happier note, if we could get two development agreements I would like to get those referred to the Economic Development Committee. One is the North Carolina Music Factory and their request to allow residential in addition to affordable residents for sale; the

second one is City Park and their request to allow buffet construction reimbursement. If we could get those referred to the Economic Development committee I would appreciate it.

Mr. Dulin said one, I wanted to invite yall when Pastor was here earlier I wanted to invite Council to come tomorrow at 3:30 to the Office Depot on South Blvd. It's the Office Depot Foundation kicking in 250 book bags to local schools and I'm going to ask them tomorrow if we can't get, Pastor said she needed 20 so we're going to see if we can't get her 20 or a little bit more than 20 for her kids. And James maybe we can give them out together Wednesday night. It's 3:30 tomorrow on South Blvd. at Office Depot. Secondly Mr. Manager, I think it's about time we had an update on how we're doing on our street light replacement. Oddly enough, the dark street I walk on, they've been replaced on Runnymede Road and I just realized how good it would be to walk with lights on that road. When we started that thing a year ago there were 10,000 lights out. He came back a number of months ago and we were down to 3,200 lights out and those are still lights that we are paying \$9 a month for so I would like an update on that if we could please. That's not super time-sensitive and my third thing Mayor, I will wait until another time.

Councilmember Mayfield said I wanted to thank the sponsors, North Carolina Stop Human Trafficking I had an opportunity last Tuesday, August 21 to attend a conference, Breaking the Chains, which was brought to us earlier this year. We were advised of a human trafficking issue and with the upcoming events that we have starting this weekend with the DNC, it was a really good conference to learn a little bit more on how we can get involved to make sure we are protecting our children, as well as adults that may be travelling across lines during this big event. big events like the DNC or RNC and other larger number of events are the greatest opportunities when human trafficking happens. It was a really good conference that occurred in District 3. I wanted to thank those organizers. This past Saturday in uptown Charlotte, Saturday and Sunday we had Pride Charlotte so I wanted to congratulate the organizers of Pride Charlotte for not only expanding to two days but I also wanted to thank our State Party because I had the opportunity to speak at the Wells Fargo stage just to share a little bit about what our current President has been able to do as far as advancing equality and rights.

Councilmember Autry said it's come to my attention that I believe we have a solicitation problem in the City, with solicitors going door to door through neighborhoods. Not what we were discussing earlier, but I mean they are coming into communities by the vanload. Dropping these folks off for the day, they're going door to door, usually targeting senior citizens with alarm systems and cajoling them into agreeing to a different contract than the one that they are already on. They are falsely representing themselves to be the solution for their security needs, when actually what they are really doing is providing them with a new control panel and another monthly bill. It's even happened in my community I was sitting at my desk last week and someone goes walking across the yard and I go out and see who this guy is. Well he didn't come to my house, but he certainly went to the widow next door and the widow across the street. So I'd like for us to consider addressing this issue of unrestrained solicitation, door to door, through our communities and taking advantage of our senior citizens.

Mr. Cannon said if I could just ask staff; City Manager, Curt Walton, I think in the archives somewhere we have a report on this. If we could dig that up?

Mr. Walton said Mr. Dulin brought this issue up several years ago and isn't there limited legal authority we have on that Bob Hagemann?

Mr. Hagemann said we will pull on the research that we've provided to Council in the past.

Mr. Dulin said John as recently as it seems like yesterday, but 2007 or 2008, we studied hard and long within the Community Safety Committee at that time led by Warren Turner. There is free speech involved. I would love to get the write up because they come through our neighborhoods of course and they tell you that they're from, everybody tells me they're from Greensboro when they come to my house for some reason, I don't know. But if we start limiting their ability to come to your door and knock on it, then we get into girl scouts selling cookies, we get into second graders selling wrapping paper from school. What we found out then was unless you put

up a “No Trespassing” sign at the edge of your property then they have the right to come to the property.

Ms. Fallon said in addition to the “No Trespass” sign, which doesn’t count unless you have a letter given to the police.

Mr. Cannon said the Mayor along with members of this Council have been working I know on constituent needs relative to some of our senior population regarding some access to DNC and Mr. Mayor we did just get a piece of communication that came through a moment ago with regard to mobility issues for them. If a constituent has mobility issues, there will be a separate entrance for that. When they activate their community credential they will be asked if they need mobility assistance. They should respond yes to that and then they will be directed to wherever they need to go for mobility assistance in terms of the entrance. That’s one thing, the other thing is a Release came out today something else that Mayor Foxx has been engaged in. Homeservices Network Agency, they are preparing for displaced families and individuals during the DNC. I just want to put some contact information out there for any of our youth. Families with children if you are seeking shelter, you can touch base with A Child’s Place (704) 343-3790 or the Salvation Army Women’s Shelter (704) 348-2560. If any of you that are able bodied people and you have your own places to reside, please put a word out there about where people can go for that. If you are an individual, you can touch base with Urban Ministry Center at (704) 347-0278; the Salvation Army Women’s Shelter (704) 348-2560 and of course the Men’s Shelter of Charlotte (704) 334-3187.

Motion made by Councilmember Fallon and seconded by Councilmember Howard that the City Attorney be awarded a base pay increase of 6% (six percent) effective on July 1, 2012.

Mayor Foxx said this follows the evaluation meeting that the City Council held earlier today.

Councilmember Fallon said the reviews were excellent he’s done a wonderful job for us and we thank him.

Mr. Barnes said speaking to that motion as you all will recall earlier, yes I applaud what Mr. Hagemann has done. He’s been on the job officially for six months, but as I told him I have a very conservative view of pay raises and my motion would have been for 3%. I think that as we accelerate his pay increases and the manager’s; we will soon find ourselves paying people \$300,000 and \$400,000 in a matter of a few years to do these jobs. They are very important jobs and I appreciate that, but in light of what we heard about two hours ago from our sanitation workers, I don’t think it’s right to push people up to and beyond \$200,000 as quickly as we’re doing it. So unfortunately Bob, I’m not going to be able to support it. But I do respect and appreciate what you do.

The vote was taken on the motion and recorded as follows:

Yeas: Councilmembers Autry, Cannon, Cooksey, Dulin, Fallon, Howard, Kinsey, Mayfield and Pickering

Nays: Councilmembers Barnes and Mitchell

Mayor Foxx said first of all I want to thank this Council, this community and our staff for working so hard to make what’s coming next week possible. We will be watching very carefully what goes on in Tampa this week. But I’m enormously proud of the efforts so far to get us there. Let’s just keep it going and run through the tape on that. Let me also say this issue of the homeless has come up in the context of the convention because of displacement issues associated with it. But the issue is not going away after the convention so I’m spending a little time thinking through and talking through some approaches to the affordable housing issue on the funding side, that I think would help us address some of the location issues and some of the shelter issues that we have in this community and I hope that as we go into the fall we can have a more robust discussion about the affordable housing component of the capital program.

This leads me to the last point, we've had this discussion individually and as a group in the course of the Manager's evaluation sort of prospectively going forward and giving him some feedback on what we'd like to see happen this fall and today I ask the Manager and he agreed to set up these budget retreats for us in the fall and I believe the first one will be on the 27th of September. So those are in the process of being scheduled. If it is possible to the extent possible, I would suggest that if we can use locations other than the Government Center that we try to do that. I think it would be nice to have these discussions happening around the community and to try to bring some awareness in the community as to what we're doing. So I think it helps to try to get out a little bit, but only where feasible. I think it is hugely important to our community and I want to say this before we break up because we will be in a different state of mind when we come back together after next week. That I'm hopeful that we develop the right budget for the City. I'm willing to support a budget that gets us in a position to move the City forward. But I'm equally unwilling to support a budget that I don't think is up to the moment. And what that means to me right now is that we either go transformational or we go more compact and maintenance of effort type of investment. But I don't think you can go in-between those two things, given the types of things are a trying to do.

That's how I will be evaluating these things going forward. I've had some good conversations with Councilmembers around this dais about what they are looking for and I think we can come together to get something good done for this community. In the Fall I hope we can do it.

Mr. Barnes said from my perspective the budget process essentially failed on one project, the street car. And as I've told you and other people I'd like to have a discussion about funding sources for street car and long term funding strategies for construction maintenance and operation. There weren't many other issues in that budget that grabbed anybody's attention. There is one gigantic elephant that we didn't vet as well as we should have. All I'm saying to you is that to the extent that you're sitting up a series of retreats we meet to meet now which is starting to bother me. We got hung up on one issue and I'd rather get through that.

Mayor Foxx said I agree and disagree with you. From my vantage point, the budget went down on two issues. One was that one. The other one was the rate. Because you could have taken the street car out, but the budget still would have been north of the rate that a large block of this council believed was acceptable.

Mr. Barnes said well six of us supported a budget that was at a good rate.

Mayor Foxx said I'm not trying to re-litigate, I'm just suggesting to you that you could have taken the street car out and the rate would have been 3.0 which would have been north of where some people had set their ceiling. I don't think it was one issue, I think it was two issues and I think some of what went into the rate discussion was how much do people think that the rate was the most important issue versus how much people think the projects were more important. That's where we have to kind of figure our true north as a group out.

I get what you're saying. I think we are all trying to get to a good place. But I do think, frankly, that a lot of attention went on the street car and not as much went to the issue that we were having over the rate and what was an appropriate level of funding. And by the way, I've said this publicly several times, everybody was right. Everybody was right. But this is a situation where one plus one equals zero. Where if everybody is right you end up with exactly what you get which is nothing and we've got to get this community past nothing, if for no other reason than the fact that our AAA Bond Rating depends on it. I hope that we can figure out a pathway forward and I'm sure we will.

Mr. Howard said I'm trying to pull us back up on a lighter note. You just congratulated several people because you are right, we won't meet again until after the Convention. And there are some great people involved. It seems like just yesterday we were at Johnson C. Smith and Curt and Carolyn you guys have done a great job and everybody else, but there's one person in particular whose done probably more than all of us put together and that's you Mayor. I wanted to publicly thank you because we won't get a chance until after co-chairing the Committee.

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Being serious about legacy issues, taking on a huge burden with the fundraising and I think all of that will culminate when you have the opportunity to stand on a national stage and share your thoughts about why this Convention is so important so thank you as well.

Mayor Foxx said we have a lot of work to do. I hope over the next couple of days you all get some rest because it's going to be a busy couple of days and that includes the staff too.

Thank you very much have a good night.

ADJOURNMENT

The meeting was adjourned at 9:50 p.m.

Stephanie C. Kelly, City Clerk

Length of Meeting: 5 Hours, 36 Minutes
Minutes Completed: October 15, 2012