

The City Council of the City of Charlotte, North Carolina convened for a Dinner Briefing on Monday, August 26, 2013 at 5:21 p.m. in Room 267 of the Charlotte Mecklenburg Government Center with Mayor Patsy Kinsey presiding. Councilmembers present were John Autry, Michael Barnes, Warren Cooksey, Andy Dulin, Claire Fallon, David Howard, LaWana Mayfield, Billy Maddalon and Beth Pickering.

Absent until noted: Councilmembers James Mitchell and Patrick Cannon

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ITEM NO. 1: MAYOR AND COUNCIL CONSENT ITEM QUESTIONS

Mayor Patsy Kinsey asked if there were items that Councilmembers would like to pull.

Councilmembers LaWana Mayfield and Councilmember Andy Duly requested that Item No. 38 be pulled.

Councilmember LaWana Mayfield said I do have some questions regarding the impact on CMPD as far as constituents having reached out where there is a possible concern regarding the cost and there being a reduction of the salaries of CMPD staff as well as the unsecured officers that will be utilized. So part B of my question would be, is there a listing or an idea if we are going to be using more unsecured security as opposed to CMPD. So it ties in with the questions of Councilmember Howard.

Councilmember Andy Dulin said on Item #38 G4S, their contract number is \$3,023,037.76. I think that they were low bidder. The reason I like to ask is its coming from some guy that's called me over the weekend complaining about the contract. I think that they were the low bidder and the folks that have it now were way above them by several hundred thousand dollars if not more. The only thing that that tells me is that G4S folks have underbid and will come back to us for a change order for more money later, or they have figured out how to do it cheaper, which might be apparent, or three, these folks that have the contract now, know what the number is and they have bid it appropriately. Now they might have bumped up their bid a little bit and try to put in some more profit, and if that's the case, we can walk through that too. So I'm curious as to what the other bids were, because if these folks at \$3,023,037.76 are way way under, that puts up a red flag for me. Either they are buying the business or the other folks know how to bid properly.

Councilmember Claire Fallon said one other thing is we have police officers doing this that can take people who are arrested in and book them, which saves time and money. These are not sworn police officers with a gun. They can't go and book people. So it's double the time, double the money and it's not an efficient use of personnel.

Mayor Kinsey said if that could be addressed as well.

Ruffin Hall, Assistant City Manager said we've got some indications with some of these questions so we actually met with CATS staff today and CMPD and pulled together some information. We have about five slides of PowerPoint presentation available. We can either view it at the dinner or at the end of the Consent Agenda downstairs and talk through all these issues.

Mayor Kinsey said I think maybe downstairs might be better since we've got a really full agenda and I apologize that we got started just a little bit late.

Mr. Hall said that given the nature and the breath of the questions, we probably felt like it was better to walk through all of the information in a more of a staff comment process than just having one person answer the questions.

Mayor Kinsey said does that suite council?

Mr. Dulin said that I had one other question on this. This would take us to 57 officers and seven dispatchers and that was an interesting number to me as to why we would have seven dispatchers for 57 transit officers.

Mr. Hall said we will include that.

Mayor Kinsey said I'm also pulling Item #25. I just want to let the citizens know that we are addressing the Sugar Creek/Eastway Drive intersection where we have had some really horrible accidents.

Ron Carlee, City Manager said unrelated to consent but related to the regular agenda, staff needs to pull Item #15 which is the food bank. We've got one more issue we need to work through on that. Something came up that we need to go back and double check.

Councilmember David Howard said I'm not sure I can give this as much justice as it deserves but I'll try. One of the things we have an opportunity to do on an annual basis is to actually interact with our friends at the Junior League. A couple of meetings ago, they shared one of the issues that they were working on. The immediate past president is here, Whitney, and she was explaining to us with her team the issue around human trafficking. It was really insightful for me because I'm not sure I realized how bad it was in our area and you assume that you are talking about just from the sex trade but it's also labor as well. It was really informative to me. At the time of the meeting, two years ago that they should be referred to the Public Safety Committee and then when we went back, we heard that there were some improvements, but there are still some things we could keep doing together and ask for it to be referred back. Before we refer it back, we thought maybe we should get a presentation from the folks that have been working on this. So today we are joined by Ann Tompkins who is the Western District U.S. Attorney to give us some updates.

ITEM NO. 2: HUMAN TRAFFICKING

Ann Tompkins, US Attorney for the Western District of North Carolina: We are headquartered here in Charlotte but our territory stretches from here up to the Tennessee border. I am going to focus today on talking about human trafficking here in Charlotte. I brought with me Kimlani Ford, who is the Assistant US Attorney in my office who is assigned to prosecute human trafficking cases. In case you have some very specific questions, I wanted Kimlani to be here. We really appreciate the opportunity to come here tonight and use this platform to raise awareness on the issue of human trafficking. We appreciate the opportunity to get this message out to you and to the community and the opportunity for us to talk about the partnership that we have with Charlotte Mecklenburg Police Department.

I'm going to tell you a little bit, for those of you who don't know, about what human trafficking is, specifically talking about sex trafficking. I'm going to talk to you about our federal efforts to combat human trafficking. I'm going to talk specifically about what we have seen in sex trafficking here in Charlotte and then I will introduce Major Freda Lester who is going to talk about the partnership that we have with CMPD.

So what is human trafficking? Human trafficking takes primarily three forms: sex trafficking, child prostitution and forced labor cases. Sex trafficking is compelling someone to engage in a commercial sex act. Child prostitution is any case in which a minor under the age of 18 is exploited for commercial sex and labor trafficking is compelling someone to provide labor services through force or coercion for the purpose of involuntary servitude. Unfortunately as Mr. Howard mentioned, we have all three of those here in Charlotte as amazing as that may sound. Human Trafficking is called a hidden crime and I think many people believe that we don't have it here because victims are often afraid to come forward to law enforcement either out of fear of the trafficker's retaliation or because there has been some form of psychological coercion which causes them to fear law enforcement. Traffickers in a sense prey on vulnerable people. Combatting human trafficking is one of the highest priorities of the Department of Justice out of Washington, it's one of Attorney General Eric Holder's highest priorities and it is one of our highest priorities here in my office.

Some of the myths that I want to dispel briefly, although the name suggests trafficking, no movement is required for this crime to be committed and we will talk a little bit about a couple of cases that we have. It's a crime of coercion rather than a crime of movement. It doesn't require movement across a border or anything like that. It's a crime that targets vulnerable people—young girls and women many times, runaways, undocumented workers and people with very few options. Some people think that human trafficking only happens with foreigners, but we have many cases where both parties, the pimp and prostitute, are born and raised right here in Charlotte, North Carolina. Some people think it only happens in big cities. Unfortunately, human trafficking happens everywhere where there are people. Many people believe that human trafficking does not happen in their own city or town and as I'm describing to you it does happen here. So the difficulties with this case that I want to talk to you about, which I think illustrate why our collaboration with CMPD has been so important, is a very complex crime and with it comes a lot of collateral issues, including violent and internet crimes. Sex traffickers will use the internet to advertise sex and it provides the traffickers a sense of anonymity that they have in perpetrating this crime. The crime of human trafficking does bring up immigration issues because undocumented people are often the victims. There is gang activity associated with human trafficking. We've seen gangs here in Charlotte who have young girls and women who are forced into sex trafficking on behalf of the gang. It can involve organized crime and there are intensive victim trauma issues which is why one of our most important collaborations is with organizations here in the community like the Junior League who has helped us with victim issues. These are very resource intensive cases. They are not wrapped up quickly as some cases are. It is a crime that can only be successfully addressed when we are proactive in our investigations. We cannot just be reactive. This is not a crime in which a human trafficking victim dials 911 and reports to the police department, "I'm a victim of human trafficking." We really have to get out in the streets and find these cases and work them in a very labor intensive way so that we can put these traffickers behind bars. So the bottom line is that they are very difficult to identify. They are difficult to investigate and frankly, they are difficult to prosecute. Because of that, we need this multidimensional multidisciplinary response to this terrible crime.

About three years ago, I started a human trafficking law enforcement task force here in the City. It's primarily staffed by federal agents from the FBI and from the Department of Homeland Security. CMPD has always been a good partner with us but for human trafficking and since it's so labor intensive, it makes it a very difficult partnership. So with Kimlani Ford, FBI and the Department of Homeland Security, we have been working these cases over the past few years and with the assistance of CMPD.

In the community we have many community partners to combat sex trafficking. The Polaris project is a national organization who has worked with us. The Junior League of Charlotte has been a really important partner for us. Novant Health Care, Carolina's Medical Center, Mecklenburg County Community Sports Services, Council for Children's Rights, Legal Aid in Southern Piedmont and private law firms in Charlotte have banded together to help us provide victims services to stabilize the victims so that we can successfully prosecute these cases.

One of the reasons why I wanted to come before you tonight is to talk about a recent development that we've had that Major Lester is going to get into more detail with you about, but this summer a couple of important things happened. First, The FBI, Department of Homeland Security and CMPD were part of a nationwide three-day law enforcement action that was addressing the commercial child sex trade across the country. There were enforcement actions in 76 cities including Charlotte. 105 children were rescued nationwide. 152 pimps were arrested on State and Federal charges. Charlotte participated in that – three pimps were arrested and one child victim was rescued. The District Attorney's office has become more involved. There is actually a State Human Trafficking statute and with this focus that we have had lately, we are really doubling our efforts for prosecution on the State level and on the Federal level. So I'm going to tell you a little bit about what we are seeing in sex trafficking Charlotte. The most common type of case that we see is one pimp and a small number of prostitutes. These are not people who are voluntarily in this world, these are people who are coerced physically and psychologically into this crime. Most of the time it's one pimp and two to three and up to seven prostitutes. There is a website called backpage.com and that is currently one of the most popular sites that are being used to advertise sex on the internet. In many of our cases, the human trafficking perpetrators have used backpage.com but there are other internet-based areas where they advertise these girls and women. It's cheap. You can do it from a smartphone and there is

this aura of anonymity that the traffickers use to advertise these girls and women. Charlotte's cross-section of highways make this a prime place for human trafficking—easy on and off from the interstate system and hotels that are near interstates are typically venues that we have seen for human trafficking. About half the cases that we have seen in this area over the last several years, the victims have been girls under the age of 18. We also know that big sporting events or conventions bring additional sex trafficking to the city because when people come here, they come with money. Human traffickers will come and prey on these people who come to town for these big events. We have seen cases that revolve around Asian massage parlors and Hispanic brothels. So it really runs the gamut in this city like it does in many places about what kinds of cases we see.

We have multiple investigations underway right now. I don't like to be specific because I don't want to disclose too much about what we have going on but suffice it to say, we have multiple cases going on now and more are coming in as we expand our footprint in the City with help of CMPD. Just last week, Kimlani Ford had a trial win in Federal Court in the trafficking case of a minor. *United States v. Gray Sommerville*. Mr. Sommerville was convicted. He is a Charlotte area pimp who prostituted his adult girlfriend and via the internet met and convinced a 14 year old girl to allow him to pick her up at school and she became a victim of human trafficking. He drove her to a hotel and prostituted her to men at this hotel. Again, Kimlani Ford tried him in Federal Court and he was convicted of sex trafficking of a minor. We worked that case with CMPD and with the FBI and the Department of Homeland Security. He's awaiting sentencing at this time, but that case illustrates a typical kind of sex trafficking case with one person and really a small number of people and it's not any less serious because of that. It illustrates how easily and quickly a person can go from a 14 year old school girl to a victim of human trafficking.

We also recently this year assisted federal investigators in Savanna, Georgia who brought down a large Hispanic brothel case. What we find in these cases is, if a city becomes very focused on sex trafficking, it is a mobile crime and these traffickers will move from city to city. So what we found was that Atlanta had become basically a hotspot in law enforcement on sex trafficking and so in this case that was prosecuted in Savanna, the sex traffickers actually were housing women here in Charlotte and then using Charlotte as their home base and trafficking these women and girls in the southeast. CMPD, FBI and Homeland Security assisted in that case and there were four search warrants which were executed here and arrests were made successfully for that case.

What we have and what we are putting together and what the police department and our community partners have helped us do is really construct a three prong attack—federal law enforcement, local law enforcement and our community partners—to really combat sex trafficking. So last month and Major Lester's going to give you some details, we did a big training with the Feds, FBI and Homeland Security did a training out at the police academy with a really large and select group of police investigators and officers to really do some comprehensive training. The officers are the eyes and ears on the ground and it really takes an army of people to see what's going on, to know what they are seeing when they are in the field looking at it and to know who to call so that we can make these cases and bring these traffickers to justice. These cases many times begin with one savvy police officer who knows what they are seeing when they see something that may otherwise look like something they see every day and we really rely on our local partners to help us make these cases. It's a key element in bringing these people to justice.

So I'll close before I turn it over to Major Lester. Combatting human trafficking is one of my highest priorities. It's one of the highest priorities in the Department of Justice for obvious reasons. We cannot have this kind of activity happening in our city without us doing everything that we possibly can to combat and stop it. We are committed to preventing human trafficking and bringing these traffickers to justice and this type of collaboration is essential for our success and it has never been more effective than it is right now.

Major Freda Lester, CMPD, Special Investigations Bureau said the partnership that we have with her actually started last year. We had a presentation to you right before the DNC to let you know what's coming when we have the DNC and some of the issues that we may face with human trafficking and I think you told me we identified two juveniles that were discovered during the DNC because they had an operation going in the hotel so that was very productive. But in July, we realized that maybe need to be a little bit more productive because we started to

see robberies of the prostitutes. There were people that would be around them protecting them from the pimps and it was just a weird situation so we knew we had to really truly get behind Ann on this issue and be forward thinking about it.

So on July 18th, we conducted training. That training took place with all of our focus mission team officers, the officers that do all the special extra work in a division, as well as anybody in the city who was interested in it or had any type of goal to identify these human traffickers. With that, we also brought in the District Attorney's office because, since there is a new statute for human trafficking, they need to know what the officers are being told to look for and some of the ways to gather evidence so that our cases, once we get them, will be concrete.

The very next day after this training our Westover division was able to lock up a guy who had two girls. So we were very excited about it getting started and basically how we did this was we decided that all the officers needed to be out and involved but we also needed an investigative unit and we were seeing that our missing persons group was seeing a lot of these girls that were missing. People were reporting them or they would get reports that they were in Charlotte if they were from another city or we would just get missing person reports and we we're finding them on Backpage. I had one detectives call me and say "hey the girl that's missing, she's on Backpage and she is promoting herself as a 22 year old when she is actually 14." So we would see incidents like that and we would have to track that down to make sure that they were actually prostituting and they were 14 and if they had someone that was giving them resources to be able to do that. We also involved our sexual assault unit because a lot of these girls claim rape after they don't get paid by a john and the way that they get the person back is basically by saying I'm going to charge you with rape. Then we have people on our safe streets because, like she talked about the Hispanic gang, if there is some type of gang that is actually doing this and promoting this, we needed our safe streets officers to be able to identify that and bring those cases to a conclusion.

Then we have officers who do the undercover work. I think we have a really good team that we put together and we have a supervisor who supervising them and any time those questions come in and those cases come in, we have someone who is an expert on the case that could move it forward. These units actually interact with these victims more than anybody else.

We are also working with UCR to have human trafficking added to our report writing system because right now we don't have a way to capture how many cases we have. All we know is the ones that we've worked on so we are hoping to have that in the next two months and then we just believe that a multifaceted approach will help us serve the public by identifying these cases and they would probably go unnoticed if we didn't have that extra eye out there of someone actually looking at it. So it really is important for us. We also like the fact that we have a really great relationship with the US Attorney's office and that we can have Homeland Security and FBI be able to give us the resources that we need to make sure that the cases get prosecuted and we can get these girls in the places where they need to be as well as our community outreach. Are there any questions?

Ms. Mayfield said I am not sure who the question would be for or if I'm just jumping ahead because we do have a home that's been opened up to help assist, so I would definitely want to make sure that that information is shared with all of my colleagues since I along with Councilmember Howard had a chance to actually be a part of the conversations with the Junior League. I'm wondering regarding language when we are saying that the girls, one particular young lady was on the website promoting as a 22 year old opposed, so if this is a trafficking situation, someone whoever, the pimp or the person who was leading that conversation was the one basically creating the profile and telling her what needs to be said as opposed to just the idea for the general public to think that this 14 year old is necessarily at a place where they are consciously making this particular decision to promote themselves as a 22 year old in order to attract business as opposed to what really goes along with trafficking and understanding that there is a lot of control, financially and emotionally and a lot of other pieces that go along with that.

Ms. Tompkins said I will answer that from a legal perspective. I'm glad that you asked that question because the law says that if you are under the age 18, it doesn't matter what your consent is. You are not able to make that decision for yourself. So a person who is acting as a

pimp for a 14 year old or 16 or 17 year old, that is a crime. So it really doesn't matter. I would say, as the prosecutor, that this is a person who is of an age who is not able to legally consent to anything that involves sex trafficking. So that is the way that I would couch that. So legally speaking, she is a victim.

Ms. Mayfield said I want to make sure that for those that may hear this in the news later as well as in the audience, to just clearly hear the difference between saying a 14 year old was promoting being a 22 year old opposed to the fact that here is a 14 year old victim who was being portrayed as a 22 year old so that we have a clear understanding because I think a lot of people just don't know the difference between trafficking being a 21 year old or a 18 year old and deciding that sex would be a career choice opposed to the 12, 13, 14 and 15 year old not really having a choice in the decisions that's being made regarding their bodies or their minds.

Ms. Tompkins said the other thing that that brings up I think is the multilayer of difficulty we have because even women who are over the age of 18, there is a psychological coercion, it's really there is a Stockholm syndrome to this crime. That's why they are not calling 911. So it is a very difficult situation where women are in a trafficking environment but they do not feel the strength or the ability to help themselves, which is why we need the community of partners that we have to help us make these cases.

Mr. Howard said thank you for the presentation. It is a subject matter that troubles me greatly. Ms. Mayfield led me to another question. What is the role of the Department of Social Services across the state and the counties in his subject matter? When you have minors involved, there is some stability that needs to happen in that situation if it's not at home.

Kimlani Ford, Assistant U.S. Attorney said if a minor is recovered here in Charlotte, then they are referred to the Department of Social Services and they have to find placement for them. They are not always successful in finding placement for them because sometimes they'll find somewhere for the minor to go but then the minor will run away. So if they are under age, and they don't have a guardian or a parent to contact, my understanding is that DSS is involved from the beginning and then referred to the guardian or the parent or they have to find some other placement like a home for the minor.

Ms. Tompkins said what Kimlani highlights is again the complexity of these cases. We have partners in Asheville and here in Charlotte who help us with women and girls who are victims of human trafficking who need food, shelter and clothing. They need everything. They need to be established. This is unlike any other kinds of victim cases that we have and so it really does take a lot of collaboration for us to be successful in these cases.

Mr. Howard said the law enforcement part is important. We don't want to be known for that in this area at all. We are talking about just sex trafficking but even the labor dealing with the immigrant population which I will talk about later, actually needs that same protection. So I'm hoping that there are programs that we are referring people to. If the city needs to chime in on that, I was going to go straight into thanking the police department for working with you guys on this and just making sure that if there are other resources that we need to take into consideration, Mr. Manager while we are doing budget and other things, that we do that because being sixth in the nation is not something we should proud of and we should go after that aggressively I think. So I think I'm asking if there are resources and programs that we should support, I would love to hear that from the police department and give us that input.

Ms. Tompkins said we appreciate that. It really does take everyone to become involved to help us.

Mr. Howard asked is there anything we could be doing now Major while you are up there you that you can think of.

Major Lester said no we are going to make some of those connections with some of the community organizations that actually target these girls and try to help them get off the street. So we are going to be meeting with them and seeing what some of the things we can do as a partner with them. So I know that Ann has the partnerships that she has built and we have a couple of others that we are looking at as well.

Mr. Howard said you said something earlier that disturbed me. You said that the next day that they picked up someone in Westover. Is this the west side?

Major Lester said it's everywhere. There is nowhere that is immune. We truly have it all over the city.

Ms. Fallon said when you presented to us –Junior League—what troubled me is you said sometimes when you rescue the girls, they go back, and they don't want to stay with you. You were trying to solve that problem. Have you solved it?

Ms. Tompkins said we are going to always have that issue. We will continue to work on it and we do the best that we can in order to stabilize the women, girls and boys in other kinds of cases. It's just to me, this sort of thing is very helpful to us because it gets the community enlightened and through things like this, someone is going to reach out and that is how we have built the relationships that we have thus far.

Ms. Fallon said I know that you had a house in Asheville and you were doing one down here.

Ms. Tompkins said yes in Gastonia.

Councilmember Billy Maddalon said I'd like to also point out as a foster parent, it's extremely difficult to find foster homes that will take sexually active young women and it's that young women have a recidivism rate from foster homes almost four times the rate of young men for a variety of reasons. It's just very difficult for young women to stick in foster homes and so finding a place even through DSS waiting for adjudication, waiting for the courts to catch up to law enforcement is very complicated and so anything that we can be doing from a policy perspective to support your efforts, we need to hear it because there are lots of moving pieces here that can come together to make a better outcome.

Mr. Howard said I just want to know Mr. Manager, have referred this to committee already? I don't know if we need to do that as much as just to monitor it and then get something back from you about if there is more we could do. It sounds like the police department is doing quite a bit. But I'd be interested maybe in a quarter or so, hearing if there is anything other—if you are satisfied where we are going—you know we can't be okay with being number six. So I didn't know if you had any ideas about how we track this to make sure that we are moving in a positive direction.

Mr. Carlee said from what I am hearing, I think we have the right pieces moving together. The critical part that they referenced to in their presentation in the Q&A is building the community partnerships with the nonprofits and the activist community that has an interest to help provide that community base. There are some things that government can do and some things that government can't do...a joint partnership ultimately is really critical particularly in this area for some of the reasons that we are hearing related to foster care.

Mr. Howard said I don't think I want to set a date, but in some point in the future, would you just kind of maybe report back in a manager memo about where it is.

Mr. Carlee said sure I'd be happy to.

Mr. Howard said I wanted to thank you for your work and your guidance on this. I think one of the other issues was food deserts and that's been referred to a committee as well.

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ITEM NO. 3: AIRPORT RUNWAY OPERATIONAL CHANGES

Mr. Carlee said it seems like over the past several months we've been almost singularly obsessed around political issues related to the airport and what I'd like for us to do for a while tonight is to set aside the political part and legislative part and really look at the operations of the airport. We have many critical projects going and we have some almost perpetually new developments given

the airport of our size and magnitude and what we want to do is try to provide more information both to the council and to the community and increase the transparency and awareness of what is going on in the airport as we seek to insure its continued growth in the coming years.

So what I've asked is Brent Cagle who is the interim aviation director to come and join us tonight with the full airport leadership team. Most people don't know the airport leadership team. In fact, many of you have never met Mr. Cagle before. It'll give you an idea of who's actually running our airport on a day-to-day basis and has been for most of them for many years and to give you an update on some of the current projects and some of the critical projects that are coming forth from the airport in the coming months.

Mayor Kinsey said welcome Mr. Cagle. Before you start, let me just mention that we only have about 30 minutes before we are due downstairs so I don't like for us to keep the speakers waiting downstairs. I don't think it's fair. So I hope we can give you enough time, if not, we will bring you back.

Brent Cagle, Interim Aviation Director of Charlotte Douglas International Airport said I would love to come back. I'll be very expedient about this evening's presentation. I wanted to show you the aviation department website. This is via the City of Charlotte's website. You can see that it also has the bios listed of all of our key management starting with Haley Gentry. Haley oversees public affairs and other functions: community affairs for the airport and has been with the airport many many years and is a very critical piece of management. Also Jack Christine is the Interim Deputy Aviation Director. Jack is overseeing facilities operations and the executive development division. Again, Jack has many years with the airport. Jack is AAEE certified as are several of the airport management. Next we have Herbert Judon. He is the Assistant Director over operations. We have Mark Wiebke who is the Assistant Director for Facilities and Services and Leila Lahbabi who is our Lead Counsel. I also take this opportunity to congratulate Jack, Mark and Herbert on a perfect score last week for the FAA Part 139 Annual Safety Inspection. That is our second year. They worked very hard on that and we are very proud of it.

Jumping right into the presentation—we are going to talk about demand and the airport's capacity to meet that demand. We are also going to talk about how some recent safety issues have arisen that affect our operations on our crosswind runway. That is runway 523. Each of you should have a map in front of you helping you see the aerial overview of the airport. Sometimes the runways get a little confusing, but the crosswind runway is runway 523. So just a few fast facts—733 average daily departures. That's 550,000 aircraft operations in 2013. And an operation is any movement of aircraft on arrival or departure. That means our airfield is very busy. Forty-One million passengers in 2012 and that was a 5.6% increase over the prior year.

Nationwide for 2012 our domestic ranking is sixth in movements and operations and eighth in passengers. I'll note that we moved up from 2011 from 11th in passengers, surpassing Houston, Las Vegas and Phoenix. This shows you a graphic and puts in context of the trajectory of growth at CLT. Since 2004, we have seen a 78% increase in enplanements which are about half of the passengers. So for 41M passengers, there are about 20M enplanements. That's about a 78% increase since 2004 and you can see this is during the time when around 2008 and 2009 many large hub airports were seeing decreases in the 10 to 15% range. We have sustained a high rate of growth over the last about 10 years. You can see that's also mirrored in our operations. The operations have seen a 25% increase in the same period. Now you'll note that the operations were not growing as fast as the enplanements. I think we all understand the result of that more full aircraft when we go to fly.

Councilmember Patrick Cannon arrives at 6:04 pm.

Mr. Cagle continued but even the operations are significantly increased over that decade. A few things about airport development—on this slide there are 14 projects that represent just over \$450M of capital improvements and all of these projects go towards capacity and meeting demand. Seven of these projects are already underway and approved and seven of these projects are near term future projects and are critical to helping the airport meet demand.

At this point, I would like to turn over the presentation to Jack Christine. He's going to talk a little bit about the changes that occurred on July 25th when the FAA changed the operational procedure relating to Runway 523 and how that affects our ability to meet the demand.

Jack Christine, Interim Deputy Aviation Direction for Charlotte Douglas International Airport said just to give you a quick orientation if you have the map in front of you that Brent was talking about earlier, you can see our runway layouts here and we have three parallel runways. Our new parallel runway that we've opened in 2010 is over on the west side of the field. Our center runway and runway 18L on the eastside and then you have the crosswind runway here on runway 523. When we operate the airfield, at least the way we used to do it, we would arrive traffic on the new runway. We would arrive and depart on the center runway and we would depart on runway 18L and arrive on runway 23. It is a very complex operation but it gives us the ability to land 96 aircraft an hour. That's pretty significant. There are not many airports in the country that can do that. As I mentioned earlier this morning, it's an actual hornet's nest of activity all the time.

We've been operating this way for quite a while and we do this about 70% of the time and because we do it predominately in this direction, this is the rate that the airlines use to build their schedule. When we do this, we have an operation called converging operations and that's where you have in our case, the center runway, Runway 18C, that we use for arrivals and departures and when we are using 23 for the just arrivals, those aircraft are converging on one another but they are independent because those runways don't intersect. If they intersected, like they do on Runway 18L and 23, then one controller is operating that set of runways and making sure we shoot the gap through the intersection. It's something that is very common throughout the industry, but on 23 and 18C, we've typically operated this way and FAA recently came to us and said that they had identified a safety issue where we have a situation where an aircraft will call for a go-around on runway 23 when they are landing. This means they can't make the landing and they have to try again and at the same time we end up having a departure on the center runway. You can see here that circle that's right in the middle of the airfield is where those two aircraft pathways may intersect. This is not a situation that is unique to Charlotte. There are a number of other airports in the country that have this same issue. FAA has been looking at this for the last 1.5 years because as the aircraft operations continue to increase throughout the country, but especially in places like Charlotte, it becomes a much more complex operation.

On July 25th we received a call from FAA saying that they were stopping the converging operation in Charlotte while they reviewed how that impacted safety. When they did that, it changed how we operated the airfield and now on the west side of the field we still do the same thing. We are arriving on runway 18R. We arrive and depart on the center runway like we always have and now we are arriving and departing on Runway 18L and Runway 23 is not being used the way it has traditionally been used throughout the day. That has created a couple impacts for us. Number one, it has reduced our hourly rate from 96 to 85 and that's a 12% decrease in capacity on the airfield through the day. The impacts are actually twofold. One is that we have operational impacts and we have community impacts. The reduction of the rate from 96 to 85 arrivals an hour means that the airlines' operation is hampered by the ability to not get as many aircraft on the ground in the amount of time that they were anticipating and second is the change of the use of the parallel runways during the early morning. That's one of the things that the FAA is doing to compensate for the change.

Right now we have a preferential runway use program here in Charlotte, which is part of our noise compatibility program. You may remember that one of those measures encourages the FAA to use Runway 23 between the hours of 11 p.m. and 7 a.m. That allows traffic to come down the I-85 corridor and not fly over as many homes and reduce the noise impact for the community. Because of this change, the way the FAA is operating now, as soon as the first aircraft calls for what they call operational necessity, meaning they need a runway that is longer than Runway 23, they take them on the center runway. The first operation that does that, that means FAA will move all the aircraft to Runway 18C and 18L. That normally happens now about 5:30 a.m. Typically what that is are the overnight aircraft coming from the west coast that are larger, that require additional runway length to operate. So once that happens, the parallel runways are opened, 523 is not closed, but it is not used at that point until we get to the end of the operation at about 11:00 p.m. Now from a community perspective, there are two main issues. There are folks that are now experiencing aircraft over flights on the approach to 18L

that weren't getting them before because we weren't using 18L for arrivals. That has created an increase in our noise complaints. People are noticing. But that is something that we are looking at and trying to respond to. The second issue is what we discussed about Runway 523 having the hours adjusted because of noise abatement and the fact that we need to use the parallel runways for more of the operation during the day.

I mentioned our noise Part 150 Program which is what we have had in place here since 1989 to try and help mitigate for noise in the community. There are three main components to that program. There is noise abatement which is operational procedures that we put in place to reduce noise. We have community involvement which is our land acquisition and sound insulation for homes, schools and churches, which we have done a lot of since 1989. Then we have land use measures which center around zoning and compatible land use close to the airport where the highest noise impacts are. There are a number of things that we need to look at in relation to this program and these changes that we have seen. I forgot one last slide. The first part of this is noise abatement. In 1989 when we first started the noise program, there were four main components related to noise abatement. We had an operation where we did not use the parallel runways on Sunday morning. We did not land on Runway 18C during school hours. Departure turns were initiated for Runways 36L and 36R so as the aircraft left the airport, they were getting away from the homes that they were flying over and then we had the preferential runway use program that I mentioned before.

In 1989, when we first initiated that, the hours for preferential runway use were 10:00 p.m. to 7:00 a.m. In 1997 when we updated the program, a lot of things had changed and we had adjusted the program to meet the new demands for airfield capacity and still try to balance the communities' needs as it related to noise. At that point, we eliminated the restrictions on the Sunday morning operations and school hour operations on 18C. We maintained the departure turns on 36L and 36R and we still maintained the preferential runway use program use but we reduced the hours from 10pm to 7:00 am to 11pm to 7:00 a.m. So the point there is that the noise program is there and it has to be adjusted as we go in a way that balances the demands of airfield and the demands of the operation with the community needs to mitigate for noise.

Mr. Howard said Jack, thank you for all the hard work out there. One of the things I'm wondering is if there is an appeals process to this convergence ruling that we've gotten from the FAA?

Mr. Christine said no sir, not at this point; this was a change that was initiated by FAA. Because it is a safety issue, they have to do this here in Charlotte in this way right now to make sure that they meet the demand and do it in a way that is safe to operate the airspace and the airfield. I will tell you that the FAA is reviewing the whole converging operation issues, not only nationwide, but specifically here in Charlotte looking for ways to try and mitigate the safety issues and going back to doing something similar to what we were doing before. I don't know how long that will take for them to do, but they are actively working on it.

Councilmember James Mitchell arrives at 6:14 p.m.

Mr. Howard said could I ask of you and Madam Mayor if we can be communications with them to see if we can find definitively what is going on with that. Reducing 11 flights an hour is not a good thing for us at all and I know it's not a good thing for US Airways while things are like they are. The last thing we need to do is have any issues with US Airways to give them any reason to look at our operations at all. So I'm showing some urgency in and intentionality about this one to me may be worth a phone call or two or a letter Mr. Manager from you, the Mayor or the airport.

Mr. Carlee said at this point we are comfortable that it's an appropriate safety decision and that it does need to be studied more carefully by the FAA so that we are actually not in conflict with the FAA. What we are looking at are other ways to mitigate the impact and working closely with the airlines in doing so which is part of the reason for needing to extend the hours of operation in the parallel runways. That enables us to increase our operational flow through which the FAA implemented themselves. They actually control what runways people are able to use. But while we want to be able to maximize the use of our airport, in some of the future slides that you will see in this presentation will illustrate some of the ways that we are seeking to do that. We also

want to make sure that everybody understands that we are committed to having the safest airport that we possibly can as well. So we will work with the FAA in a very cooperative way as they go through this review.

Mr. Howard said what I am saying is that I want to make that whatever we are doing, that we maximize our relationship with US Airways. If that's what we are going to see later on, I'll wait, but if we need to ask them to move expeditiously to review this, I was going to give you that support of council.

Mr. Carlee said we are working directly with US Airways on the mitigation efforts. The effectiveness of their operation particularly in the morning, is of the highest priority and concern to us in making sure they can get their airplanes out and they can get the airplanes in. So they are very much connected with all of these conversations.

Mr. Howard said I'll wait for the rest of the presentation.

Councilmember Patrick Cannon said just for some clarity, so Mr. Manager when you speak about a study that will be more forthcoming by FAA, is that an environmental impact type study or what type of study are we talking about.

Mr. Carlee said there are a number of pieces that are forthcoming, if we could proceed with the presentation, I think you will see some of that and your questions are not answered there, then let us come back and drill down to it.

Mr. Cannon said that's fine because that is what the community is asking about and I know we are going into that piece down the road.

Mr. Carlee said exactly, so that's part of the critical work why I wanted to have this briefing so you could see what the issues are and what we are trying to do.

Councilmember Warren Cooksey said at the risk of asking to repeat yourself slightly about what you said, I want to make sure I understand the context of this decision. Am I understanding correctly that right now it's affecting Charlotte only even though there are other airports with this configuration in terms of a shutdown of a runway, but it is of nationwide significance and is it the case that other airports may see their diagonal runways shut down as well?

Mr. Christine said yes sir. It's not just a shutdown here in Charlotte. FAA is reviewing this operation in all the airports where they have this issue and each airport, the way they deal with it, will be different because that decision is going to be based on the demand that they have at that particular airport; the way that their airfield is oriented may be a little bit different. They may still have a converging operation but where the runways may come together may be different which allows them some other options. For us in Charlotte, the safest thing for FAA to do and maintain the highest amount of capacity they could get, was what they've done and until they can go through and actually analyze how we get the use of 523 back in the way that they were doing it before and still do that in a safe manner, to their standards, they'll continue to do it this way until they can come up with that method.

Mr. Cooksey said thank you, I just wanted to make sure I understood correctly that this is a nationwide issue, it's just affecting airports differently and we are just being affected particularly harshly because of how the runways are aligned.

Mr. Christine said how the runways are aligned and the demand that we have to operate on. At this point, I want to call Haley Gentry up. She is one of the folks who are going to be focused on our community involvement moving forward and she is going to talk a little bit about our noise program and the different components of it.

Haley Gentry, Special Assistant to the Aviation Director for Charlotte Douglas International Airport said in this interest of time I am going to go very quickly through these. So what does this program look like in our community? Well first of all the airport has invested \$70MM in our local community in the airport area highest noise zones. That includes property purchases and home insulation. Over 400 properties have been purchased and 1000+ homes

insulated. We also insulated a number of schools and churches. Each one of those projects was unique. You can see there were two high schools and one elementary school and seven different churches. Each one of those churches and schools had an independent architectural review. Some received windows; some received air-conditioning; some even received new roofs; two of the churches did.

An important part of this program is communication so I wanted to share with you a few of the tools that we have that we use in our communication with our neighborhood. First and foremost, we have our neighborhood task force. It is a subcommittee of the Airport Advisory Committee. It has 16 members and they meet quarterly. In the height of our Part 150 Program when it was first launched in 1989, that group met every month. We have good communication with them. These are people who are living in the highest noise zones and allow us to have direct communication with the neighborhood.

Mr. Cannon said how are you determining which neighborhoods are at the table, per se?

Ms. Gentry said the Neighborhood Task Force is comprised of people only living within the highest noise contours and it is strictly a voluntary nomination process. We have many of the members who have been on the committee for more than 10-15 years.

Mr. Cannon said I asked that question because obviously we have a lot of new people here in the city.

Ms. Gentry said we recently just took some new members on who were new to the area.

Mr. Cannon asked is Pawtucket presented somewhere in there.

Mr. Gentry said sir. We have a representative that lives in that area.

Mr. Cannon said would you be so kind as to get me that information in terms of who that representative is?

Mr. Gentry said yes, I'm happy to do that. We communicate with the people living in the highest noise contours through Neighborhood Update. It is published as needed. It goes to approximately 20,000 people only living in that noise contour area that I mentioned. Connections is our premier newsletter. It's published quarterly. It is a more high level view of what's going on. It goes to the same neighborhoods plus it goes to the community at large. We have mailing list of almost 25,000. Both of those are available on our website which is also an integral and important part of our communications plan. We have a number of different programs on the website ranging from local business opportunities to how can you find out if your home is in the noise contour map.

Traditionally when we do a Part 150 Update, which was referenced before, there are targeted communication opportunities. Each one of those involves a special or unique outreach opportunity. It may be a study guide for the issues that are at hand or it could be a public meeting. If and when our Part 150 program is updated again, we would expect that that would be the case.

Mr. Cagle said I really wanted Haley to address you tonight because I think that going forward, we know that to meet our demand and to meet this capacity issue that we have, we are going to need to do a new Part 150 study and part of that process we will be looking heavily at our community outreach and education efforts and Haley will be helping to lead the way with those efforts.

So what do we need to do for our next steps? We need to do an airfield capacity update and that's a study. We need to commission a study to come out and take a look at airfield capacity. They could identify possible new things like high speed taxiways or an additional parallel runway. Those are both options that are on the table and that could be identified. We also know that we will need to do a FAR Part 150.

Mr. Howard said I don't have the plan up, but part of this is to look to do a new parallel runway. Does this give us an opportunity to accelerate that?

Mr. Cagle said yes. The first steps with the new runway will first be to do the airfield capacity update, a Part 150 study and then an EIS. Once those three things are done, we will be able to move forward with a parallel runway if the studies prove out the need.

Mr. Howard asked how fast could it accelerate it. If we were looking to have that done in 10 years, does it accelerate it by 2, 3, 4, 5?

Mr. Cagle said the studies will take approximately three to four years to complete.

Mr. Christine said the capacity study should take about nine months to a year. The EIS can start towards the end of that study if it proves out that the fourth parallel is necessary. The EIS itself will take about two. So we are looking at three to four years of study time before we can start construction of the runway. Once we start construction of the runway, it will be about two years to get it built.

Mr. Howard said this is what I'm saying. Given my questions earlier and again, I'm still listening, is it better for us to pursue them to get this one back open or does that staying closed give us some leverage to do this faster. So I'm still asking does it happen faster and by how much?

Mr. Carlee said that's why we are bringing forward to you right now to go ahead and get these processes start.

Mr. Cagle said I think clearly as far as capacity goes, the change to the use of 523 negatively impacts our operational efficiency and that will play in a capacity study. So as to funding, it comes down to the dollars and how do we pay for these studies. The airport is prepared to go out for passenger facility charge program application number five. Passenger facility charges are charges that are levied on behalf of the airport by the airlines and those dollars have federal requirements associated with them. Currently, Charlotte is the only large hub airport at \$3.00 passenger facility charges and this program would not change that. We will remain at \$3.00 into the future.

This program also is a pay-as-you-go application, which means that it will require no additional debt funding to do this and you will note the first three projects on this application are the noise compatibility plan or the Part 150 study, the capacity update and then if those two prove out, a fourth parallel runway EIS.

Mr. Howard said I thought we were at \$2.50.

Mr. Cagle said we are \$3.00 PFC and we have been since we created the PFC and we are the lowest PFC for large hub airports in the nation. The maximum amount is \$4.50 and we have not needed to nor will we need to in the future because of this application, go to that level.

You can see that all of these projects are capacity related. They are airfield terminal related. They are safety related; security related. The total projects for PFC dollars will be \$79.8M. The total project cost \$114M. That concludes my presentation. If there any questions I would be happy to answer them.

Mayor Kinsey said are there any comments or questions?

Mr. Carlee said to your sense of urgency Councilman Howard, the decision by the FAA in July is what prompted the discussion I had with airport's leadership team and why we are advancing these studies at this time so that we can be able to meet the current and growing demand for US Airways and our other carriers so that we do preserve our position and it's not just a stabilized hub but one that continues to grow.

Mr. Howard said and I know that this goes without saying Madam Mayor, but Chuck's here and I know that you are in constant contact with them. Would you let them know that council is

definitely behind them in whatever we can do to keep them committed here so they have heard it from us as well as a body. I'm sure everybody feels that way. We are going to work with them as much as we can get this done.

The Dinner Briefing was recessed at 6:30 p.m. to move to the Council Chamber for the regularly scheduled Business meeting.

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BUSINESS MEETING

The Council reconvened in the Meeting Chamber at 6:35 p.m. for their Business Meeting with Mayor Patsy Kinsey presiding. Councilmembers present were John Autry, Michael Barnes, Patrick Cannon, Warren Cooksey, Andy Dulin, Claire Fallon, David Howard, LaWana Mayfield, Billy Maddalon, James Mitchell and Beth Pickering.

INVOCATION AND PLEDGE

Councilmember James Mitchell gave the Invocation and led the Council in the Pledge of Allegiance to the Flag.

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CITIZENS' FORUM

Matt Newton, 2015 Y Ayrley Towne Blvd said I want to take a brief moment to say a couple of words about a meeting that happened last Monday; that's why the folks here behind me are here tonight. We were a little upset because we felt that the mandate of our former mayor was not upheld. It is clear within the meeting minutes from April 1st that Mayor Foxx, at that particular time, had suggested that a process regarding the Citizen's Review Board should take no longer than 90 days. He said that emphatically and that is in the meeting minutes. He also said that that process was one that would just gather the recommendations of the community and that is exactly what happens. We are here tonight because on Monday, the committee sent this back to the task force for their recommendations. We believe that that's a undermining and usurping of the voice of the people. The very process for stakeholders and the stakeholder groups that were identified are from the community. They made their recommendations and we ask that you please consider upholding those recommendations. Anything less than that would appear to be undemocratic. Given that, we also ask that if you are going to do what you are going to do, please include us in this process. There have been a number of factual inaccuracies that I believe have been presented to the committee and we feel as though the community should have the right to bring those to your attention. So please, if we do go forward with this process indefinitely and grant a process that should have ended well over 50 days ago, if we do, please please do not shut the community out.

Henry Gunn Sr., 7904 Noland Wood Drive said the former Mayor Anthony Foxx on April 1st 2013 in a meeting about the Citizens' Review Board had received some complaints and found enough evidence that he asked the City staff to form a stakeholders committee to explore these complaints and come up with some resolution. We met with the stakeholders and we did exactly what you said. And the stakeholders that we met with were unanimous that we had a problem and they come up with some solutions as Matt has said. Now I have full confidence in Chief Monroe and he has done some outstanding things since he has been here. He has improved the Police Department tremendously. This issue is not about the Police Department and the hardworking of the people of the city of Charlotte. This issue is about the Citizens' Review Board. I'll go back a little further to 1776. Our founding fathers, Jefferson, Washington and other that signed the Declaration of Independence; the first three words in the declaration of independence and the Constitution is "We the People" and we the people feel that we have a right to have some checks and balances over the people that serve in power over us. So the mandate was 90 days and we are now at 145 and from what the Mayor's office asked the committee to keep me informed from day one and it was 65 -70 days before I heard anything and that was after I talked to Patsy and several others in seeking some kind of resolution to what was

going one. So with that alone, that tells us that we really need this. I made an oath over 40 years ago to protect the constitution of the United States. The question tonight is where is this council going to stand on the Constitution because we feel that we have a right to govern and know how we are governed.

Kare Romanski, 603 Sternbridge Dr., Concord said sometimes something is clearly wrong. We know that Charlotte has the worst track record in the nation for a Citizens' Review Board. Back on April 1st I had high hopes that we could improve the Charlotte CRB and when the Mayor afforded the extra time to speak, I was actually encouraged. Unfortunately, Anthony Foxx no longer is here but his mandate was clear—90 days. We are almost close to twice that. Myself and many gathered here tonight, participated throughout this process and personally are invested in strengthening our community in the trust and its safety as well as the Citizens' Review Board. Something's wrong. This is now approaching 150 days. I've spoken passionately for the need for oversight in an unbiased review of the citizen's complaints. Not only for myself, but for those voices that are now silenced as well as their families. My hopes were dashed at last Monday's meeting. It seems facts were being misrepresented. It also seems that the head of Internal Affairs was really given free reign at that meeting. That was disappointing. It also kind of speaks to maybe the broader issue that we are all here for. It's clear throughout the informational gathering process, that citizens believe the Community Relations Committee is insufficient to conduct independent reviews of citizen's complaints and it clearly hasn't been helping citizens in the way that it was intended and we need to fix that. I and many others don't believe that Internal Affairs is really doing the job they say they are doing. I for one, met three out of those four criteria set by the CRB, yet I still didn't get an Internal Affairs interview until three years after at the April 1st meeting. I actually brought one of your members to tears when I told him my story. I've had many others who don't believe that Internal Affairs really has always got our best interests at heart and I understand there is a level of protection that the police department needs. So we the citizens don't have the same voice as city members and that is why we needed the stakeholder process and why we participated fully in it.

Kyle Knight, 8120 Dunmore Dr., Apt D, Huntersville said my father is a retired law enforcement officer so this issue has special interest for me. I am here to enlist your support for the changes purposed by the coalition of community partners called CRB Reform Now. These initiatives include transparency, a lowered standard of review, and subpoena power. Why is change needed? Because police should be held accountable by citizens. The police have an awesome amount of power and even the best people can make mistakes. The Citizens' Review Board is limited by city ordinance from doing the job it was created to do. When citizens feel that they have been wronged by the police, they seek a means of being heard. In other major cities, citizens can easily be heard. In ours, as Kare Romanski and others have demonstrated, they cannot. The bottom line is that the public trust in the police has been undermined. Without public trust, there cannot be public safety. CRB Reform Now stands for redeeming the public trust through our proposed changes. The Charlotte School of Law and Citizen's stakeholders have called for similar improvements. We stand united in calling for transparency, a lower standard of review and subpoena power. We ask you, the Charlotte City Council, to support these reforms and ensure that our first-rate city has a first rate Citizens' Review Board.

Reverend Kojo Nantambu, 2224 Pimpernel Rd. said it's already been said that this government, this country, this state and this city government is a government of the people, by the people and for the people. It was the people's intelligence, sense of responsibility, duty and fairness that elected you and said that they trusted you to do a job. So if you don't trust them, what does that say about you and where you are sitting? What we are here for is because our former mayor said that we would only take 90 days and it's been 147. What happened? We want this to be a political issue. We want this to be a campaign issue. We want the people to understand and know how important the Citizens' Review Board is. The most important thing is that wherever you go and whatever you do, you ask us every day to trust you to have the best interest in us and the benefit of ours every day. We are asking and explaining to you that we have the same intelligence, the same sense of duty, responsibility, fairness and integrity that you do. We are asking you to trust us because we can judge, evaluate, assess a situation about what's going on in our community, what's going on with our police department, as well as you do. Each one of us can be and will be called by the Federal Government or by the State government

to commit jury duty. We are not asked to have any special degree. We are asked to make decisions in the lives of people that will impact their lives forever. Should we not have the opportunity and the responsibility to assess situations that impact our communities by evaluating and assessing the actions of those who are employed by us? So what I am asking you to do tonight is honor the requests that have been made previously—honor what Mayor Foxx has already said and if you want us trust you, then you need to trust us.

Mayor Patsy Kinsey said I'm going to ask the Chair of the Council Manager's Committee to respond

Councilmember Warren Cooksey said as Chair of the Council Manager Relationship Committee, we did have our first look at the information that was gathered from stakeholder groups for the taskforce and yes we did ask the taskforce to formulate some recommendations because they didn't come to us with any. This is a process that is now in the hands of the Council through its 10-15 member council committee. I appreciate the comments made about the way Mayor Foxx presented this back in April but Mayor Foxx is no longer with us and the mayor, as any former mayor can tell you, the mayor can't really dictate the length of time that council takes to investigate a topic properly. One of the things that came up in committee that we are going to be looking at in more detail is the broader array of accountability for CMPD. There is department justice oversight; there are a lawsuits involved where people can go to court to get redress for any grievance against CMPD. We also have to discuss and see the context of the fact that in 43% of occasions when people have complained about officer conduct on CRB related matters, officers do get disciplined. So that's a different layer of the story than we have otherwise heard from discussions about just the number of 79 appeals to CRB. In other words, in 550 cases, people got what they were looking for out the police and didn't feel the need to do an appeal. So we will take another look at the responses to committee questions at our next meeting in October and we will continue to work on this until there is something that the Council Manager Relations Committee can recommend to council as is the case with all committees.

Mayor Kinsey said you mentioned a meeting in October.

Mr. Cooksey said I mean in September. I apologize.

Mr. Cannon said I don't know if it would be helpful to your committee, but a lot of the things that are being asked for tonight were the things that were asked for back in 1997 or so. It may be some good to be able to go back and get those minutes around some of these same issues that were articulated then. Because what's being talked about now is initially what we were trying to enact then, but the council at that time voted it down nine to two and I was around during that time. So eventually to the general public watching, we came up with something else that basically allowed for us to be able to still allow some level of resolve in this community to be able to take down the tensions of what were very high at that time based upon what was going on. So it could be that going back to some of that discussion and taking a look at that might be helpful to the committee Madam Mayor and members of council just to see where we were; what we thought made sense then; but still may make some sense today. But you have to continue to go through that process. I would suggest Mr. Manager, that you find a way to be able to pull that for the committee.

God Bless America Crusade

Byron Foxx, byron.foxx@bibletruthmusic.com said I am the moderator of the God Bless America Crusade that is coming to Charlotte next month, September 11 – 13, 2013. I gave you a piece of the information. Twelve years ago on September 11, 2001, our country was attacked and we began using this term "first responder". Until that attack, many of us didn't even use that word commonly, but after 9/11 who began saying first responder. So the last several years I have been having these God Bless America Crusades in different parts of the country. We have been in four different locations and I believe God has led us to come to Charlotte to have the God Bless America Crusade right there at the Bojangles Coliseum. It's going to be on September 11-13, 2013 at 7:00 pm. nightly. On September 11th we hope to honor all the first responders who attend. WE are going to give them gifts. We are going to recognize them. We are going to applaud all the brave first responders that we have. On the next night, September

12th, we are going to honor all the educators in our area. On September 13th, we will honor all the active and veteran military. We are grateful for their noble and dedicated service. It's a free event. It's being held at the Bojangles Coliseum. Seventy six different churches primarily from North and South Carolina are sponsoring this event. In the last few days, we have had 1000 of our workers go door to door throughout greater Charlotte and go into about 200,000 doors and they have been greeted very warmly in this city. In fact even today, as I have walked around the City, I'm from Virginia and I'm here to help with this, but I've been stopped seven different times by citizens of Charlotte thanking me for this remarkable crusade that is coming. We have printed one million pieces of these door hangers. It's humbling to have your picture on one million pieces of literature.

Even night we plan to sing the national anthem. We will pledge allegiance to the flag and sing patriotic music. We have a great big choir of about 1000 voices that is going to be singing. We've got a theme song. We've got a state patrolman who is going to testify. We have a college president who is going to speak. We have got a missionary speaking. When I was eight years old I attended a meeting something like this over 40 years ago. It was a meeting like this that I learned John 3:16 "For God so loved the world that he gave his only begotten son that whosoever believeth in Him, should not perish but have everlasting life." That night my life was changed and its true, Charlotte has problems. There is crime. There are drugs. There is violence and I have no doubt that I probably would be doing those very things had I not gone to a meeting like these 40 years ago and it changed my life. We are coming not to condemn Charlotte, but we are coming to help Charlotte.

Voronezh Russia Sister City Relationship

Scott Bishop, 813 Hawthorne Lane said I'm here to talk about a situation that's going in our Russian Sister City, Voronezh. First a little background—in June of this year the Russian parliament passed laws to make it illegal and punishable by fine to display any kind of gay propaganda in Russia where children might be present. Earlier this year in January, 14 protestors against this law, some of them gay, some of them not, were demonstrating in our sister city of Voronezh. They were descended upon by a crowd of 1,500 people organized by leading residents in the city. The confrontation turned violent and several of the protestors were very seriously injured. This occurrence was originally reported by the BBC and our own local LTBT newspaper QNotes has followed up and corroborated these events. As QNotes reports, bottles and other items were hurled through the air at the demonstrators amongst shouts of "kill the fags" and "beat the faggots" while all law police took little to no action.

On August 2nd of this year, as chair of the Mecklenburg Lesbian Gay Bisexual Transgender Political Action Committee, otherwise known as MeckPac, I sent a letter to Mayor Kinsey and members of the Charlotte City Council indicating that we had initiated an online petition through MoveOn.org requesting that the City of Charlotte sever ties with our Russian Sister City because of this anti-gay violence. To date, 293 citizens have signed our petition. I have a copy of that here to present to you this evening. Across the U.S. from Massachusetts to California even out in Hawaii, many other cities and town councils are being approached with this same demand, including in Los Angeles, Philadelphia, Louisville, and Cleveland to name a few. All total as of today, 29 cities across the U.S., including Durham, Chapel Hill and Carlborough herein North Carolina are all hearing demands that ties be severed with Russian Sister Cities. In fact, Lansing, Michigan has already voted on this and is severing ties with St. Petersburg.

The growing concern and outrage has also reached the international Olympic Committee with demands of moving next year's winter Olympics away from Sochi, Russia where gay and lesbian athletes and spectators could be put into harmful and potentially violent situations. Mayor Kinsey, you have already responded to our letter indicating that ties between Sister Cities are not easily formed nor easily broken. We understand that. Our purpose behind our petition was to raise awareness of the extreme human rights violations that are occurring against our LGBT brothers and sisters in Russia and in our sister city.

Since signing up to speak here tonight, we have received an invitation from your office to join you Councilwoman Mayfield, Councilman Maddalon, members of the human rights watch and

the U.S. State Department and Sister Cities International. We thank you for that invitation and we look forward to a productive conversation about how we can help the situation in Voronezh.

This past weekend, Charlotte held one of the largest Pride Celebrations in our history. We know how to show our LGBT citizens that they are welcomed here. Let's see how we can share that message of inclusion with the citizens and officials in Voronezh.

James Kemper, 12114 Laveshire Ct. said I am actually currently the chair for the Russia Charlotte Voronezh Sister City program. I have actually heard what Scott has said and certainly am sympathetic and even empathetic to that particular situation. I think what a lot of people should also bear in mind and take into consideration that you really cannot effect public change without dialogue and whilst it may seem prudent to sever ties based on the activities that are happening right now in Charlotte, there is no way that we can actually affect any type of really change on the local level by severing ties. Without communication you really can't move forward; it just builds more enmity. Since the situation has been raised, we have also reached out to Voronezh and have received an official response from the Mayor of Voronezh. They are interested in speaking with us about this issue and taking this up in a serious manner. We also are in contact and have been in contact with a local gay rights organization who is dealing with these issues on the ground level—all of which we are more than prepared and happy to work with Scott and his organization on furthering these particular developments.

It just seems that currently in our political climate; confrontation is usurping collaboration and is one these things that we are certainly more than willing and able to work with organizations that have expressed concerns like this. There is very little that a city can do to affect a national program and national law. But you can influence the decisions through collaboration, through conversation by showing what can be done and what can be achieved if things are looked at in a prudent and responsible manner. Certainly Mayor, I would hope that you would take a very strong look at our relationship, realize the value that it holds. Not just from a cultural standpoint, but also from a political and even an economic development standpoint. Though we can't take these issues and instead of tossing them aside and severing relationships, can instead do the harder work, which is getting down and dealing with it face-to-face to find equitable solutions as we move forward.

Mayor Kinsey said I do want to let everyone know what is going on about this issue. We are aware about the petition and the request to sever ties with our sister city of Voronezh Russia. More than two decades Charlotte and Voronezh have engaged in numerous cultural exchanges that have benefited residents in both municipalities. After weeks of planning, on this Thursday I look forward to hosting a private meeting with leaders from MeckPac, Human Rights Watch, The US State Department, Sister Cities International and Charlotte Sister City Committee to discuss diplomatic measures that should be pursued for more cultural understanding between Charlotte and Voronezh. I believe severing our ties with Voronezh would do nothing to help its LGBT community. On the contrary, it would deprive us of the best means we have to improve the situation. My hope is that this dialogue will increase cultural and humanitarian understanding between our two international cities. I understand that MeckPac supports my effort to engage in a productive dialogue and I want to thank Scott Bishop of MeckPac for his advocacy on this issue. I think it is a testament to the LGBT community of Charlotte that there is assertive and passionate leadership demonstrated by the fantastic turnout and planning of this weekend's Pride Charlotte festivities. They were absolutely fabulous. I also want to thank the Charlotte City Council for your support as we pursue this most effective and responsible measure of international diplomacy.

City Business

Karen Jensen, 311 Baldwin Avenue said there was a massive shootout in my neighborhood last night just before 9:00 p.m. Dozens and dozens of shots went off. I was able to call 911 and describe exactly and precisely where those shots were going off, but I delayed in making that call because of the threats from this city and the police department to arrest me and sue me for making any kind of contact with the police department, with the City and primarily because of the justified complaints about police misconduct. I was terrified to call. Those several minutes

that I delayed probably kept the police from being able to grab the thugs that were having a shootout all around my house last night. I'm guessing nobody was actually killed or I probably would have heard about it but would not be ashamed of it because of the threats made by the City of Charlotte against me because I have complained about the police misconduct, someone were dead. You all are aware about the false arrests after I complained about a police officer. It is documented. You know what he said on the affidavit was false. The retaliation for that is continuing. Mr. Cannon, when I showed you and gave copies to you of video and audio tape and other documents on July 10th just this year after 3.5 years of criminal conduct by my next door neighbor and his felon accomplish on the other side of me, totally my car, threatening to "f" me up, take me out, beat the bleep out of me. I was going to bring some audio and video to help but I decided it would be really abusive to any children in the audience. You told me that you were taking it to the city manager and the city police chief on the 10th for a meeting and that you would be back to me. You didn't. I have had to file a lawsuit so Mr. Cooksey your situation that you said should easily resolved by lawsuit for the citizens, that's a ridiculous statement. Forgive me sir, it's not so easy because now I've been threatened to be sued for your attorneys' costs because I have filed this grievance in this way. More abuse, more threats from the city and the police department, which are one in the same, to come after me because I had to file my grievance in that way, and by the way, this man still, as I have told you and the Mayor and several of you at the CRB meeting a week ago Monday, tried to run me down in the street on Friday. The police officer said oh well we don't write up criminal reports for a near accident. It's assault--no different than if he pointed a gun at me.

Mayor Kinsey said Mr. Manager could we get sort of a follow-up on this request and talk to the City Attorney or Police Chief.

Mr. Carlee said yes ma'am certainly can. This is a long a complicated case and we have spent considerable time reviewing is and would be happy to give you a report.

Ms. Kinsey said that would be very good. I know that some of the newer members of the council would like to see that.

Mr. Cannon said Madam Mayor, just for the record, I did exactly what I said that I would do. Mr. Manager can you confirm that?

Mr. Carlee said correct, absolutely. Yes. I personally reviewed the material.

Mr. Cannon said Mr. Attorney can you confirm that?

Bob Hagemann, City Attorney I can sir.

Mr. Cannon said I know you all have been both privy to all written, any audio, video material that I got immediately after it was given to me for you to look further into. So the Mayor has requested some additional information. I would hope that we get that pretty soon. I know the feedback that we all have gotten that have had some level of involvement with this, so I just want to make sure that I got that out there for the record so there is no thought that I did not move on what I said that I would do.

Ms. Jensen said you did say that you would follow-up with me sir.

Ms. Kinsey said I'm sorry Ms. Jensen, your time is up.

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AWARDS AND RECOGNITIONS

Mayor Kinsey said we have some awards and recognitions. The first recognition is Ms. Charlotte USA – Ms. Elizabeth Safrit crowned Miss Charlotte U.S.A. 2014 and she has some goals and ambitions that she would like to share with us.

ITEM NO. 6: MISS CHARLOTTE USA

Elizabeth Safrit, Miss Charlotte USA 2014 said my father is a City Attorney in Kannapolis, so I know how long these meetings can run and I will keep this brief. Just a bit about myself, I am a senior at the University of South Carolina. I am a political science major and a journalist minor. I hope to do something like what you are doing today and the first start for a woman like me while I'm still in school is to represent with a crown on my head and I found that this does have a lot of sway in communities. I have represented Charlotte recently at the Charlotte Pride Festival yesterday. I have done a lot of fashion shows that will benefit organizations. The main cause that the Miss Universe Miss USA organizations benefits is the...foundation and in October I am going to be proud to walk in that as well as two other breast cancer events in October, which is Breast Cancer Awareness Month. I am so excited to represent Charlotte in the Miss... County USA Pageant in November and I promise I will do my best and make this city proud.

Mayor said we have a Good Neighbor Proclamation and I have asked Mr. Cooksey if he would read that for us.

ITEM NO. 7: GOOD NEIGHBOR MONTH PROCLAMATION

Mr. Cooksey read the proclamation proclaiming September 2013 as Good Neighbor Month in Charlotte.

Azania Herron, Community Engagement Division of Neighborhood & Business Services said as we know neighborhood group's individual neighborhood leaders are strong partners for the city of Charlotte. Together we are able identify and fulfill needed services and meet the demands of our community to maintain and improve a desired quality of life. Community Engagement will recognize neighborhood leaders through our first annual Neighborhood Leadership Awards Ceremony. During the month of September, we will ask neighborhood residents and City of Charlotte Staff to nominate individuals and groups in the area of leadership excellence, neighborhood beautification, embracing diversities, sustainability efforts and youth engagement. On October 24th, we will recognize all eligible nominees and announce the award recipients at the Neighborhood Leadership Awards Ceremony to be held at CMGC. Additionally, the award recipients will be recognized at Council's October 28th meeting. We plan to make the ceremony an annual event and will encourage the communities to celebrate leaders in their neighborhoods during Good Neighbor Month.

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ITEM NO. 8: CONSENT AGENDA

Ms. Kinsey said we had two that were pulled and we are going to have a presentation on Item Number #38. I do want to mention, Item #25, I want to make sure that the citizens know that we are finally moving on the Sugar Creek Road/Eastway Drive improvements. They will be to realign Sugar Creek Road to eliminate the high speed and free flow from eastbound Sugar Creek onto Eastway Drive. We will add pedestrian countdown signals, high visibility marked crosswalks and accessible ramps and complete sidewalk gaps to provide a continuous pedestrian path along Sugar Creek Road from Eastway to the Plaza. As you remember, that is a very dangerous intersection. We've had some deaths there. NCDOT and Charlotte DOT will be joining to get this improvement and that is something that we do need to take care of tonight.

Councilmember Michael Barnes said I want to make the community aware of Item No. 24 which is the Graham Street/Mallard Creek road Extension Agreement with NCDOT. We are continuing trying to move that project forward. I know a lot of people have been watching it in the Derita area. Also, Item No. 26 is the completion, hopefully, of the City Boulevard Extension project. So those two items are good infrastructure in road connectivity issues and items in Northeast Charlotte and I wanted to make the public aware.

Mr. Cooksey said for Item No. 23, Community House Road, Phase I—these are improvement to Community House Road between Providence Road West and Tamberline Drive that go back to the 2008 and 2010 Bond issues. We've had some issues with developing a roundabout in the area that have delayed progress, but I am very pleased that we got \$1.3M in bond funds to go forward with this infrastructure project on Community House Road and it hit the 10% SBE goal too—so happiness all around.

Mr. Cannon said Item No. 32—I will defer to the district rep if he wants to comment on it, but this is the Nevin Neighborhood Improvement project. This was actually part of the 2010 neighborhood improvement bonds that includes infrastructure improvements for that community. They had asked some questions about it and it's here so it will deal with the areas that are bounded by Statesville Road/Starita Road/Durham Lane. The project will include curb and gutter, sidewalk improvements, storm drain improvements which is really needed over there and construction is expected to be completed in the first quarter of 2015. So there is going to be a lot of busy work over there and ditto the numbers on the SBO piece looks really good so kudos to them let's make sure we support it.

Motion was made by Councilmember Barnes, seconded by Councilmember Howard and carried unanimously, to approve the Consent Agenda as presented with the exception of Items 38 pulled by Council; 15, 31 49, 59-M pulled by staff, and; 59-I, 59-J and 59L have been settled.

The following Items were approved:

Item No. 19: Police Dispatch Amendment – Town of Davidson

Approve a fourth amendment to extend for one year an agreement with the town of Davidson to provide dispatch services for the Davidson Police Department.

Item No. 20: Police Rank Promotional Services

(A) Approve a contract with Fields Consulting Group, Inc. to provide professional services for administration of the Police rank promotional process for a three-year term, and; (B) Authorize the City Manager to approve two, one-year contract extensions as authorized by the contract, contingent upon the company's satisfactory performance.

Item No. 21: Fire Computer-Aided Dispatch System

(A) Authorize the City Manager to execute a contract with TriTech Software Systems for a one-year term to provide maintenance for the Fire Department's Computer-Aided Dispatch System, and; (B) Authorize the City Manager to extend the contract for up to four, one-year additional terms with possible price adjustments at the time of renewal as authorized by the contract.

Item No. 22: Brentwood Place Storm Drainage Improvement Project – Phase II

Award the low-bid contract of \$7,511,011.59 to Zoladz Construction Company, Inc. for the Brentwood Place Storm Drainage Improvement project – Phase II.

Summary of Bids

Zoladz Construction Company, Inc.	\$7,511,011.59
Blythe Development Company	\$8,565,629.82
Sealand Contractors Corp.	\$9,143,000.68
DLB, Inc.	\$9,396,818.20
Ruby-Collins Inc.	\$9,935,585.00
Blythe Construction, Inc.	\$10,578,525.03
State Utility Contractors, Inc.	\$11,115,826.70

Item No. 23: Community House Road – Phase I

Award the low-bid contract of \$1,323,782.35 to Red Clay Industries, Inc. for the Community House Road – Phase I project

Summary of Bids

Red Clay Industries, Inc.	\$1,323,782.35
Blythe Development Co.	\$1,544,950.00
Sealand Contractors Corp.	\$1,663,019.16
Zoladz Construction Co., Inc.	\$1,701,725.30
Blythe Construction, Inc.	\$1,862,267.88
Carolina Cajun Concrete, Inc.	\$2,134,746.90

Item No. 24: Graham Street/Mallard Creek Road Extension Municipal Agreement

(A) Adopt a resolution authorizing the City Manager to execute a Municipal Agreement with the North Carolina Department of Transportation to install sidewalks and bus pads along the Graham Street Extension/Mallard Creek Widening project, and (B) Authorize the City Manager to approve the final pay request for the cost of construction

The resolution is recorded in full in Resolution Book 44 at page 641.

Item No. 25: Sugar Creek Road/Eastway Drive Municipal Agreement

(A) Adopt a resolution supporting North Carolina Department of Transportation's use of funds in the amount of \$400,000, and; (B) Authorize the City Manager to execute a Municipal Agreement with the North Carolina Department of Transportation for intersection and sidewalk improvements at the intersection of Sugar Creek Road and Eastway Drive.

The resolution is recorded in full in Resolution Book 44 at page 642.

Item No. 26: City Boulevard Extension

Award the low-bid contract of \$7,033,134.30 to Triangle Grading and Paving, Inc. for the City Boulevard Extension project.

Summary of Bids

Triangle Grading and Paving, Inc.	\$7,033,134.30
Blythe Development Company	\$7,184,798.50
Blythe Construction, Inc.	\$7,890,395.17
DeVere Construction Company, Inc.	\$8,318,818.92
Sealand Contractors Corporation	\$8,433,000.93
Morgan Corporation	\$9,014,731.13
Zoladz Construction Co., Inc.	\$9,061,832.78

Item No. 27: Private Developer Funds for Traffic Signal Improvements

Adopt budget Ordinance No. 5182-X appropriating \$20,900 in private developer funds for traffic signal improvements with the following Private Developers: Pedulla Trucking, Excavating and Paving, Inc., and; Zula Express Inc. DBA Fast Mart

The ordinance is recorded in full in Ordinance Book 58 at page 382.

Item No. 28: Pavement Condition Rating Analysis Services

(A) Approve a contract with KRK Consulting PLLC up to \$200,000 for rating analysis of pavement conditions within the City of Charlotte, and; (B) Authorize the City Manager to approve up to three, one-year renewals each not to exceed the original contract amount.

Item No. 29: Poplar Street Two-Way Conversion Project

Award the low-bid contract for \$429,539.28 to Red Clay Industries, Inc. for the Poplar Street Two-Way Conversion project.

Summary of Bids

Red Clay Industries, Inc.	\$429,539.28
Blythe Development Company	\$433,617.14
Showalter Construction Company	\$645,461.30

Item No. 30: 5th Street Streetscape Project

Award the low-bid contract of \$932,444.15 to Carolina Cajun Concrete, Inc. for the 5th Street Streetscape project.

Summary of Bids

Carolina Cajun Concrete, Inc.	\$932,444.15
Showalter Construction Company, Inc.	\$982,813.58
Sealand Contractors Corporation	\$1,010,893.47
Blythe Development Company	\$1,051,790.00

Item No. 32: Nevin Neighborhood Improvement Project

Award the low-bid contract of \$1,780,973.70 to Carolina Cajun Concrete, Inc. for the Nevin Neighborhood Improvement Project.

Summary of Bids

Carolina Cajun Concrete, Inc.	\$1,780,973.70
Sealand Contractors Corp.	\$1,847,665.05
Blythe Development Company	\$1,912,680.00
Showalter Construction Company	\$2,025,119.80
Blythe Construction, Inc.	\$2,273,090.05

Item No. 33: Newell-South Neighborhood Improvement Project Contract Amendment

Approve contract amendment #3 for engineering services in the amount of \$158,796 with Atkins North America, Inc.

Item No. 34: Airport Fuel Farm Expansion

Approve the low-bid contract of \$7,693,006 with Bolt Construction, Inc. for expanding the existing fuel farm used by the airlines serving the Airport.

Summary of Bids

Bolt Construction, Inc.	\$7,693,000
Reliable Contracting Group	\$8,303,335
Cherokee Contractors, Inc.	\$8,197,492
MEB General Contracting	\$8,525,734

Item No. 35: Airport Project Management Services

(A) Approve the professional services contract with Turner Construction Company in an amount up to \$1,886,772 for Airport project management services for a three-year term, and; (B) Approve a Budget Ordinance No. 5183-X appropriating \$1,886,772 from the Airport Discretionary fund to the Airport Capital Investment Plan.

The ordinance is recorded in full in Ordinance Book 58, page 383.

Item No. 36: Terminal Curbfront Roadway Project Change Order

(A) Approve change order #1 with HNTB North Carolina, P.C. in the amount of \$362,081 for additional design services for the Terminal Curbfront Roadway project, and; (B) Adopt Budget Ordinance No 5184-X appropriating \$362,081 from the Airport Discretionary Fund to the Airport Capital Investment Plan.

The ordinance is recorded in full in Ordinance Book 58, page 384.

Item No. 37: Transit Automated Teller Machine Lease Agreement

(A) Adopt a resolution approving a five-year lease agreement with Bank of America for an automated teller machine at the LYNX I-485 station, and (B) Authorize the City manager to approve one, five-year lease renewal

The Resolution is recorded in full in Resolution Book 44 page 643.

Item No. 39: Sewer Rehabilitation Contract FY2014

(A) Award the low-bid unit price contract of \$2,676,318.75 to Atlantic Coast Contractors, Inc. for the FY2014 Sewer Rehabilitation contract, and; (B) Authorize the City Manager to renew the contract for two additional terms.

Summary of Bids

Atlantic Coast Contractors, Inc.	\$2,676,318.75
State Utility Contractors, Inc.	\$3,246,672.24

Item No. 40: Wastewater Pipe Inspection Services

(A) Approve the professional services contract with Infrastructure Technologies, Inc., in the amount of \$161,400 to manage the collection and quality assurance review of wastewater pipe inspection video data, and (B) Authorize the City Manager to renew the contract for two additional terms.

Item No. 41: McAlpine Creek Wastewater Treatment Plant System Improvements

Award a low-bid contract of \$496,750 to Crowder Construction Company for construction of the sodium bisulfite system reliability improvement at the McAlpine Creek Wastewater Treatment Plant.

Item No. 42: Utility Field Operations Facility Contract Amendment

Approve contract amendment #1 for \$500,000 with C-Design, Inc. for additional architectural services for the design and construction administration of a new Utility Field Operations Facility.

Item No. 43: NC Clean Water Revolving fund Application

(A) Adopt a Resolution authorizing the Charlotte-Mecklenburg Utility Department to apply for a Clean Water State Revolving fund Loan in an amount not to exceed \$3.5 million. (B) Authorize the City Manager to sign and submit an application to the clean Water State Revolving Fund Loan Program.

The Resolution is recorded in full in Resolution Book 44 pages 644-645.

Item No. 44: public auction for Disposal of Equipment and Police Unclaimed Property

(A) Adopt a resolution declaring specific vehicles, equipment and other miscellaneous items as surplus, and; (B) Authorize said items for sale by public auction on September 21, 2013 and September 28, 2013.

The Resolution is recorded in full in Resolution Book 44 pages 646-652.

Item No. 45: Electronic Auction for Disposal of Trolley Buses

(A) Adopt a resolution declaring specific vehicles as surplus, and; (B) Authorize said items for sale by electronic auction beginning August 27, 2013 and ending November 29, 2013.

The Resolution is recorded in full in Resolution Book 44 pages 653-654.

Item No. 46: Small Package Delivery Service

(A) Approve the use of a government rate structure for small package delivery services from the state contract as authorized by G.S. 143-129C (9); (B) Approve a contract with Federal Express Corporation (FedEx) for the purchase of small package delivery services for an initial term of one year, and; (C) Authorize the City manager to extend the contract for two consecutive years at the prices, terms and conditions offered under the State contract.

Item No. 47: Vehicles and Equipment Purchase – State contract Exemption

(A) Approve the purchase of vehicles and equipment from a state contract as authorized by G.S. 143-129(e) (9),

(B) Approve a unit price contract with the following vendors for the purchase of vehicles and equipment for a three-year term:

- Bobby Murray Chevrolet
- Capital Ford Raleigh
- Capital Ford of Wilmington
- Piedmont Ford Truck Center
- Deere and Company
- Rob's Hydraulics
- Sir Walter Chevrolet, and;

(C) Authorize the City Manager to extend the contracts for an additional one-year term as along as the state contract is in effect, at prices and terms that are the same or more favorable than those offered under the state contract.

Item No. 48: Vehicle and Equipment Purchases – Cooperative Purchasing Exemption

(A) Approve the purchase of off-road grounds equipment and sewer cleaning equipment from a cooperative purchasing exemption contract as authorized by G.S. 143-129(e)(3),

(B) Approve a unit price contract with the following vendors for the purchase of vehicles and equipment for a one-year term:

- Kubota Tractor Corporation
- Sewer Equipment Company of America
- Grove US LLC, and

(C) Authorize the City manager to extend each contract for an additional one-year term as long as the cooperative contract is in effect, at prices and terms that are the same or more favorable than those offered under the cooperative contract.

Item No. 50: Order for Collection for Tax year 2013

(A) Enter into record the Tax Collector's Settlement Statement for tax year 2012, and; (B) Adopt an order of Collection, NC General Statute 105-373(3); authorizing the tax collector of Mecklenburg County to collect the taxes set forth in settlement statement for tax year 2013.

Item No. 51: Refund of Property and Business Privilege License Taxes

(A) Adopt a resolution authorizing the refund of property taxes assessed through clerical or assessor error in the amount of \$68,433.19, and; (B) Adopt a resolution authorizing the refund of business privilege license payments made in the amount of \$13,288.74.

Resolutions are recorded in full in Resolution Book 44 pages 655-658.

Item No. 52: Independence Boulevard Widening Project Land Purchase

Approve the sale of a portion of two City-owned parcels to the North Carolina Department of Transportation for the Independence Boulevard Widening project including:

- Parcel I is 0.111 acre located at the corner of Lanier Avenue and Independence Boulevard (Tax I.D. #161-036-44) for \$78,700, and
- Parcel II is 0.019 acre of CMUD land located at the corner of Idlewild Road and Monroe Road, (Tax I.D. #191-011-01) for \$16,800.

Item No. 53: Sale of City-Owned Properties

(A) Adopt a resolution approving the sale of four City-owned properties including:

- 530 Ambassador Street (071-091-33),
- 1932 Umstead Street (083-131-01)
- 9829 Packard Street (205-102-12)
- 2323 Old NC Hwy 27/Gaston County (175996), and

(B) Authorize the City manager to execute the sale documents for these transactions.

Resolutions are recorded in full in Resolution Book 44 pages 659-662.

Item No. 54: Approve Resolution of Intent to Abandon a Residual Portion of Camden Road and Lancaster Street

(A) Adopt the Resolution of Intent to abandon a residual portion of Camden Road and Lancaster Street, and (B) set a public hearing for September 23, 2013.

Resolution is recorded in full in Resolution Book 44 pages 663-668.

Item No. 55: Approve Resolution of Intent to Abandon an Alleyway off South Graham Street

(A) Adopt the Resolution of Intent to abandon an Alleyway off of South Graham Street, and (B) Set a public hearing for September 23, 2013.

Resolution is recorded in full in Resolution Book 44 page 669-672.

Item No. 56: Approve Resolution of Intent to Abandon Various Rights-of-Way within the Moores Park Neighborhood

(A) Adopt the Resolution of Intent to abandon a Portion of Shoreline Drive, Moores Lake Drive, Virginia Court, Virginia Circle, Virginia Avenue, Lake Barry Drive, Shady Circle, Tera Avenue, and Marshall Avenue, and; (B) Set a public hearing for September 23, 2013.

Resolution is recorded in full in Resolution Book 44 pages 673-680.

Item No. 57: Meeting Minutes

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

- April 22, 2013, Council Business Meeting
- May 13, 2013, Council Business Meeting
- June 3, 2013, Council Workshop

Item No. 58A: In Rem Remedy – 3322 Tuckaseegee Road

Adopt an Ordinance No. 5185-X authorizing the use of In Rem Remedy to demolish and remove the structure at 3322 Tuckaseegee Road (Neighborhood Profile Area 5).

The ordinance is recorded in full in Ordinance Book 58, page 385.

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ITEM NO. 59: PROPERTY TRANSACTIONS

Acquisitions

Item No. 59-A: 4000 Raleigh Street

Acquisition of 45 sq. ft. (.001 ac.) in Fee Simple, plus 7,335 sq. ft. (168 ac.) in Temporary Construction Easement from D&K Properties, LLC for \$11,625 for Blue Line Extension, Parcel #1291.

Item No. 59-B: 7000 North Tryon Street

Acquisition of 1,226 sq. ft. (0.28.ac) in Temporary Construction Easement, plus 2,832 sq. ft. (.065 ac.) in Utility Easement from Howard P. Brady and wife, Frances L. Brady for \$403,675 for Blue Line Extension Parcel #2236.

Item No. 59-C: 8430 North Tryon Street

Acquisition of 7,409 sq. ft. (.17 ac.) in Fee Simple, plus 3,163 sq. ft. (.073 ac.) in Temporary Construction Easement, plus 777 sq. ft. (.018 ac.) in Utility Easement at 8430 North Tryon from Bellsouth Telecommunications, Inc. for \$108,000 for Blue Line Extension, Parcel #3179

Item No. 59-D: 1300 Caldwell Williams Road

Acquisition of 17,546.6 sq. ft. (.403 ac.) in Fee Simple, plus 6,834.15 sq. ft. (.157 ac.) in Fee Simple within Existing Right-of-Way, plus 1,951.79 sq. ft. (.045 ac.) in Storm Drainage Easement, plus 9,863.09 sq. ft. (.226 ac.) in Temporary Construction Easement at 1300 Caldwell Williams Road from James E. Davis for \$20,450 for Pressley Road Extension Project, Parcel # 3.

Item No. 59-E: 405 Oakdale Road

Acquisition of 22,828 sq. ft. (.524 ac.) in Fee Simple (**TOTAL TAKE**) at 405 Oakdale Road from Harley Richard Smith for \$80,000 for Raw Water Right-of-Way Protection, Parcel #2.

Condemnations

Item No. 59-F: 600 East Sugar Creek Road

Resolution of condemnation of 105,236 sq. ft. (2.416 ac.) in Fee Simple, plus 8,980 sq. ft. (.206 ac.) in Temporary Construction Easement at 600 East Sugar Creek Road from Brownstone Properties X, LLC and any other parties of interest for an amount to be determined for Blue Line Extension, Parcel #1293

The resolution is recorded in full in Resolution Book 44 page 681

Item No. 59-G: 6500 North Tryon Street

Resolution of condemnation of 260 sq. ft. (.006 ac.) in Fee Simple, plus 6,825 sq. ft. (.157 ac.) in Temporary Construction Easement, plus 47 sq. ft. (.001 ac.) in Utility Easement at 6500 North Tryon Street from Sam's Mart, LLC and any other parties of interest for an amount to be determined for Blue Line Extension, Parcel #2191.

The resolution is recorded in full in Resolution Book 44 page 682

Item No. 59-H: 6709 North Tryon Street

Resolution of condemnation of 7,035 sq. ft. (.162 ac.) in Fee Simple, plus 7,208 sq. ft. (.165 ac.) in Temporary Construction Easement, plus 3,382 sq. ft. (.078 ac.) in Utility Easement at 6709 North Tryon Street from First Citizens Bank and Trust Company and any other parties of interest for an amount to be determined for Blue Line Extension, Parcel #2219.

The resolution is recorded in full in Resolution Book 44 page 683.

Item No. 59-K: 8517 North Tryon Street

Resolution of condemnation of 1,081 sq. ft. (.025 ac.) in Fee Simple, plus 132 sq. ft. (.003 ac.) in Access Easement and Utility Easement, plus 419 sq. ft. (.01 ac.) in Waterline Easement, plus 377 sq. ft. (.009 ac.) in Temporary Construction Easement, plus 613 sq. ft. (.014 ac.) in Utility Easement, plus 319 sq. ft. (.007 ac.) in Combined Utility and Waterline Easement, plus 69 sq. ft. (.002 ac.) in Combined Utility, Waterline, and Access Easement from SHRI Gopinath Hospitality, LLC for \$16,875 for Blue Line Extension, Parcel #3195.

The resolution is recorded in full in Resolution Book 44, page 684.

Item No. 59-N: 215 Manning Drive

Resolution of condemnation of 1,066 sq. ft. (.024 ac.) in Temporary Construction Easement at 215 Manning Drive from Nicholas T. Bresnahan and wife, Elizabeth Bresnahan and any other parties of interest for an amount to be determined for Manning/Wintercrest Sidewalk, Parcel #9.

The resolution is recorded in full in Resolution Book 44, page 685.

Item No. 59-O: 8108 Starnes Randall Road

Resolution of condemnation of 4,847 sq. ft. (.111 ac.) in Sanitary Sewer Easement, plus 16,481 sq. ft. (.378 ac.) in Temporary Construction Easement from Geosam Capital US LLC and any other parties of interest for an amount to be determined for Meadowbrook Sanitary Sewer Easement Improvements, Parcel #2.

The resolution is recorded in full in Resolution Book 44, page 685.

Item No. 59-P: 1135 North Tryon Street

Resolution of condemnation of 16,289 sq. ft. (.374 ac.) in Fee Simple, plus 59 sq. ft. (.001 ac.) in Water Main Easement, plus 15,957 sq. ft. (.366 ac.) in Temporary Construction Easement from at 1135 North Tryon Street from C.D. Stampley Enterprise, Inc. and any other parties of interest for \$356,500 for North Church Street Rail Road Closing, Parcel #1.

The resolution is recorded in full in Resolution Book 44, page 686.

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PUBLIC HEARING

ITEM NO. 9: A RESOLUTION TO CLOSE A RESIDUAL PORTION OF STEELECROFT PARKWAY (A) CONDUCT A PUBLIC HEARING TO CLOSE A RESIDUAL PORTION OF STEELECROFT PARKWAY, AND; (B) ADOPT A RESOLUTION TO CLOSE.

The scheduled public hearing was held on the subject matter.

Motion was made by Councilmember Barnes, seconded by Councilmember Cannon, and carried unanimously to (A) close the public hearing, and (B) adopt the subject resolution for the Steelcroft Parkway.

The resolution is recorded in full in Resolution Book 44 at Pages 629 -631.

ITEM NO. 10: A RESOLUTION TO CLOSE A RESIDUAL PORTION OF BERMUDA ROAD (A) CONDUCT A PUBLIC HEARING TO CLOSE A RESIDUAL PORTION OF BERMUDA ROAD, AND; (B) ADOPT A RESOLUTION TO CLOSE.

The scheduled public hearing was held on the subject matter.

Motion was made by Councilmember Barnes, seconded by Councilmember Cannon, and carried unanimously to (A) close the public hearing to close a residual portion of Bermuda Road, and; (B) adopt the subject resolution.

The resolution is recorded in full in Resolution Book 44, at Pages 632 to 637.

ITEM NO. 11: A RESOLUTION TO CLOSE ALAN STREET (A) CONDUCT A PUBLIC HEARING TO CLOSE ALAN STREET, AND; (B) ADOPT A RESOLUTION TO CLOSE.

The scheduled public hearing was held on the subject matter.

Motion was made by Councilmember Barnes, seconded by Councilmember Cannon, and carried unanimously to (A) close the public hearing, and (B) adopt the subject resolution.

The resolution is recorded in full in Resolution Book 44, at Pages 638-640.

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POLICY

ITEM NO. 12: CITY MANAGER'S REPORT

Ron Carlee, City Manager said no report this evening.

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ITEM NO. 13: STUDIO CHARLOTTE DEVELOPMENT, LLC MEMORANDUM OF UNDERSTANDING.

Mr. Mitchell said this topic is about Studio Charlotte Development LLC Memorandum of Understanding. Mayor we have about six speakers so I didn't know which order you would like for me to do this in.

Mayor Kinsey said would you like to make the presentation and then have the speakers?

Mr. Mitchell said the preference would be to listen to the six speakers and then have staff make the presentation.

Michael High, 7212 Francis Irene Drive said I would like to give my time for the video that is going to be played. Ed Moore is also on the agenda and he got ill but he would like to utilize that time to give it to the video as well.

Mayor Kinsey said Mr. City Attorney can we do that?

Bob Hagemann, City Attorney said typically what you do is you give three minutes per person for a non-public hearing item. The rules do contemplate a process where if there is more than

four speakers signed up allotting 10 minutes total to the subject with an allocation and I would suggest that if you are inclined to watch the video, that you not try to stop it through technical readings but if you are inclined to watch, to go ahead and watch it.

Mayor Kinsey said you have a total of 10 minutes for everybody so, if you run the video.

Mr. High said we are prepared to do our presentation in 10 minutes.

Mayor Kinsey said and have you timed it so that it is a 10 minute total.

Mr. Cannon said I was going to ask how long the video is.

Mr. High said six minutes.

Donna Reed, 6038 Bayswater Lane said we would like to do six minute video and we have two speakers for two minutes each. I am with Studio Charlotte Development with Youth for Energy Foundation and we have been working with Studio Charlotte Development ever since the beginning of this project. We have been in the community for the last few years. We have gotten a response for the community. We have seen that Studio Charlotte Development has made this a priority—that this will revitalize East Charlotte. It will impact the community. It will impact the economy and so we are asking council tonight to move forward with the Memorandum of Understanding so that Studio Charlotte Development can be built on the eastside of Charlotte and impact this city, this state and the community as we know that it will.

Bert Hesse, 3711 Oldridge Road, 28226 said I am the CEO of Studio Charlotte Development. I do not believe in the term that we are self-made men or women. I believe that any success we might achieve in this life is because of the people that have helped us along the way. For whatever reason, these people saw something in us that others did not and they gave us an opportunity... Opportunities are what create success, self-worth and a sense of giving back. Without them we cannot reach our fullest potential. Just like a person, a city cannot reach its fullest potential unless it creates opportunities for its citizens. That is at the heart of Studio Charlotte—not the movies, not the celebrities that will be here, the restaurants or many of the other economic entities that will have a positive impact on this area. They are nice but pale in comparison to the opportunities that will be afforded the citizens of this community. I had the pleasure of meeting with you and I have been inspired by the fact that we all have the same goal—to lead this city better than whence we found it. They say a picture is worth a thousand words, so I'm just going to shut up right now and show what our opportunity is.

(Video presentation)

Mr. Mitchell said I would like to thank Pat Mumford, Peter Zeiler and the Economic Development staff for the hard work that has been done so far. Just a brief history; we had three teams submit a proposal on May 30, 2013 and then on July 18th at the ED Committee, we received proposals from two of the three. The third team did not want to participate. Then on August 14th Art Ventures notified the city that they will be withdrawing from the process. We are here tonight with Studio Charlotte. Ladies and Gentlemen you saw the presentation and I have to thank my committee because we got a lot of information that particular date. Vice Chair, Mayor Pro Tem Cannon, LaWana Mayfield, Warren Cooksey and David Howard and let me thank the other Councilmembers for being there. I think you added a lot to the conversation. Mayor Kinsey I would like to yield to the distinguished gentleman in District 5 to make their motion.

Motion made by Councilmember Autry, seconded by Councilmember Cannon and voted unanimously to approve the Economic Development Committee recommendation to authorize the City Manager to enter into a Memorandum of Understanding with Studio Charlotte Development, LLC and present a possible development agreement framework to the Economic Development Committee for review within six months.

ITEM NO. 14: METROPOLITAN PLANNING ORGANIZATION MEMORANDUM OF UNDERSTANDING (MOU).

Councilmember David Howard said you have heard a lot about this so I won't go into it unless you want a presentation. Let me also thank, because this was not an easy one, Bob Cook along with the rest of the staff from MUMPO as well as former Chair Mayor Biggers from Mint Hill as well as the current chair town member Sarah McCauleys from Huntersville as well as my friends from Iredell and Union. Because we are bringing this bigger area together, there are a lot of challenges trying to figure out exactly what the votes would be, how we would split the costs and I think the conversation was good because what we got, probably more than at any other time in our history with MUMPO, we have economically and physically in a better situation for the City of Charlotte. So thank you to the rest of the committee for your work on this and with that I'd like to make a motion that we move forward with this action.

Motion was made by Councilmember Howard and seconded by Councilmember Barnes to approve the Transportation & Planning Committee recommendation for the revised Metropolitan Planning Organization Memorandum of Understanding, including the addition of new member jurisdictions and the modification of the existing voting and cost sharing structure.

Mr. Cooksey said if I'm going to vote no on something I try to explain the no for posterity and to slow it down that much further. I appreciate the progress made on the matter of funding of issues that has gone with this MOU that previously Charlotte alone shouldered the burden and now Charlotte will share in it with the other members. I just think someone should cast a contrary vote based on the unevenness of how this is determined in that we have a weighted voting system in which Charlotte gives up the proportional majority of votes that it could have—because by population, Charlotte should have a majority of the votes. I recognize that that makes no sense. It makes no sense and it never has for the MPO to have Charlotte have the majority of votes. So I understand the weighted voting system that gives roughly sixty something percent of the population of the area only forty something percent of the votes, but the cost allocation is being done by population and not by voting structure and that means that Charlotte is actually paying in this process based on its proportional population although it doesn't get to vote that way. Again, I understand the reasons for the tradeoff, I just think someone ought to vote no on it and so I'm going to be that guy.

Mr. Howard said just to note Madam Mayor that we are still paying less than we have been paying for many decades.

Mr. Howard said I acknowledged that the beginning.

The vote is recorded as follows:

YEAS: Councilmembers Autry, Barnes, Cannon, Dulin, Fallon, Howard, Kinsey, Maddalon, Mayfield, Mitchell and Pickering

NAYS: Councilmember Cooksey

Mr. Howard said just a note Madam Mayor that actually means that this is now enacted so we were the big vote and the last kind of majority vote, so we actually have changed names, so you won't hear MUMPO in the future, you will CRTPO. We tried to make it something better, but it's going to be Charlotte Regional Transportation Planning Organization. So you will start hearing a new name.

Mayor Kinsey said I believe 15 has been pulled.

Mr. Carlee said that is correct Madam Mayor and there is a new item, 15A.

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BUSINESS

ITEM NO. 15A: CITY COUNCIL MEETING SCHEDULE AMENDMENTS TO THE 2013 CALENDAR TO CANCEL SEPTEMBER 9TH 2013 MEETING AND SCHEDULE A CITY COUNCIL BUSINESS SESSION FOR 3:30PM. SEPTEMBER 16TH 2013 IN ROOM CH14.

Motion was made by Councilmember Cooksey and seconded by Councilmember Cannon and voted unanimously to amend the 2013 Calendar to cancel the September 9th 2013 meeting and schedule a City Council business session for 3:30pm. September 16th 2013 in Room CH14.

ITEM NO. 16: CONCLUSION OF CONSENT AGENDA

Item No. 38: Transit Security Services

John Truck, CATS said I am jointed by Captain Mike Campagna and we have a very short presentation that we wanted to share with you about Item No. 38 and hopefully the presentation will address your questions and if not answer those questions after the presentation.

I believe you have a copy of the presentation in front of you as well as on the screen, but just as a way of background, CATS has had contracted security services that includes company police officers. These are armed company police officers that have the same powers as CMPD does on transit property; either transit owned or operated property. We have had that since 2007 in preparation for the south corridor light rail line.

Currently we use a combination of armed and unarmed security officers. The current contingent under the current contract that we have is 41 armed company police officers. These are officers again that have the same basic law enforcement training that CMPD officers have and have the powers of arrest on transit property. We also have 22 unarmed security guards. We have seven dispatchers and I know Mr. Dulin has left, but the seven dispatchers are for service 365 days 24/7 and they are not all on duty at the same time but we have seven to cover vacations, holidays, so on and so forth. We also have four CMPD officers that are assigned to the transit liaison group that are part of our transit security contingent. To answer Mr. Howard's question, the current contract expires in October of this year. It has lasted six years. Originally it was supposed to be for five years. We asked that you extend it and you did in deference to the DNC which took place last year.

In terms of the process that we just went through, we issued a request for proposal in June. We received proposals on July 11th. We received three proposals one from the incumbent, Allied Barton and one from G4S, formerly known as Wackenhut and another proposal from RMI. The two short listed were Allied Barton and G4S. We have a proposal team that was made up of CATS Safety and Security personnel and a representative of CMPD. The proposals were evaluated on the six criteria that you have in front of you; price being one of those six criteria. At the conclusion of the evaluation, the consensus of the evaluation team was that Team G4S presented the best overall proposal meeting the requirements for transit security.

Some of the key contract terms, and I know you have some information or some questions about this and we'd like to provide some facts about it. The pricing is fixed for the three-year term of the contract and that pricing includes coverage for the known special events. Those known special events are New Year's Eve, CIAA, Speed Street and the 4th of July and those are part of the proposal and will be part of the contract. They have not been eliminated from the contract or overlooked. They are part of the original proposal and are covered in the contract. There is no provision for us to pay overtime. That is the same situation that we have with the current contract with Allied Barton and the G4S proposal, over the three-year period is \$1.4M lower than that offered by Allied Barton for the same level of security and for the same hours. The amount that we are contemplating paying G4S under the current contract is the same amount approximately that we pay Allied Barton for the services that they currently render.

Mr. Howard said so I can be clear, there is no provision for overtime pay. What does that mean?

Mr. Truck said we pay the rate that the vendor has proposed in their proposal. That is a flat rate. That covers the hours that they work irrespective of what time it is. So we pay that flat rate. The vendor pays their employees whatever it is that they deem appropriate.

Mr. Howard said now is that the same situation with the current and with the new proposal.

Mr. Truck said it is.

Mr. Howard said and with the last point that you made about the amount, \$1.4M—that's cheaper than the current contract or what you got from the proposals from both companies?

Mr. Truck said the G4S proposal is approximately the same amount we currently pay under the current contract, but amounts to a \$1.4M difference over the proposal by Allied Barton for the next three years.

Mr. Howard said what I think I just heard you say is that Allied Barton contract went up \$1.4M when they re-bid.

Mr. Truck said they increased their pricing. Yes.

Ms. Mayfield said so follow-up on Councilmember Howard's question, in the proposal was there a clear breakdown that allocated this additional \$1.4M.

Mr. Truck said we asked for some explanation of the pricing and there was a difference in the company police officer and that difference from what we have been able to determine is approximately \$1.20 per hour less than currently being paid to a comparable officer. So there is a difference—yes.

Ms. Fallon said are we talking apples to apples or apples to oranges. What is the difference?

Mr. Truck said we are talking apples to apples.

Ms. Fallon said you made a point a number of times of saying they can arrest on transit property. In other words, they really are not police officers. They can't go down and book somebody, so you are going to lose that time of someone who could take somebody down and book them to somebody that has to turn him over to a policeman to do. So you are duplicating services.

Mr. Truck said not exactly. The company police officer has the power to arrest and transfer the arrestee to the intake center and that is their responsibility and that is currently the practice.

Ms. Fallon said but the police that you have now can take them down and book them, they have the ability to do that. So what you are doing is losing time and money. So there is a difference.

Mr. Truck said we are not changing anything on the contract. The same powers that a company police officer has currently will remain with the next company. They will still be company police officers sworn with the same powers of arrest and they will be responsible for arresting and taking the arrestees to the intake center.

Ms. Fallon said they just can't book them.

Mr. Trucker said well the booking is actually done in the Sheriff's office.

Captain Mike Compagna Central Division CMPD said the company police; they have full arrest powers so they are a police officer that is assigned a certain plot of land. In this case, the plot of land is the transit center and the different areas so they can do everything one of us can do and they do. They transfer them to the intake center, they testify in court, they do all of it.

Ms. Fallon said can they book them too.

Captain Compagna said that is booking. Yes ma'am, they will take them to jail and swear in in front of the Magistrate and then go to court. They do the full thing from A to Z.

Mr. Barnes said I will confess that other than reading the materials in our book, I wasn't really interested in this issue until Mr. Dulin brought it up and some of my colleagues raised questions and I want to understand G4S's pricing is \$1.4M lower than the Allied Barton pricing. Could you explain again how you all achieved that?

Mr. Truck said that was the proposal presented by G4S and part of the difference between the two bids is in the hourly rate paid to the company police officer which is about \$1.20 less than company police officers are currently paid now. So that's part of it.

Mr. Barnes said I was doing a little research and saw a corruption case involving this company in Florida a year ago. It involved them overcharging the local municipality and I'm wondering, we obviously have no experience with them; either Wackenhut or G4S.

Mr. Truck said we in Transit do not. They currently have the contract for this building.

Mr. Barnes said how long have they had the contract?

Mr. Truck said just a few months.

Mr. Barnes said how long is that contract?

Mr. Carlee said I don't know off the top of my head. Typically we do something in the neighborhood of three years subject to renewals.

Mr. Barnes said again the reason why the item grabbed the attention of some of us is that it's considerably lower than Allied Barton, which I suppose means we've been overpaying Allied Barton for a number of years and I just want to make sure that we are covering ourselves from the prospective of having a good partner. If they are already doing security for the building, and we've had a good experience, that's great. I don't want to have a situation where in a few months you come back and say well look the \$1.20 isn't really that much and it's going to have to go up and we need to change the contract. I rely on you guys for your professional expertise.

Mr. Truck said I realize that the hallmark of transit is safety and security. If we don't have a safe and secure transit system, we don't have anything. So we don't take this lightly at all. One of the things I wanted to mention is that it is our understanding that G4S has already offered positions to some of the current Allied Barton officers and they are in the process of working that out and bring them onboard which should help the overall transition from one company to the next.

Mr. Cooksey said I'm trying to do the math here. So did I hear correctly that G4S' bid on an annual basis equaled what we are currently paying Allied Barton annually? Going forward G4S' bid is \$1.4M lower than Allied Barton's for the time period over a three-year period?

Mr. Truck said approximately \$471,000 per year.

Mr. Cooksey said I also thought I heard you say that the G4S bid for the next three years is the same annual rate as we paid Allied Barton on the old one. In other words, the bid differential was not that Allied Barton bid the same that they did for the previous service and G4S went lower than that. G4S came in at what Allied Barton had been charging and Allied Barton increased their request.

Mr. Truck said that is essentially correct.

Mr. Cooksey said with that said so we are looking at roughly \$3M a year Allied Barton for the past few years; roughly \$3M per year going forward under the G4S proposal. Yet the G4S proposal is proposing to pay company officers about \$1.20/hour less than Allied Barton is

currently. So what else is G4S paying for that they using the savings on the company officers at \$1.20/hour to provide service at the same annual cost that Allied Barton currently is.

Mr. Truck said the hourly rate on G4S is only one aspect of the compensation per officer. They have list of benefits that they offer that goes into the equation. I don't have the breakdown or the specifics of it, but the hourly rate is just one component of the compensation paid to the officer.

Mr. Cooksey said obviously the unknown here is the total amount proposed to be paid over the term of the contract to company officers, but it still strikes me that \$1.20/hour, we are talking over three years is a substantial difference in the total payroll for company officers. The next three years with G4S depict the same time period as Allied Barton so if the overall contract amount is the same, then obviously G4S is going to be spending that money on something else and I just was curious if you knew what that was.

Mr. Truck said I would indicate that its part of the overall compensation package in other areas.

Mr. Cooksey said but the gist of it is that the G4S proposal being recommended to us is on an annual rate pretty much what we were paying Allied Barton and Allied Barton's bid was about \$471,000 per year more from what we had been paying.

Mr. Truck said that is correct.

Mr. Cannon said on this question about the \$1.4M, in the contract is that a fixed cost and/or amount that will not change. Is it in writing that that is what they will have to comply with?

Mr. Truck said the fixed amount is the hourly rate per level of officer whether it is a company police officer, which is an armed company police officer, an unarmed security guard, a dispatcher—those levels. There is a fixed hourly rate that will not change for the three-year period.

Mr. Cannon said I want to make sure as it was pointed out a little bit by Councilman Barnes that there will not be an opportunity for an entity to come in and lowball a number and then come back and try to raise that back up because they want to renegotiate because I will tell you that that does happen in both the public and the private sector.

Mr. Truck said it's not going to happen in this case. The variable is the number of hours. For instance, if all a sudden there was another uptown event that we didn't take into account—we had to add hours to it, that would affect the cost but not the unit price. The unit price for the three years stays fixed and one of the things we did in this contract is that we made it flexible by saying during the course of this contract, it is anticipated that we will need additional officers for the Blue Line Extension, for the City LYNX Gold Line; so we've already told them that this contract is what it is right now but has the potential over the next few years during the course of the contract to be a little bit greater as well as we get into these projects. But to answer your question, the unit price per level of officer will not change for three years.

Mr. Cannon said I understand them being able to want to keep the same infrastructure in place relative to the Allied Barton people. That's just common practice in that world so I get that piece. But on the MWBE piece, there's a suggestion here that G4S has committed 10% and I want to know what that 10% represents in whole numbers. That's questions one and then question two is what type of work will this firm, Security One Solutions, which is an unarmed security service company be performing?

Mr. Truck said I believe they will be doing some recruiting and another part of the MWBE commitment is for some of the back office vendors that they will need for printing for some of the equipment, maybe some uniforms or some insignia or something along those lines. But the commitment to the MWBE program was about the same for either Allied Barton or G4S but the 10%, I don't have a dollar amount but I can get you that information.

Mr. Cannon said I'd be interested in knowing what that is and that these companies are doing more than just stamping a check or sliding a piece of paper. I want to make sure that we are

trying to organically grow these companies and really give them something to do rather than almost be sitting there as a pass-through entity to some extent.

Mr. Howard said my comments go back to what my colleague Mr. Cooksey talked about the difference in contract and you're were saying and I wanted to make sure Mr. Barnes caught what you said that the difference—the \$1.4M is not in the current level it's in what the proposals were for this new ground and I wanted to say that Mr. Cooksey, the difference could be in staffing levels. It could be in the number of hours worked. It could be a bunch of different things.

Mr. Truck said just to clarify; we stipulated the number of hours of coverage per type of officer so many hours per company police, so many hours for unarmed security, so many hours for dispatcher. That was stipulated in the contract that had to be covered.

Mr. Howard said and then the last thing is also in the two questions I asked upstairs. One was why the change and the other one was; were there problems with the current company?

Mr. Truck said the change was due to the expiration of the contract and no to your second question.

Councilmember Beth Pickering said security officers typically don't make very much. Did I hear you say that they will be making \$1.20/hour less?

Mr. Truck said I was talking about the company police officers which are the armed sworn company police officers. It appears as if they will be making about \$1.20/hour less than those types of officers are currently making under the current contract.

Ms. Pickering said do we know roughly what that amount is?

Mr. Truck said yes. The G4S proposal included information that tabulated its average pay to company police officers to be \$16.25 per hour.

Ms. Pickering said my understanding is that some of these security companies really don't offer benefits, but certainly not good benefits.

Mr. Truck said that could be the case, but if you are asking me about G4S, they offer a full slate of benefits. I'm not going to characterize beyond that.

Ms. Pickering said health insurance and all that.

Mr. Truck said yes.

Ms. Mayfield said I actually have two questions that piggyback on one of my colleagues' questions earlier. When you were speaking regarding the numbers, I'm trying to get a clear understanding from the current contract that we have now, when Allied submitted their bid, did that also include the security that would be needed for the Blue Line Extension and also taking into consideration that we did just recently have an extraordinary event where the numbers were a lot higher, because I think I heard you mention that this is a fixed cost for G4S except if there is an extraordinary event, so there could be an additional cost that comes later. So what I would like to know is if the proposal that came in we are estimating over a three year period, \$1.4M higher, that that cost includes potential extraordinary events and the staffing for Blue Line, or was that cost left out of both proposals because I really want to make sure that we are doing a comparison that is an even comparison.

Mr. Truck said the answer to your question is the latter. The provision for upcoming events was mentioned so that we could use the contract and say that you guys knew we were going to do this, but we didn't ask either vendor or any of the three vendors who proposed to include that pricing in this proposal. This is only for the current levels now. We didn't add any hours or estimate the amount of officers that we would need for an extraordinary event, the Blue Line Extension, the Gold Line City LYNX. We just said there may be an impact on this contract at a

later date, we want you to be aware of it, but we did not ask anybody to provide pricing for any of those events.

Ms. Mayfield said and even though we did not ask for that., was any of that information actually presented through the proposals because maybe I'm looking at this a little more broadly, but I'm thinking the current provider who has already been with us for six years and seen the growth would pretty much have at least an idea of what's happening locally and that information may have been presented, whether it was requested or not. So are you saying that it wasn't a request nor was it presented by any other groups?

Mr. Truck said we presented it in the proposal saying that this is an eventuality. The current vendor Allied Barton, certainly has been with us six years and has first-hand knowledge of what's currently going on and what the plans are in the future. But we presented that as well in the proposal for anyone who wanted to consider proposing. Again, we did not ask for pricing for those eventualities but it was clear that it was on the table that during the course of this contract, the Blue Line Extension, Gold Line City LYNX and any other additional requirements might be part be part of the contract but those hours necessary for any of those events would go against the fixed hourly rate per level of officer based on our needs. Am I answering getting close?

Ms. Mayfield said maybe the way that I'm asking the question, I'm not hearing the answer back. Because basically all I want to know is even though we didn't ask for the information, was the information included in the increase of the cost because I'm trying to also understand why there was an increase of the cost overall outside of the fact that one organization is looking at \$1.20. So basically what that could possibly break down to is paying an individual officer from \$17.28/hour down to \$15.00—okay so they're at this rate, but I haven't heard necessarily nor do we have any information to tie in what encompasses the increase of the \$1.4M over three years. So that's why I was specifically asking, even though in the RFP we did not request the information, was the information provided to say if we add in for the Blue Line Extension, this cost that we're submitting for our bid, is going to be cost that encompasses all of that. I'm just trying to get an idea of where that \$1.4M.

Mr. Truck said I think I got it. The simple answer to your question is no.

Ms. Fallon said so the bottom line is the contract is ending and this company is going to come in much cheaper.

Mr. Truck said they are going to come in less expensive.

Ms. Fallon said well that's a lot less expensive and that bothers me because they are doing the same thing. You said apples to apples. How can they come in so much less? Something's got to be missing someplace and I really would like to do some due diligence since this just got sprung on us and find out about this company before we make any decision. I would like to look it up and see what their reputation is; what they've done' what they haven't done and how they meet their contracts.

Mr. Truck said again, not in response to a question, but the criteria that we went through that listed details that we wanted experienced firms, we wanted qualified firms, we wanted firms that had transit experience, we wanted firms that had personnel that were qualified and knowledge and each level of security personnel that we are asking for, whether it's a company police officer, or whether it's an unarmed security guard, or whether it's a dispatcher, those individuals that fill those positions have to meet state standards regardless of what company they work for.

Ms. Fallon said well I'm really interested in their performance as a company. I'd like to look that up before I make a decision.

Mayor Kinsey said I am familiar with the Wackenhut Company I worked for an architectural firm that builds jails and Wackenhut has managed jails for years and years. They are an old company. I don't know why the name changed maybe so different management. I don't know, but Wackenhut itself has been in business many many years so I don't have a problem with that company. I am familiar with it.

Mr. Cannon said did the City negotiate goals per the Part C Section 2.2 of the SBO policy. Did they negotiate goals?

Mr. Truck said no we had asked them for a commitment. They weren't goals but we asked them for a commitment and the information that was provided that you are looking at was provided by Wackenhut, but we didn't establish...this is a service contract. We didn't establish a specific goal to my knowledge on this.

Mr. Cannon said the reason I asked that question is because per our SBO policy, the City is able to negotiate SBE goals during the contract negotiation process. So all of that gets probably to my question about the 10% because I would have wanted to know if the City had been involved in that conversation to suggest that 10% was okay, or was it 15% or was it 20% or was it 5% and so I would like to get some clarity with regard to that.

Terrence Watson, Transit Compliance Officer, CATS said I work with CATS in the Civil Rights Department. I think I can address this. Being that transit security is such a key part of our footprint, it's a very delicate issue particularly when we are dealing with security issues on a nation scale—dealing with any terrorism. We had discussion with the CBI program, which at the time was a small business program, they allowed us to create a point system during the evaluation process and the focus was to allow the ...the opportunity to find a way to incorporate small businesses into this context because we did not want to affect the chain of command of anyone who was incorporated. We did not want to in any way diminish the capacity of the firms to perform their job. We notified all the firms of the criteria that the firms that planned to bid needed to have either small minority business utilization, we evaluated the firms and frankly, we found that we were not fully satisfied with what G4S had submitted. They actually had a lower score than the other company so we came back to them and said what we can do as far as increasing small minority business utilization on this project. We said are you willing to meet with us to try to do that and they said that yes they were. They did explain that the firm that they are proposing is a firm that they have used around the country to provide these types of services; fully trained to interact with their systems for this type of work. We reiterated to them the fact.

Mr. Cannon said excuse me, are you saying that Security One Solutions is not Charlotte based.

Mr. Watson said no it's not Charlotte based.

Mr. Cannon said and this entity, are they registered with us as an SBO?

Mr. Watson said no they are not.

Mr. Cannon said we spend all this time that we have on this policy with our Charlotte Business INclusion program and have all these conversations around this dais and in committee and there not be a level of expectation from staff about what it is that we expect.

Mr. Watson said we addressed that issue with them. We talked to them last week about this and they said that their understanding is if their firm does not meet the criteria for our program, they will work with us to look for a firm that will meet our criteria.

Mr. Cannon said that leads me to another question. Is there something written somewhere in our policy that I probably have missed that would suggest that if a city employee works for the City and the spouse of their company has a company that could be a security company, that that company cannot go and provide services like this.

Mr. Watson said that would be beyond my skillset. That would probably be a question for the City Attorney to answer.

Mr. Cannon said I'd like Bob for you to have some conversation with Amelia Beonde because I want to understand that because if that is something that is not written, but yet is being conveyed and/or communicated to a small business out here who is looking to participate, I want to make sure that we are in lockstep and not doing some things away from what the policy calls for.

Because if that's indeed not correct, then we have a problem and we ought to be trying to get down to it. So maybe it's there and I just don't know it, but if you can research that, that would be great. Madam Mayor I know we are going to continue this conversation, but I can see right now in listening to the discussion around the table that a deferral is in order. I don't know for how long, but a deferral is in order.

Motion was made by Councilmember Cannon and seconded by Councilmember Mayfield to defer this matter until the next business meeting until we can get some more information on it.

Mr. Cooksey said that basically what I heard is that our choice for the same amount of service over the next three years is to keep paying what we've been paying with a new company or stick with the old company and pay more.

Mr. Truck said correct.

Mr. Cooksey said in which case once coming to that conclusion, I was ready to vote for it, but I'm just going to wait to see how the deferral motion goes, but I do want to make sure I understand when the Mayor Pro Tem asked about Security One Solutions and said is that certified firm, did I hear the answer no.

Mr. Watson said they are a certified firm but they are certified by the State of Virginia as MWBE.

Mr. Cooksey said like I said, once I narrowed it down to the premise that we could either keep paying the same that we have been with a different company or we can pay more with the previous company, I was ready to vote for it. I also noted that staff listed this as one the critical items that should not be deferred, but I'll just wait to see how the deferral vote goes first.

Mr. Mitchell said Mr. Cooksey brought something to my attention because I was in favor of the deferral. This just seems very uncomfortable for me this evening. I think you've heard that council has done some outstanding questions, a lot of issues and I think overall for me, when we ask people to provide public safety, I have a problem with paying them less to provide a service that is so crucial to our community. John you said it best, if the transit is not safe, then we have a bigger problem, so I'm going to support the deferral, but Mr. Cooksey you said this is one item that cannot be deferred, but the contract terminates October 11th, don't we have a council meeting September 16th? We have a business meeting at 3:30 and then the zoning meeting. I'm in favor of the deferral. This is very uncomfortable this evening.

Mr. Cannon said I know they are certified in Virginia. Do you know if that's the Virginia Minority Supply Development Council that they are certified through?

Mr. Watson said they are certified by the State of Virginia. So it's not the MFDC Council.

Mr. Cannon said okay you did say that because I was wondering why they wouldn't do they do a reciprocal here if they were tied in another way.

Mr. Barnes said I have three questions. One, is there anyone from G4S here tonight? Could you all come down please? The second questions would be what are the risks of deferral? And the third question is whether CMPD provides any oversight to these vendors? Gentlemen you have heard our concerns and questions and I would like for you to make us feel good about voting to approve this contract whether it be tonight or in three weeks.

Tony Oakley Chief G4S Special Police said one of the questions was dealing with benefits. G4S has some very good benefits. It actually pays the total insurance cost for its company police officers. Our benefits, one of the things that the officers have expressed a lot of interest in when talking with them is this insurance benefit that G4S pays 100% of their health insurance costs for the company police officers.

Mike Schumacher, Deputy Chief G4S Special Police said if I can address the G4S reputation. We are the world's largest security provider. We have been in Charlotte for 50 years. We had the whole first floor of the 101 Independence Center. We employ 750 people here in Charlotte and we are the County security provider. I have been running that account as an account manager for G4S for the last 2 ½ years and I have been put forth if you deem possible to be the possible to be the provider and to be the account manager for the City and for CATS.

Mr. Barnes said one of the things that I think I heard from my colleagues and it concerns me as well is putting us at ease that you are not going to be coming back for contract amendments any time soon. I think Mr. Truck has explained fairly succinctly that that wouldn't be in order. But I want us to feel good about it.

Mr. Oakley said we are locked in for three years.

Mr. Schumacher said lets take it a step further as the extensions. The extensions occur and they tell us they've got an officer that's at the negotiated rate. There are no new negotiations or a higher rate. It is the life of the contract—bill rate for that officer as they tell us they want more officers.

Mr. Truck said and to address the hourly wage sir, our officers, we have CPCC for the last 3, 4, 5 years. As they remain on the contract, we give them raise increases. So it's only natural that Allied Barton is at a percentage with their incumbents who have been on that contract for 3, 4, or 5 years. Our starting rate for an officer is competitive or better than anybody.

Mr. Barnes said Mr. Truck would you explain the risks of deferral if there are any.

Mr. Truck said the risks of deferral are the ending of the contract in October and deferring it does, if G4S is awarded the contract, gives them a smaller window to make that transition and it might require possibly a discussion with Allied Barton to continue for another 30 days or whatever you deem appropriate to allow a suitable transition because we don't want them starting unprepared, but we'd have to go back presumably to Allied Barton and negotiate an extension on a month-to-month basis.

Mr. Barnes said which could be uncomfortable I am sure. And Captain could you describe and/or explain to us whether CMPD provides any oversight of that functionality.

Captain Campagna said we don't provide oversight but we do work in partnership like we would with any other law enforcement agency. CATS has the oversight. In all fairness, we've had a great working relationship with Allied Barton and we expect that whoever steps into this role to have a great working relationship with them and work directly pier to pier with that. If we have problems, we go to our friends at CATS and say this is what our issues are and they deal with that.

Mr. Barnes said I actually don't think we should defer the item especially since these gentlemen are here tonight to answer the questions that we have. But I would wish the council would move ahead tonight.

Substitute motion was made by Councilmember Barnes and seconded by Councilmember Howard to move ahead with the item tonight and (A) approve a contract with G4S Secure Solutions (USA) Inc. for transit security (sworn and unarmed) for various Transit facilities for a three-year term, and (B) Authorize the City manager to extend the contract for two additional terms with possible price adjustments at the time of renewal as authorized by the contract.

Mr. Howard said I want to make sure I understand stuff. I am always okay with a deferral. I just like to understand what we are deferring for. I want to make sure that I am kind of clear and if my colleagues can make sure that they know what we are asking them to come back to us with, that would be helpful for me too. \$1.4M in savings seems to be a good thing and I'm trying to understand why that's not a good thing. It's hard to understand, but it's not a bad thing. So you've heard that question a lot from up here. Anything you want to add? I guess you didn't see the other proposal, but any reason why you think it came in so much lower?

Mr. Schumacher said we want to be the provider for CATS and we have committed over 70% of the contract in the opening year two salaries and throughout the life of the contract, it will go as high as 75% towards salaries because we understand we want to give our officers a step up all the way and keep the incumbent and that's what we are trying to do. I believe we are lower because our uniform office is here in Charlotte. Our training is done here in Charlotte. Our trainers are on staff at no rate to our clients. They are in position because we have so many contracts within the Charlotte area; we are prepared for this type of transition better than any other company and we are able to do it at a smaller bottom line because we do have 60,000 employees US wide and 600,000 in the world. Our bottom line might be different than theirs. We provide as good or better service.

Mr. Howard said any other clients that you would like to brag about that you guys have.

Mr. Schumacher said I love the County. We talked about this building. This particular building has been given out. The parking deck down the street been given out. I personally, Mr. Cannon, I'd like to address your concern of SBE and your MWSBEs here. We are prepared to move on with a Charlotte business and I stand here with the blessing of my vice president to tell you that. I personally have been on the phone with Harrisburg and they may be in attendance right now to ask to get together for lunch or a cup of coffee. We are prepared to give 15%, which would be the 700 hours of unarmed security. That's 15% of our contract. We'd love to partner with them, why, because they are at Wackenhut 50 years ago. They're what make Charlotte great. We're bigger. We're here in Charlotte. We welcome the opportunity to give that percentage to them and we've been in discussion, but my hands are somewhat tied because if you defer or you don't move forward, really I can't have that conversation, but I have. I've gone out. I've reached out to that list that this gentleman gave me and there are two or three companies that will tell you right now, Mike Schumacher's called me up and tried to set up lunch and tried to set up a cup of coffee just so we can get something like this on the table right away.

Mr. Howard said don't you do some of the bank buildings too.

Mr. Schumacher said we have CPCC is one of our favorites because we also have police (unarmed security) at that contract so it's very similar. Mecklenburg County (all of the county buildings); the courthouses; the DSS facilities; the CML libraries; I'm sure they'd stand here and tell you we do a fine job.

Mr. Howard said any for profit clients here in town?

Mr. Schumacher said we have LPL Financial and I know there is a list of others but I'm kept out of the business end and just sort of running my contract.

Mr. Howard said again, I'm with Mr. Barnes. I trust CATS. I think CATS runs an exceptional operation. I do have a question for the police officer. We've heard from some of the folks that called us that there were problems and maybe CMPD had some issues with the changeover. Is there anything you want to tell us about?

Captain Campagna said with contracts, you are going to have transition and in three years we are going to have transition again, but I think what we expect is whoever has this on October 11th, they minimize that transition. Long term we are not going to have issues because we have the expectation. We have a high standard of what we expect from them and CATS does as well and we are going to work with whoever is in the shop.

Mr. Howard said colleagues, my issue with this one is that I just got finished for the last six months helping CATS with trying to figure out how to finance the rest of the system and I think I want to send a message that we want them find savings where we can. So I sit here in an awkward position when they bring us \$1.4M. So I'm joining Mr. Barnes for that reason and I'm sure it looks like it will go to deferral, but I would hope we are really clear with CATS and we don't send the wrong message that we don't want them to keep looking for savings because that's not what we want going forward.

Mr. Dulin said are your operations unionized?

Mr. Schumacher said no sir.

Mr. Dulin said it turns out this is something that caught my eye over the weekend and sure enough, saving \$1.4M is a big deal and I'm generally for that. But this kind of thing in our Consent items always catches my eye. So though I missed a lot of the conversation and I'm sorry about that, there are two things: either these guys under bid and they got real tight with the pencil or Allied Barton has gotten real comfortable with the contract and so I take it from Mr. Barnes and Howard and Cooksey and others on the dais that they are comfortable with where we are with G4S. I missed the part where you explained what that means. But it's not a very good name in my opinion. It doesn't tell anybody what you do.

I will support the secondary motion of Barnes and Howard tonight, not to defer and to move on with these guys and let CATS hand at it. I can say that this dais is very leery of change orders and folks coming back to us later with different numbers. So I think we are going to support this tonight. I will support, at least from my seat, but I'm going to hold you to it.

Ms. Pickering said I just want to be crystal clear on this. Forgive me if we've been over this because we probably have. But at any rate, we are talking about paying the same amount of money that we've been paying but to a different company.

Mr. Truck said that is essentially correct.

Ms. Pickering said and that Allied Barton who we've been using has raised their cost to us.

Mr. Truck said correct.

Ms. Pickering said has Allied Barton explained to us why that is?

Mr. Truck said they haven't had a price increase in quite a while so I believe and this is conjecture, that they felt comfortable in raising it in what they considered a nominal amount.

Ms. Pickering said \$471,000 a year. Did I get that right?

Dale said that's the best I can answer that question.

Ms. Pickering said is anyone from Allied Barton here tonight.

Delmar Laury, Vice President/General Manager from Allied Barton, said we increased our bill rate by 35 cents from \$27 to \$27.35 which is rough figures \$56,000 a year over three years comes out to about \$172 not \$1.4M.

Robert Qualkenbush Chief of Police for Allied Barton and current Chief for CATS said those numbers were wage increases as wage creep over the course of the six years of the contract. Our officers obviously got raises over that time period. So the 35 cents was a wage creep analysis. Our guys had made more money. We started them off at \$15.81. Over the course of the last six years they have increased over the years to where we have some supervisors making \$21/hour and some tenured six year officers make in the \$18 range. So when you see that 35 cents amount that was our estimate as far as going forward of additional wages aspect. Allied Barton did not get greedy. We did not get comfortable. We increased 35 cents an hour on the bill rate.

Mr. Laury said approximately, I can be off, but we billed approximately about \$3.3M. It's not \$1.4M.

Mr. Qualkenbush said for proven results CMPD keeps our crime stats. We do have a 48% reduction in crime over the last three years tracked on the system. We understand what we are doing here in Charlotte. We think we priced it correctly. We have worker's compensation and officers injured out here that factors into those numbers. Training, uniforms, we are based here

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in Charlotte. The same as G4S is and we have corporate entities around the city as far as profits and we have other transit systems across the U.S. We have won several transit systems and we have great experience. I am personally involved in some those transit systems.

Ms. Pickering said can you speak to the issue of benefits.

Mr. Qualkenbush said we have healthcare like everybody else in the marketplace. We have vacation, healthcare, retirement program, and all those aspects, the same as everybody else.

Mr. Mitchell said Allied you touched on something so when you first started paying the officer, it was \$15.81 and then over six years and now some of the officers are making \$17.00. G4S in your proposal, though you are going to start the officers at \$15?

Mr. Qualkenbush said some of it is based on the particular officer. Some straight out of BLET would be started at a \$15.50 rate. The average rate for the officers is going to be \$16.25.

Mr. Mitchell said but its three year contract so you're purposing that the hourly rate would stay consistent for three years.

Mr. Qualkenbush said no sir.

Mr. Mitchell said you expect award and performance to the contract.

Mr. Howard said I'm wondering what we are talking about because I'm a little uncomfortable with our negotiating an RFP right here in front of us. That was the whole point in having that. That's why I was wondering if we had a problem with what staff said about their recommendation, we should tell them what it is but doing this, we really going to let politics make a decision about this and that's not the way that this should work. I'm sure we are on some dangerous ground doing it this way. So I'm wondering where we are going with this because right now we are kind of doing the beauty pageant show and that's not the way this should be done. I think what we have to get comfortable with is, are we comfortable with the proposal or do we really want to instruct staff to go back, open up the RFP process or do we want to just tell them, we need you to spend an extra \$1.4M. It's really three choices. One way or the other, we need to give staff some direction and stop putting these two companies through this.

Mayor Kinsey said I need to make a comment because I think we've gone from preaching to meddling and I think we have to have trust in our staff. They do this all the time. Can you imagine if we did this with every contract? Just because someone calls and complains, we have that all the time; we can't continue to do this. They need us to act tonight. I really encourage us to go ahead and approve this and move on with it. I'm like Mr. Howard. I'm very uncomfortable with where we are going and I think we need to move on, trust our staff and what they are doing and I just urge us to go ahead and vote for this tonight, approve it and move on because we've spent almost an hour on this and we shouldn't have.

Mr. Cannon said I would like to be satisfied with alright but when we can receive information in general and not have the micros of it and still have questions, it says something. If you can get information as we get it as a council in general, being a so-called part time council and you have questions on the front end that staff, as great as they are, don't have the answers to, something needs to be further looked at and I don't want to delay it but I certainly would like to have the questions to be answered so that I can make a real informed and intelligent decision and right now, if we've heard from staff with regard to some of the questions I asked, to say that I don't know and we having to send the attorney back to further look at some of these items, to me, that's worth the interest of the taxpayer being able to get what they expect us to be able to do. Now, if I would have had the time prior to being able to go and to take a week or during the process of what some of us do sometimes to work with staff to get all the information that is needed, I would have done that, in fact, we all would have done it. But clearly, that didn't happened and I think that inasmuch as we have questions, we ought to see what we can do to get answers. I've heard some great things from the potential awardee regarding some things they want to do (bumping things up 15%) but then I still have questions about who we have here locally that can be engaged. I've got these same questions even for Allied because there is a

company out there called PPPS, there's the Hill guys Reggie and his twin brother (I can't think of which name right now) but they have a security arm out there. There is a woman-owned business security firm here locally and they do business beyond the back of the office type stuff. In other words they can be on some of those systems with your folks. But see often times, they get stuck in the back room somewhere doing some other things. We are trying, again, grow business across the board and I just think it's fair. I think it's equitable to be able to put ourselves in a position to see what we can do to help our other smaller companies advance and so I think it's worth the deferral just to get a little bit more information from staff to figure out where we should. I think we owe that to the general public.

Allied, I assume because we don't have your information before us; I'm just going to assume that you had a SBO piece in your proposal.

Chief Qualkenbush said yes we did. We agreed to use Night Hawk Security, who is a local vendor for actual security services provided at the off-sites and we also agreed to partner with local motor companies and things like that to service vehicles, perform maintenance and other issues on the vehicles on the contract. So direct security work and with the local companies as far as the vehicle maintenance and other things like that.

Mr. Cannon said do you recall what that accounted for in terms of a percentage?

Mr. Qualkenbush said no.

Mr. Cannon said do you recall what it may call for in terms of a whole number amount?

Mr. Qualkenbush said I do not know sir.

Mr. Cannon said Madam Mayor I'm going to wrap up with that and just ask the council, if the body decides they don't want to defer, I'm not going to pass out but I think it's really worth the things I talked about a moment ago. If staff is seeking some of the same answers that I'm asking questions about, that's worth the deferral.

Mr. Barnes said I believe that you have witnessed and experienced precisely what you just described. We have been accused of it at the Airport and it didn't happen and that is meddling. This is pure and simple meddling. I think these gentlemen explained that the difference in their pricing is a fact that their starting wages would be where Allied's wages were a few years ago which means in the course of six years, they would probably be where Allied is today. Staff has gotten us a competitive bid. We should take it and move on tonight. We have been on this for an hour and some change. I think we should move on. They've clarified most of our questions. We have asked staff to do certain things in terms of saving tax money and being efficient. They are doing it. Wackenhut G4S has a very long history in this country and the world; 600,000 employees around the world, 60,000 in this country, 750 in Charlotte. They are both good companies, it's just the math tonight is in G4S' favor. So I suggest, again, the motion that I made which is to not defer and move on with the item.

Mayor Kinsey said can we turn that around to say approve the action. There is that motion and Mr. Howard, I believe you seconded.

Mr. Cannon said I just want to be clear that my question in terms of why I wanted to defer it was around our SBO policy.

Ms. Kinsey said did you vote?

Mr. Cannon said I did, I'm voting with you all. I mean if that's the way you are going to go, I'm just saying, if we had voted to go for the deferral, which was the original motion...

Ms. Kinsey said okay.

The vote is recorded as follows:

Yeas: Councilmembers Autry, Barnes, Cannon, Cooksey, Dulin, Fallon, Howard, Kinsey, Maddalon and Mitchell

Nays: Councilmember Pickering and Mayfield

ITEM NO. 17: NOMINATIONS TO BOARDS AND COMMISSIONS

(A): Storm Water Advisory Committee, and; (B) Waste Management Advisory Board

Mayor Kinsey said we have Storm Water Advisory Committee and Waste Management Advisory Board, but we didn't have any applicants.

Stephanie Kelly, City Clerk said I have one nomination for Ryan Hammerick. He received three nominations for Storm Water.

Mr. Howard said unless there are other nominations from the floor tonight and considering how long we dealt with this one can I ask for a motion.

Mr. Barnes said I think a few of us met him at dinner. I haven't seen his application. I would like to see the application.

Mayor Kinsey said we have a nomination for Ryan Hammerick. Is there anything for Waste Management?

Ms. Kelly said I have one nomination for Waste Management for Anthony Morrison.

Mr. Cooksey said I have a question about Waste Management. Did that nomination come from the Board of County Commissioners or are we at a point where we don't need recommendations from them because of timing? They look like they are both from PFCC.

Ms. Kelly said that came from Councilmembers. I have two councilmembers; Nothing from the County.

Mr. Cooksey said has the county explicitly told us they are not going to bother with any two nominations or are have not answered calls.

Ms. Kelly said we have not received any information to fill both Boards if we can.

Mayor Kinsey said have we contacted them?

Ms. Kelly said yes ma'am.

Mr. Cooksey said I know we have contact them. I was just wondering have we simply not heard or have they explicitly said we are not going to bother.

Ms. Kelly said I can't say we haven't heard, but they have no nominations.

Mayor Kinsey said I think it's important if you'll look.

Ms. Kelly said I will double check.

Mayor Kinsey said we will have those nominees. We will vote on those nominees at the next business meeting.

ITEM NO. 18: MAYOR AND COUNCIL TOPICS

Mr. Howard said back in May I had the privilege of representing the Mayor's office at a forum held by the American Society and Council for the Americas. It was about the immigration population in our country and just a few statistics for you: in Charlotte the [indiscernible] population in the metropolitan area has increased from 23,000 to 173,000 since 1990 to now. In

Charlotte 17.7 of the residents report to actually speak another language other than English and between 2000 and 2010, the Hispanic population alone increased by 149% which is way above the increase nationwide of 43%. To me that says that we have a growing influx of people from other countries and I wanted to just make sure—kind of building on a task force that former Mayor McCrory had that looked at this very issue that we maintain on that same level of due diligence looking at this. I first wanted to come to you with a resolution of support to look at expanding on what the former mayor did. As opposed to doing that, what I'm asking tonight is for this to be deferred to the Economic Development Committee just to be looked at and to come back with some suggestions about if we look at a multiple agency task force or if we would look at a resolution going forward. I think it is one of those things that is growing and it is something we should embrace. Even given what we talked about tonight with Studio Charlotte and embracing the population on the eastside and how we make sure we bring in everybody to the table because it's not just social, it's economic as well because they bring a good number of dollars here. I think it's worth some consideration by council so I ask for that deferral.

Mayor Kinsey said is there any objection to that. If not we will defer it to the Economic Development Committee.

Mr. Barnes said you want us to sign this resolution tonight?

Mr. Howard said I want the entire matter to be deferred to Economic Development. I have spoken to the chair already.

Mr. Mitchell said I sent a memo to Manager Carlee about a vote we took on July 22nd approving a demolition of a house located on 2028 St. Martin Street and I've had some discussion with staff and the neighborhood and I would like to ask this council if we could defer this to September 16th to allow the neighborhoods to continue to work with staff and maybe saving this house. It has some significant value to the citizens of Lincoln Heights. They think they can reach out some of the additional property owners about saving this house in the community. I have to thank Ben Krise publically for his work in identifying the house and at the same time, showing some flexibility. If council would approve, he will continue to work with the neighborhood. That is my motion. I hope I can get council approval.

Motion was made by Councilmember Mitchell, seconded by Councilmember Howard to defer demolition to September 16 th .

Mr. Carlee said is the expectation that this will come back to the council. You have already approved demolition and the contract has been awarded.

Mr. Mitchell said it will not come back to council. I'm just hoping by September 16th. Let's give it some time. Don't demolish the house because I think it was scheduled for Monday or Tuesday. Give it some time for the neighborhood to work with staff about saving the home.

Mr. Carlee said we are happy to talk with the neighborhood and see if they have any real potential of coming up with a resource or a program to do it. We think it's going to be a challenge for them, but if it's possible to save a home and the neighborhood can come up with a way to do it, we are always willing to talk with them. It's going to be a challenge.

Mr. Barnes said I think clarifying. On the 16th, what happens? If they've got the money, the resources to rehab the house, don't knock it down. If by the 16th, nothing has changed, then on the 17th they move forward to demolish it.

Councilmember Claire Fallon said do we become liable for the contract then?

Mr. Carlee said we will work through those issues. If there is a concern there, I'll bring it back to you, but I think we can work through those issues.

Ms. Pickering said I just want to take one quick minute to thank the neighborhoods who came out participated in the Neighborhood Board Retreat on Saturday July 20th. Councilmembers of

78 neighborhood leaders came out and spent almost their entire Saturday simply trying to make their neighborhoods a better place to live and I think they deserve to be thanked on that. Lockwood Community, Peach Tree Hills, Biddleville, Smallwood, Northwood Estates, Wingate, Southwest Area Neighborhood Coalition, Belmeade Green, Pawtucket, College Downs, Hidden Valley, the other Madison Park, Madison Park at Wallace Farms, Green Leaf Village homeowner, JH Gun, Reedy Creek, Stonington, Pine Valley and Hamlin Park Homes, spent almost an entire Saturday. So I want to thank them for coming out. We all know the quality life in neighborhoods is what it's all about.

Councilmember John Autry said I would like to refer to the Environment Committee for consideration of clean air construction standards regarding City policies. I met with the Association of General Contractors and they are willing to participate in the prospect of creating such a policy. It would be a phase policy over a number of years to ensure that we are taking the best steps of insuring, that we get good contracts that are serving the needs of the citizens, but also protecting the air quality of our city.

Mayor Kinsey said if there is no objection from anyone we will go ahead and move to defer that to the Environment Committee.

Ms. Mayfield said I just wanted to congratulate Dave Webb and the entire 2013 Charlotte Pride Committee. As everyone may be aware, Charlotte Pride was this past weekend, Saturday and Sunday. Saturday's festival the estimate was more than 60,000 in Charlotte this weekend, the actual parade on Sunday had more than 80 participants. It was a beautiful weekend. The weather held out, but I'm interested and very anxious to hear the economic impact for this weekend, but definitely want to congratulate the committee and all of those that came into Charlotte for the weekend to celebrate and just say that they did a wonderful job with celebrating the diversity and inclusion of the City of Charlotte.

Mr. Cooksey said with regard to that referral, I just would like to add that I'd be particularly interested in seeing exactly what measurable impact on air quality could be had and how that fits in with the overall air quality issues in Charlotte.

Mr. Cannon said, of course in that hour long debate we had early on tonight, Mr. Attorney I am still looking for that information to come back with regard to if a spouse is with the City and how all that stuff works. And if we do find that that is something that is in the language, that we will disqualify a potential company. I would ask the chairman of the ED Committee to consider allowing us to do a referral to that committee to have further discussions about what we can do to have some discussions about how we want to proceed with that.

Mr. Hagemann said we will do it.

Mr. Kinsey said last Friday, the City Attorney distributed an ethics complaint filed with the City Clerk regarding Council's closed sessions on the Carolina Panthers. I think this is something we do need to discuss. So without objection, I would like to ask the manager to place this matter on the September 23rd agenda for discussion. Is there any objection to that?

Mr. Barnes said No ma'am

Mayor Kinsey said Mr. Manager will you do that?

Mr. Carlee said yes ma'am

Motion made by Councilmember Barnes, seconded by Councilmember Cannon and approved unanimously to adopt a motion pursuant to North Carolina General Statute §143.318.11.A3 to go into closed session to consult with attorneys employed or retained by the City in order to preserve the attorney client privilege and to consider to give instructions to the attorneys concerning the handling or settlement of a claim and (b) the case of the *City of Charlotte vs. the State of North Carolina Charlotte Douglas International Airport Commission*, 13 CVS 12678.

Motion made by Councilmember Barnes, seconded by Councilmember Cooksey and approved unanimously to adopt a motion to go into closed session pursuant to North Carolina General Statute §143.318.A6 to consider a competence performance character fitness compensation and other conditions of employment of the City Attorney.

The meeting went into closed session at 8:41 p.m.

Stephanie C. Kelly, City Clerk

Length of Meeting: 2 Hours and 45 minutes
Minutes Completed: September 5, 2013