

The City Council of the City of Charlotte, North Carolina convened for a Dinner Briefing on Monday, April 23, 2012 at 4:05 p.m. in Room 267 of the Charlotte Mecklenburg Government Center with Mayor Anthony Foxx presiding. Councilmembers present were John Autry, Michael Barnes, Andy Dulin, Claire Fallon, Patsy Kinsey, LaWana Mayfield, and Beth Pickering.

ABSENT UNTIL NOTED: Councilmembers Patrick Cannon, David Howard, and James Mitchell.

ABSENT: Councilmember Warren Cooksey

* * * * *

ITEM NO. 1: MAYOR AND COUNCIL CONSENT ITEM QUESTIONS

Councilmember Kinsey I actually don't have a question but I've got to get on CDOT's case. Item No. 30 regarding traffic lights, about the 4th bullet down, Central Avenue and The Plaza, not Plaza Road. It would be really nice if we learned what our street names are. That bothers me almost more than anything.

Councilmember Dulin said #27, I've got a question about the numbers. The numbers seem high for 1,200 square foot renovation for the Police Headquarters. More importantly I would like to pull Item #40 which is the Streetcar Fleet Systems Upgrade Grant and I intend to vote no on that. I know how the vote will go, but I would like to pull it so I can get that on the record please.

Councilmember Mayfield said Item #34 regarding the temporary staffing. I want to find out if any of these listed agencies are local agencies and if not what is the process for local agencies to be able to bid. Item #42 the Light Rail Vehicles Propulsion Component Repair Services, I want to find out if this work is in state and if not can we start conversations since this business is located within Charlotte, starting to create a training program so that moving forward this can be something, even if it is looking at Charlotte becoming a Southeastern Region that we will be able to do these types of repairs since the business is located here.

City Manager, Curt Walton said we will need to work with Siemens on that to find out what their longer term plans are so that will be a report if that is okay. I should have mentioned this at the beginning, staff is pulling Item #34. There is an error or two in here and we will bring it back in May and will address the questions that you addressed at that point.

Councilmember Fallon said on Item #39, are we replacing with glass or are we replacing with heavy plastic?

Mr. Walton said glass.

Ms. Fallon said why not heavy plastic that can't be shattered or broken? Wouldn't it be more feasible? There is one that is shatter proof and you can't crack it and you can't burn it.

Mr. Walton said we will come back to that.

Councilmember Cannon arrives at 4:08 p.m.

Councilmember Autry said Item #22, Road Humps, do they work? I've got one right in front of my house and what it has really been able to accomplish is to dig a trench in my front yard as people ride that right wheel over into the yard. It seems as far as traffic calming goes things like roundabouts have much more effect. I know they are a lot more expensive.

Mr. Walton said we will get you a report back on that. I think it depends on who you ask. First thing I think just looking at the long list of neighborhoods that are waiting for them, some people think they do and other people loath them so we will bring a report back on the pros and cons of each.

Mr. Autry said this policy was established in 1997 and has there ever been any attempts to look at that?

Mr. Walton said it has been updated a time or two in the Transportation Committee.

Kinsey said can we rescind that 1997 policy?

Mr. Walton said it is yours so you may.

Ms. Kinsey said I'm one of those who believes they don't slow down traffic that much.

Mr. Walton said that is Council policy so you have full control over that.

Mr. Dulin said I have to disagree with that. I think they do work or they work on me. We do have a segment of our population that does not like them for sure, but I've done a lot of looking to calm traffic in my neighborhood, putting up the speed limit number one, putting up stop signs, putting road humps or whatever it can be to knock it down some. Sidewalks helps to get the kids out of the street and on the sidewalk, but it really has been a policy since I've been on Council that we've been trying to let these contracts and get them put up and there are certainly some people who disagree with the policy.

Councilmember Barnes said I agree with Mr. Dulin. From personal experience, I have seen folks that will speed up to the hump, slow down and take off once they get over it, but it is that slowing down as they approach it that actually could help people. They may be a headache and I get that but I think they are a good measure or device to use to slow down cars.

Councilmember Cannon said I would just ask from a public safety standpoint, that is probably absolutely right. I think the only bad thing about it is when you have to slow down and speed up, you are probably using a gallon of gas. Beyond that it is a perfect public safety tool to have in place to try to slow traffic down. The only other issue I will say it will raise for me in terms of balance. I don't think it is a very good tool when you talk about trying to get our fire trucks and police cars quickly into a burning house or bad situation of some sort going on somewhere. From that perspective it is not very good to have.

Mr. Barnes said we should have someone from CMPD or the Fire Department to talk about that because I've watched Police Officers and fire trucks hit the hump, they know what they are doing. They hit them and they keep rolling because that is their job.

Mr. Cannon said what I'm saying is I just don't what them slowing down if they are coming to my house.

Mr. Barnes said I don't think they do.

Ms. Kinsey said it is tearing up the trucks.

Mayor Foxx said okay we can have a discussion about speed humps at anytime you folks want to talk about it.

DNC HOST COMMITTEE UPDATE

Mayor Foxx said we know this is a big event for Charlotte and I want to thank the Council for being so supportive of this event, as well as our city staff for the work that is going into it.

Executive Director, Dan Murrey said I appreciate an opportunity to come and address you today and take a little bit of your valuable time to update you on where we stand with things and some of the new plans that we've made. I think I came in the fall or early winter and addressed you with the very preliminary plans and I'm glad to be able to give you a bit more information. I want to recognize some of the members of my staff so you will be able to put a name with a face and know who they are when you need to contact them. Torrey Jessup is Deputy ED for
mpl

External Relations; Vi Liles, I think many of you know, head of Community Outreach and Robin Hamilton, head of Business Outreach and Procurement and Josh Field is our Communications Director, Sue Simmerley, Press Secretary. These are some names I know you've heard and I'm glad to have a chance to thank them publicly for the hard work they've been doing on behalf of our city and let you know who you can contact for further questions.

Today we are going to start out by talking about Community Outreach and I just introduced a number of the members of the team and others include Jeff Mallare and Najah Clinton who help support that, Jeff in particular with the legacy projects, which we will get into a bit more in a minute. We've had a lot of success in going out in the community and reaching people. We've had over 100 events and have reached over 16,000 people just with the person to person events that we've had in meetings. This doesn't include interviews and opportunities on the press to meet people so literally tens of thousands of people have been touched and engaged by this convention already and it is just April. We have rolled out our new logo and many of you have seen this, the Charlotte in 2012 Logo. It should look familiar. You can see the skyline with the word cloud that include a number of words representative of Charlotte. You can see in the bottom left, getting some play in Time Square when the logo was rolled out it actually played there and was shown off to thousands of people in New York and they are clearly flocking to Charlotte as we speak.

Councilmember Howard arrived at 4:20 p.m.

Carolina Stories – this is a great opportunity. Have any of you been on our website Charlotte in 2012.com? If you go there and you click on Carolina Stories you will see these 120 second vignettes that talk about everything from reasons why people should want to come to the convention or support it, stories that are unique to Charlotte or the Carolinas telling stories such as the entrepreneurial hub at Packard Place or sustainability initiatives around the community and a lot of personalities both here in Charlotte. You can see former Mayor Vinroot there, you can see folks from Raleigh and from South Carolina, so really trying to be representative of the broader Carolina community here and those who are playing a role in helping us put this on. If you have stories you think are unique to Charlotte or the Carolinas, stories that not a lot of people know about that we should get out there, please give us that information. We'd love to put one of those stories in a two-minute segment so that the media, our visitors who come to town or people who are just interested in Charlotte and the convention can learn more about who we are.

As I told you in the fall, one of the advantages of this opportunity is a chance to really tell the Charlotte story. It is a story that you tell everyday as emissaries for the city, but it is a story that we are refining and telling to a national and frankly an international audience. Charlotte is a place where, as the Mayor likes to say, we make it possible here. It is possible to enjoy a very high quality of life in a beautiful place that is clean, offers the comforts of southern hospitality, but also great economic opportunities of a major urban center. We are a diverse place that is forward thinking and has great cultural amenities, but we also make it possible to achieve beyond our limits. We are a place that tends to seize opportunities that seem at first bigger than perhaps we should be going after, things like hosting major political conventions and other things that we are doing that other folks said we would never do. We have a history of doing that repeatedly, being a great American City and a thriving urban center. We also make it possible not only to do well here economically, but also to do good and to do good together. We really represent the diverse new face of America and growing together to build a new American economy and a community that works for all of us and yet retains some of the southern hospitality and friendliness that we are known for. Those are some of the messages that we are getting out there and they are messages that resonate and they are easy to sell because they are true.

We hope you have signed up for our digital and social media. I know some of you like to tweet and some of you like to facebook and some of you just use web and old fashion e-mail. We hope you will sign up for all of the above and stay in touch with announcements that we are putting out on a regular basis about things that are going on. We have had steadily growing interest in our convention activities and are very pleased with how that is developing and growing as we get closer and closer to the convention. We are really proud of the relationship that we have with your team and the city. City Manager Walton and Carol Jennings have been a great resource for
mpl

us and we've made it a point to try to sell your message and pass along your information the same way that you are helping to pass along our information of the host committee. This is information that you are familiar with that we are letting people know how to get information. Charlotteans and others coming to the city can get information about CATS, about road closures, parking information and the rest so a lot of great coordination going on and it has been a good working relationship.

The first thing I would like to announce today that you haven't heard before is that as of today, we are putting on the website our frequently asked questions. It will be a resource for residents and visitors, for yourself as well if you'd like. We are certainly getting lots and lots of questions about the convention, how people can participate, the schedule activities and a whole array of things. We have posted a number of these questions today and their answers and we will be adding to it continuously as we get closer and closer to the convention. Please continue to direct your constituents to the website to find answers to their questions as they come up and as we update these. We also have an event calendar for people to find out the official event of the convention, but also community events, things that are related to the convention, but maybe not one that we are hosting, but still are worthy of attention. We are happy to work with community organizations and publicize their events and we want to direct people here in Charlotte and the region to use this as a resource to find out what is going on about convention.

You probably heard about our grass roots fund raising campaign. This has been one of the more fun and exciting aspects of what we do. Early on we hosted some competitions for airline passes, airline travel and accommodations at the convention. We also had a poster contest and it was a national contest for design. You can see the winning poster on your top right. That was designed by someone right here in the Charlotte region, Steve Ward from York Technical College designed that and won in the national competition. It is now a poster that is on sale on our website, representing the convention. If you look in the bottom right you can see all the barbecue sauces that were submitted in our barbecue sauce contest. We have just completed judging for our barbecue sauces and will be announcing a winner before too long about the winner in both eastern style, Lexington style and South Carolina style barbecue sauces so if you have an interest in sauce, we've got you covered. Those will be sold on the website as well and the top left is actually a NASCAR car. If people give even just \$5 to the convention efforts, they can get their name on a NASCAR car and we will be showing that car at Speed Week and at the convention this fall. We are excited to offer that. We had help from our good friend Humpy Wheeler in announcing that and are very excited about that promotion as well. If you've ever dreamed about having your name on a NASCAR car, but were afflicted by the speed humps we were talking about earlier, and haven't been able to get there, please go on the website and sign up.

We are fortunate to have a partner in the Raptor Center here and they allowed us to do a contest to name the eaglets that were just born there so we have an American Eaglet and I'm proud to announce for the first time you are the first to learn that the winner of the naming contest for this eaglet is the name Carolina so the eaglet will be named Carolina and you heard it here first. We are proud that was the name really appreciative of the Raptor Center for allowing us to work together on that. They are one of the 12 sites of our delegate parties by the way will be at the Raptor Center.

We are really excited about some of the community engagement groups that we have been able to affiliate with. A very eager and robust group of women here in Charlotte put together a non-partisan group to support the efforts of the city to host this event. They have chosen the name DVA - Donors, Volunteers and Ambassadors and have embarked upon a very aggressive path of recruiting other members and getting involved in service projects. For both of our two affiliate groups, their model is to request donations of \$20 and 12 hours of service time to match with the 2012. Even those who can't afford the \$20 can get in if they will participate in the service agreement and you can see pictures from Amy James Recreational Center, a week ago Sunday we had a kick-off event with the DVAs where we did a service project, cleaning up the Rec Center. You can see the before and after pictures, the benches that were painted and you can see there is one red one and one blue just to show the bipartisan nature of this organization. It was a great day and we had 120 volunteers show up at the Amy James Center for this and really did some great work cleaning up the area and making it ready for use by the Reid Park Community

and school there. At the same time though a lot of people didn't realize that there was a second DVA group of 30 people at Moore Place, which they were planting a community garden which you can see there. That makes 150 volunteers out on the same day and they plan to do monthly service projects and continue to grow. If you have friends who want to support the city and do things of a service nature to make Charlotte a better place and to make it ready for the company that is coming to town, the DVAs is a great place to direct people. Another place to direct people is Generation Opportunity or GO Charlotte. This is a group of young professionals that have come together and they had their kick-off event also about a week and a half ago and they are also planning service projects and are growing their numbers as well.

There are a lot of volunteer opportunities aside from those affiliate groups that are directly a part of our convention efforts. You know from my presentation in the fall that we need to recruit at least 10,000 volunteers to be trained and deployed. They are going to be used in the hospitality functions, logistics, transportation, administration. We've had a great response to this and we are very pleased that people are signing up. We want to make sure we get as many volunteers as we can from the Charlotte region because we are not in a position to offer housing to our volunteers so while we would love to have volunteers from Seattle and if they have friends in Charlotte that they can stay with, that will work great, but we really want to encourage people from Charlotte to sign up too and those slots are filling up fast so I encourage you to get your constituents and friends and family to go ahead and sign up.

We talked a bit about the legacy programs in the past and I wanted to go into some greater detail about that. The legacy is something that either happens that wouldn't have happened without the convention coming or it was catalyzed to happen more quickly or with greater effect as a result of the spotlights that the convention is putting on us. It is important to us that these legacies create a sense of possibility for our community or what we could be and that we not just tell it, but we actually live it. When you look at the types of things that we are hoping to do we are really talking about trying to change the way we do business over the long-term, not just the short-term. In the area of sustainability, we are promoting the global model of sustainability that is in the Envision Charlotte Model and raising awareness about the sustainability best practices, not just on energy efficiency, but also water use reduction, waste reduction and improved air quality. We are committed to providing reusable water bottles and are working with your city staff on distribution mechanisms for that during the convention, and potentially creating a model that can be used afterwards for other large scale events. The city has committed to expanding recycling uptown and we are excited about that and we are trying to find other sponsors to help us expand that further for even greater potential. We also want to promote a potential bike share program that Center City Partners are working with some private funders to create that and we have a goal of not only having what they have created as a pilot program potentially but a possibility for us to expand that further with this convention so that during the convention we have enough bikes available for delegates to use and hopefully have some remain behind for an even an expanded program.

In the healthy children/healthy families area, we've committed to expanding the number of community gardens and trying to affiliate those with schools as well. We have been working directly with CMS to develop and promote physical fitness and wellness opportunities for youth and bringing a lot more focus on that. We are trying to raise awareness about the need for SNAP at farmer's markets and are working directly with the Yorkmont Market to try to potentially get that market in a position to accept SNAP and also wanting to draw attention to the Carolina Thread Trail and our great greenway system here. We are very proud seeing the grand opening of Little Sugar Creek on Friday. I know many of you were there and it is a great opportunity for our community to show this off. We feel this can be a national model that people can look at when they come for the convention and see how a city can reclaim areas of the city that may have been lost in previous developments that they can really be a backbone to the community and be an important resource for not only sustainability but healthy lifestyle.

Councilmember Mitchell arrived at 4:30 p.m.

In the area of Youth Employment and Civic Education, we are fortunate that CMS and other schools have partnered with us on a civics curriculum and creating civic engagement activities for youth. We are looking at opportunities for mock conventions and other chances to really let
mpl

kids take advantage of this opportunity. The convention has never been in North Carolina and it doesn't come to the south very often. This may be the only time in some people's lifetime that they have a chance to get close to a convention and we want to make sure that we use it as an opportunity to talk about democracy, to talk about civic engagement and how people can get more engaged in the political process regardless of your party affiliation. We want to raise awareness and expand the Mayor's Youth Employment Program and have been working with our volunteer network to help do that. We have a college internship program that we had during the spring and we have another one this summer, as does the DNCC so great opportunities for college students to get involved. We are also creating opportunities not only for the 10,000 volunteers that I talked about, but also we are trying to engage up to 1,000 youth volunteers to engage in convention activities and civil and volunteer related activities as well.

Finally, in the area of economic inclusion, you are all familiar with the vendor director. We continue to be very proud of what we have been able to accomplish there, over 3,000 vendors have signed up on the vendor directory. It is the largest data base that we have or regional businesses and this is an interactive data base that allows us to community out with these companies about RFPs that have gone out and to search for specific types of businesses in a very detailed way. It gives the small businesses an opportunity for finding business that they otherwise wouldn't know about. We feel like this could be a community resource that has a lasting impact and we would love to see this be something that would live on after the host committee goes away after the convention. We are providing business outreach and networking sessions. We've done a number of them here in Charlotte and we are also doing them around the state and we were proud to announce last month our diverse spending goal. We are the first convention ever to commit to a spending goal of at least 1/3 of our spend being with diverse companies and those diverse companies include those that are minority owned, women owned, veterans, LGBT or disabled owned businesses. We are excited to work toward achieving that and be another first for us in addition to our fund raising style, the first time in North Carolina, the first time to be in three venues in one convention. We are creating a string of firsts here and we are proud of that. We have over 3,000 businesses signed up and all of our goods and services on the host committee side are being acquired through that vendor directory so if you have businesses that want to get business with us, please direct them to the vendor directory. We continue to have more and more businesses sign up every day.

Monday, we were presented with a great opportunity by the DNCC. They have elected to shorten the official convention from four days to three days. I know you have heard that announcement, but this is the first time I've gotten to address you since that announcement was made. That means that the Monday kick-off event is going to be ours to host. Not only the delegates and convention attendees, but thousands of people from around the Carolinas to come for a Labor Day kick-off event all day, family friendly event. Obviously, the kids will be out of school and we plan to have games and race activities, concerts, lots of different types of food and lots of fun activities. We also plan to be able to show off our legacy areas and not only the programs that we are doing here locally from the legacy standpoint, but what other groups are doing, non-profits or corporations from around the country that are working in these four areas, we'd love to have them do expositions and display what they are doing in this arena as well so we can show off what is great about our community, but also have a dialogue that goes on about great ways to do it in other parts of the world as well. It is going to be a free-ticketed event so a lot of opportunity for people to come and participate, but we are also going to have guest from around the world there and we would love ideas on the types of things that we should be high lighting and showing about our city, state and region and make sure that we don't miss out on any part of this great opportunity.

I appreciate the chance to come speak to you today. This is a very brief overview of the work we are doing. I want to say I'm very proud of our team. We have really had a great team that has been assembled here and I'm fortunate to be able to work with them to put this on. We've had a great working relationship with CMPD, CATS, the city as well as the DNCC and putting this on. We continue to make great progress and we continue to do our part to make Charlotte proud. I'd love to answer any questions you have at this time.

Councilmember Mitchell said on Monday, the kick-off Carolina Celebration, what time does that event start?

mpl

Mr. Murrey said we are still working out the details of that. You can count on it being most of the day, starting roughly mid-day and going throughout the afternoon. It is a school night so we don't intend to go late, late, but we are still working out the schedule at this point so I don't specifics on that yet. We will announce it on line once we have those details.

Councilmember Cannon said thank you for your presentation and thank you to your team that is also represented here today. I appreciate them and their level of work as we move forward. As it relates to the piece that you covered on economic inclusion with regard to that data base, I don't want to lose sight of the possibilities of what might be there. That data base, as I understand it probably does a little bit more than just serving as a data base per se. Mr. Manager if it is possible I would love see what we can do to have a sit down with Dan and/or the appropriate person with the host committee to see if there is anything that we might be able to capture as we try to build our own data base here with the city. It could be advantageous for all of us along the way. If that is something that can happen in the way of a meeting to kind of explore and see what that looks like, we may be on par and we may not be, but if there are some possibilities there where we might be able to grow what we have we probably should consider that.

City Manager, Curt Walton said we've been in discussions with them. The issue of the vendor development has been referred to the Economic Development Committee and I think what we don't want going forward is two. We can't maintain two and there is a lot in this data base that are things that we wouldn't ordinarily purchase or put out for RFPs. We have been working with them and are aware of that data base, but I think where we go as a result of the small business program, it probably would be slightly different. The two could become one, but I don't know that we will know that for a while.

Mr. Cannon said the only reason I mentioned it is because of the potential possibilities of this council changing what is currently in place. We do have the SBO piece but there may be another addition to that and if so there may be an opportunity to capture something else where we streamline it to make it fit rather than having duplicate things out there.

Councilmember Howard said Dan, I too want to thank you for your hard work and when I met with you last week I had an opportunity, and I was more curious than anything, and everybody on this Board know that the west side is where my heart is. I stopped by the DVAs a couple weeks ago and they were hard at work and I felt bad because I had a suit and tie on. I felt like I should come back and work, but they were doing a good job. I think this says a lot that this community wants to have legacy projects and the women that have come together to make up that group just says a lot about what Charlotte is. I'm also excited about moving the bike share conversation forward and I know we will have more coming. I just wanted to make sure that I let the Council know that the Transportation and Planning Committee and staff has been working on this and I hope we will have some good news on that one soon. I also has the opportunity to set up my own fund raising webpage to join. I didn't set a big amount, but a small amount and will push that through. I also wanted to follow through on my offer to help you guys make calls. I know you have a great team of people making phone calls, including our Mayor, but I will more than happy to join in on those calls if it will be helpful. That was really more of a challenge to my colleagues to join on both of those. The web page is real easy to set up and I'm not going to tell you my goal because it is too small compared to \$36 million, but it is a goal and I also wanted to challenge ourselves to help make those fund raising calls so we can may sure this is successful.

Mr. Murrey said I appreciate you setting up the fund raising page. We can use all the help we can get.

Councilmember Mayfield said thank you for this detailed report. Has there been any discussion on how we are going to reach the community that is not on line because we have a large community that does not have internet access but want to be involved in volunteering. They want to have opportunity to be there.

Mr. Murrey said we do have a way for people to contact our office and get involved in volunteering. They can call the office to get tied in with that. Most of the communication we do
mpl

have does happen through e-mail so we would need to work directly with them, but there are ways of going about doing that. As far as getting to participate in the Monday event or getting tickets that is part of the planning, how to reach that community that doesn't have on-line access, but that is all part of the plan we are coming up with at this point.

Ms. Mayfield said that is the main piece that I wanted to make sure your team is looking at in order to make sure that we make that process as equitable as possible.

Mayor Foxx said Dan you all are doing a great job and the planning of this type activity is something that steadily gets into more focus as we get closer in so it is endemic to this type of activity that some of the details really start to crystallize as we get closer in. You've done a great job of giving us a sense of where things are. Mr. Manager, did I hear you say that the vendor director issue had already been referred to the Economic Development Committee?

Mr. Walton said yes sir, two weeks ago when we talked about the consultant update, and we also talked about the new financial system procurement is the first module of that so we will be building a vendor director as part of that. That has been referred to Mr. Mitchell's committee two weeks ago.

Mayor Foxx said I would like to make sure that we, as part of that referral or at least engage the conversation about this vendor director that is already out there exist, is built. I think one of the differences between this vendor directory model and probably the one we are contemplating is we are thinking about it from the standpoint of internal use to get information out about city contracts that can be used externally by vendors. One of the capabilities this system has is that it can be a general use vendor directory so if someone is outside of the city and they are going to have an event they can go to this vendor directory and get information about companies that they may not have gotten otherwise. There is a multiplier effect that is possible here so I think there should be some conversation about that. If it has been referred and it is okay to just add that to the conversation I think is what we ought to do.

The second thing, as we are sort of building this airplane while we are flying it, there will be components of it that will come up over time and as these legacies start to unfold, I had a conversation with the City Manager about having him or his designee to kind of bird dog these legacies for the city and be kind of a point person. It may be Carol Jennings or whoever you chose Mr. Manager, but I think we ought to give him the latitude to at least allow someone to kind of watch those for us and make sure that the city is at the table on those conversation so we don't get an October surprise. Those are just thoughts and I'd like to ask the Council to do that if you feel like we need to do that Curt.

Mr. Walton said I think we are doing it. The October surprise, you mean that we get a bill for something?

Mayor Foxx said no, you won't get a bill, not for that, maybe for lunch. I think if you feel like you've got this issue managed, but I've been hearing some murmurs about people feeling like they are not getting enough information so I'm trying to offer this to you and your staff as a way to make sure there is a connection there on legacy issues.

Mr. Walton said I think we are fine. There have been discussions on the cost of things and that probably will continue, but I think we have the latitude we need to have those conversations.

Mr. Murrey said I anticipate that over time as the legacies get more developed and have more definition and we add to the list of programs that we are doing, we anticipate there are going to be some resources that are developed that have some value and maybe in the realm that the city wants to continue to have. I mentioned the example of the water distribution system if we ended up with a resource that we created we may be looking to hand that off to the city. There are some things that maybe in that positive, not just a budget request, but actually a bequeath. I think we just need to make sure that you are aware and we will commit to making sure that the city is up to date on all those activities.

Mayor Foxx said we are in a critical path and I want to make sure the communication is as open as it can be between the two staffs. This is the piece that our citizens will be left with after this thing is over so I want to make sure that we do it right.

Mr. Murrey said if there is nothing else, I would be remiss if I didn't mention how much help and support the host committee had gotten from our Mayor. He has done yeoman service on behalf of the city and helping us carry out the host committee mission and doing so not just here locally, but around the country. I just want to publicly thank Mayor Foxx and thank you all for supporting him as he carries out that role as well. Thank you for your time today and I appreciate the opportunity to be here.

* * * * *

ITEM NO. 3: OUT OF SCHOOL TIME REQUEST FOR PROPOSALS

City Manager, Curt Walton said in 2010 Foundations for the Carolinas convened a group of stakeholders to work on after school programs to see how they might be delivered more effectively and efficiently. To that end last year the Council approved an RFP process for soliciting proposals for after school programs. We have done that and the results are coming back in and we wanted to give you a status report on that.

Tom Warshauer, Neighborhood & Business Services (used PowerPoint for his presentation) said we are delighted that we are one of the projects that are legacy projects in the DNC which has really helped us out on a number of things, but not so much on this. On May 9th, nearly a year ago you asked us to take a look at developing an RFP for the After School Enrichment Program (ASEP). If you look at the presentation you will see that we now refer to these as Our of School Time (OST) as opposed to After School. One of the things we've all realized as we've worked in this field is the importance of summer programs and helping to keep kids current with their grade and the decline that happens over the summer when that doesn't happen. We've been referring to these as Out of School Time Programs and you will see that language as we move forward.

The intent of the RFP was really to improve the allocation of resources for all of our OST programs which really target the children of low income families in our community.

Councilmember Barnes referred to the third bullet point on the slide and said regarding the kids who live at 80% below AMI, what percentage are below 60%, below 30%?

Mr. Warshauer said I don't have that breakdown but we do know that we have a lot of kids that are being served are under the 30% threshold. They are eligible for funding through our CDBG funds for under 80% and most of the kids that are being served in our program are under 30% but I can try to find out where we have been on that as we go forward.

Mr. Warshauer continued his presentation with slides on Page 2. This is who you have been funding traditionally over many years and who you funded last year, the number of kids that were served in each one of these programs and the amount of funding. Just so you have sort of a background, particularly for people who are new at looking at these, this is where we've been. It is \$1.2 million of funding that has been going to these five agencies. There are six contracts and CMS has two contracts, one for middle school and one for elementary school, but there are five different agencies that are receiving funds under six contracts.

So how did we develop the RFP? The Foundation for the Carolinas on OST Taskforce that came forward didn't quite make it to developing the actual standards so we assembled a group of community members who had served on that Taskforce to help us with developing the RFP. They were Rusty Bryson, Brian Collier, Jerri Haigler, Brett Loftis, Janet Singerman and Claire Tate. I think Claire is still here with us. The group met three times to develop the standards that we are using as we went forward. The standards are based largely on the National Afterschool Association and the North Carolina Center for Afterschool Programs and their standards for quality programs. They really reflect the learning that people have had over these years of moving after school programming and OST programming from really being more of a babysitting, just management of time to really being a more enrichment program activity and that

is what we've been trying to do. The basic qualifications are maintaining safe, orderly, and healthy environment. It has to be a good facility in which the programs are taking place. They have to have a qualified and diverse staff and in diverse we don't just mean racially diverse, it means skills sets that are diverse, the ability to speak other languages, the ability to relate to different kinds of culture, so the staff really needs to be a qualified staff. We all love volunteers, but there are times when we really need staff to also bring certain qualifications to the table and being able to relate to the kids. We need to provide opportunities for improved academic achievements, creativity and well being and on this, when we talk about academic achievements, we mean things that are sequential learning. It is not just homework help, but it is sequential learning, things that you develop over time. It is teacher directed activities where the teacher really works with the students in the activities and the way that those go forward. We take a look at creativity we mean all sort of things within there, but we also mean leadership development as well, making sure that people are being developed as leaders in their community. When we talk about well being we mean things like healthy snacks, we mean physical activity. There are a whole range of programs that lead to a healthy lifestyle. We are also looking at establishing active family and community partnerships. We have learned that it is not just the kid, it is not enough to just reach the child, you have to reach and deal with the entire family so it is developing programs that bring the parents in to get the parents new skills to help the parents talk to their teachers, that help the kids relate to their teachers and also to relate to the entire community of creating programs where the community can be a part of the kid's life, where we can bring in resources from the community also in the notion of the Raptor Center, Discovery Place, other community partners that have great programs that can be really enriching to kids. It is about bring in the children to community resources and also getting the kids out to think of themselves as part of a family and as part of a community. It is also having appropriate administrative policies and procedures in place. We need to be able to evaluate those programs, and without having those policies and procedures in place, we are unable to do that. If we are going to be giving \$1.2 million every year to these programs we need to make sure that they are good quality programs.

Our RFP requirements, some are very basic, North Carolina Licensed after school provider, you need to be a non-profit or a local education agency or faith based organization. You have to be located in Charlotte and have been doing this for three years. We really wanted to make sure we weren't evaluating what people hoped to do, but really taking a look at what people are actually doing. We also wanted to take a look at the educational requirement for staff, making sure that the staff really does have the education to be able to deliver these programs well.

Councilmember Cannon said how did you all come up with the qualifier for three years?

Mr. Warshauer said our committee worked on that to take a look at how long they needed to have been in the community. We felt three years really gave us an opportunity to see a track record of program delivery.

Councilmember Howard said on the educational requirement for staff, is that per whatever the notifying agency is for that organization or is there some standard beyond that?

Mr. Warshauer said that came from our looking at the national standards that are there and you can see those in the handout that I have given you which gives you more details on the education requirements that are there. It also takes a look in terms of program services, I only have two bullets here, but there is a whole page and a half on program services in front of you. I didn't want to go into all the details, but wanted you all to be able to see the kinds of programs we are looking for, the kinds of ways that we are using to evaluate these programs and what they do. At a minimum they need to be five days a week programs, 3 hours per day, they need to have a minimum of 1 to 20 student to staff ratio and they need to be able to submit all the required documents to enable us to evaluate the program. The required document list is on the back of the handout.

Mr. Cannon said who monitors these programs, which are very good?

Mr. Warshauer said under out existing contracts, Betty Jackson is our monitor. Not all of these are in our existing contracts, this is the RFP that we have put out.

Mr. Cannon said Ms. Jackson would be the person to monitor the entity that is awarded this particular contract.

Mr. Warshauer said right.

Mr. Warshauer continued his presentation with slides on Page 4. The RFP was posted on Friday, February 10, 2012. We sent out a distribution to our financial partners, agencies that requested notification, the task force and the Mayor's Mentoring Alliance. We tried to reach pretty broadly throughout the community. Seventeen proposals were received on the deadline of March 14th and all five of the currently funded programs submitted proposals. We are currently evaluating the proposals and scoring them and we are in the process of doing some more in person interviews to find out the answers to some of the questions we had that are outstanding. The maximum score is 120 points. Staffing and professional development gets 15 points. Our program narrative is divided among these programmatic elements and there is a total of 90 points, but most of the points are really gathered through the development of your program, how you run your program and how well that program is run and their budget is 15 points.

As we go forward our allocation process is going to be to complete our scoring of all of those organizations that are eligible. Some of the organizations may have not submitted all of the required documentation that is needed for us to a full evaluation. Some of them may not have been in existence for three years in Charlotte so there may be some of the 17 that will fall out as we go down the road. We are proposing to evaluate all those that are eligible and to fully fund those that based on the scoring within the available funding. It would be like you see for the Housing Task Force funding, if the proposal is a good proposal the highest scoring proposal would be fully funded until we run out of money. We have \$1.2 million in funding that is available, the 17 submissions represents \$4.1 million in the ask of the city. The next step is that you will be seeing this recommendation in the May 9th budget presentation.

Councilmember Mitchell said thanks to you and your staff, for a long period of time we have struggled to try to create an RFP to maximize our dollars for after school and I just want to say a Thank You to Mayor Foxx for dropping by, we just had the Mayor's After School Summit at the Hilton, University which was a tremendous success. Councilmember Barnes did an excellent job of welcoming to our city and Clarie Fallon and LaWana Mayfield, thank you for your participation. We are still looked upon as kind of being the model for after school throughout North Carolina. Thanks to staff and Council for your support and it was a very good event.

Councilmember Kinsey said Dr. Murrey mentioned about the opening of the greenway on Friday and I want to thank Councilmember Pickering for being there. I serve on the Action Committee because the greenway goes through District 1 and they gave each of the Action Committee members a work of art, it is a collage but they were made especially for each member. This one you will notice has the creek and the walk, but the background is the city. I just wanted to share that and if you haven't walked the greenway or ridden your bicycle, go do it. It is wonderful! I did it twice last week and people are everywhere and it is really nice.

Councilmember Mayfield said although I looked around the audience to see, I wish I had a representative from the Realtors Association in here, I wanted to specifically say thank you because we had an amazing opportunity also on Friday where in just District 3 there were three different homes of seniors that had a number of repairs, thanks to the Realtor's Care Day Program where they actually identified their volunteers where people come out and show that they care. We had citizens who are in their 80s that had some minor and a little more than minor repairs that needed to be done around their home and because of this program, even though the city has not been able to assist with some of these needs, because of the partnership with the Realtor's Association that need was fulfilled. I just want to say thank you to all of the volunteers that showed up and to all the organizers for all the work that was done in District 3.

Ms. Kinsey said also in District 1.

Councilmember Autry said in District 5 we had a great time out there on Friday. It was a beautiful day and the places were rocking. The homeowners were so genuinely touched and appreciative of the efforts that were put forth by everyone. It was really a great thing to be a witness to and I appreciate the Realtor's Association for stepping up like that.

mpl

Councilmember Howard said I had the opportunity along with Mr. Mitchell to attend a breakfast for the Junior League a couple weeks ago and an issue came up during that breakfast, they talk about what their core issues are and one was human trafficking and I'll be honest with you, I was a bit surprised because I said do we have a problem with that. Some of the statistics they started throwing out, and it is not just women and prostitution, it is also lay work. It is not just people in the fields, it is workers in houses I found out. It is a bigger issue in this area than I knew about and I would like to bring it up in the public at the end of the meeting to defer this to the Community Safety Committee, if nothing more than to just explore what the scope of the issue is and what we are doing, if nothing more than information. I as an elected official would like to know more about it and what we are doing with it. So without objection here I'll ask for that to be referred to that committee and I will mention it tonight.

Mr. Cannon said it is fine with me.

Councilmember Barnes said what was the purpose?

Mr. Howard said just to explore and explain what is going on and talk about what the city is doing about it. If nothing more than to educate the public and see what we are doing to do that part of it.

Mr. Barnes said you all may be aware that we have an issue with these unlicensed and unregulated bus services that stop right off of I-85 and I-77 at some of the hotels and various other places. My sense is that they are engage in a whole host of activities, but the struggle we've had is that there is some jurisdictional elements that are challenging to determine and it has created a situation where we know there is a problem, but we really can't identify the fix. This may actually play into that because I think part of that issue relates to this. Unfortunately, I think we have a problem figuring out what to do about it but I like the idea of talking about it.

Mayor Foxx said without objection we will do that referral.

* * * * *

The meeting was recessed at 5:05 p.m. for dinner and reconvened at 5:20 p.m.

ITEM 4: UPTOWN BASEBALL STADIUM

Mayor Foxx said this is a project that goes back to the 2005 – 2006 timeframe. At that time the idea was to do a land swap that involved the City, the County and the School System moving some land around to make it possible for this ballpark to happen. What evolved in that process was the County taking the lead on the financial involvement and we initially had no other role? Obviously, there have been some intervening events including several lawsuits and the financial downturn that has resulted in this request coming forward. I have been watching this and listening and as this process has moved forward and the financial involvement on the City's part as it is now being discussed has improved and I'd like to introduce Mr. Mitchell and you can further introduce this item and we can get the presentation from Mr. Kimble.

Councilmember Mitchell said I first of all have to recognize my committee members, Vice Chair Mayor Pro Tem Patrick Cannon, Warren Cooksey, David Howard and LaWana Mayfield. If you will recall this issue first came back to our committee in January of this year about the impact of amateur sports and the Knights Uptown Stadium. We have had four committee meetings on this subject and I would like to thank some of the Councilmembers who have joined in to be a part of that discussion, March 1st, March 15th, April 4th and April 19th. The committee voted four to one last Thursday to recommend to the City Council that the City invest \$8.5 million and partner with the Charlotte Knights and Mecklenburg to build an uptown AAA baseball stadium. Mr. Kimble will walk through the details of the recommendations, but first let me address the impact it would have for the City of Charlotte and this region. Entertainment facility for the general public and families at a very affordable price, a venue that convention goes and tourism could come and would help fund. A facility that would hold community events and special sporting events. I think we received an e-mail from them earlier and last week they had a CMS event at the Knights Stadium that drew over 6,000 youths who participated. A fair and equitable private

partnership for all parties. I think our ratio is around 70% to 30%, a risk protection for our taxpayers and tourism partners. We've heard loud and clear make sure we use good use of our taxpayer dollars and more importantly we are talking about \$38 million direct economic impact, \$66 million in total annual economic for our city. Four-hundred and ninety direct jobs and 740 total jobs including youth and employment opportunities. Mayor Pro Tem, in our discussion brought up the opportunity to link the youth opportunity to the Mayor Youth Employment Program as part of the discussion. We think this construction opportunity would be great in making sure our SBEs to get involved in this construction. With that I would like to turn it over to Mr. Kimble.

Deputy City Manager, Ron Kimble, said it's been a little bit of a journey over the last four meetings and it started out with the economic impact of sports and that report and then diving into the baseball component of that and coming up with the numbers that Mr. Mitchell has just announced to you in terms of economic impact and in terms of jobs. On March 15th the Knights presented their proposal and presented their request and their ask for a partnership with the City of Charlotte and I think it has been accounted for in many different areas, \$11 million was the ask of the Knights with their \$35 million and the \$8 million from the county they identified a 65% private and 35% public participation. We noticed in that meeting that they were silent on the land component so when the City staff worked with the Knights between March 15th and April 4th, a lot of our conversations dove really deep into the financing and we are going to walk through some of that financing on the next slide to get really into the numbers because I think it is important for transparency, it is important for us to believe that this is the least amount of additional public dollars that would be required to make this baseball stadium happen if you are so inclined to go that route. On April 4th we identified \$20 million as the value of the land that the stadium would be built upon along with a proposed hotel which would be beyond the outfield wall, the leftfield wall of the stadium. With that we worked with the Knights almost daily, multiple times per day to analyze their numbers and we came back with a \$9 million amount of City participation. At that moment in time it was discussed it being \$4.5 million of tourism dollars and \$4.5 million of property taxes reimbursed on a tight geographic zone around the baseball stadium property and that proved to be I think an effective model as it relates to your TIF policy, but there was discussions at the committee indicating that maybe we didn't need to go with a zone around the baseball stadium, maybe we just needed to think about the property taxes that were paid by the stadium improvements by Mr. Beaver and the ownership group and the property taxes that would be paid on the hotel that would be beyond the leftfield wall. Armed with that discussion at the committee meeting on April 4th we then went back again and analyzed it with the Knights, met hourly, daily and throughout the next two weeks and whittled it down to an \$8.5 million final amount that I think is the recommendation we brought back to the committee. We shifted more of the funding to the tourism component, \$6 million of net present value tourism dollars which can only be used for tourism related assets of which a baseball stadium is a very qualifying tourism related asset and then drop the participation of property taxes to only the block that the stadium and the hotel would be built upon. We stretched those payments over 20 years and I'll walk through why 20 years we believe is a good suggestion. It mirrors with the county's 20 years of the agreement that they have with the Knights. It also binds the Knights for a longer period of time because they only get the payments on an annual basis if the build the stadium and continue to play baseball year end year out. So stretching it over 20 years has its advantages. The payments would cease if the Knights weren't playing baseball there or never completed the baseball stadium, we would never pay so it stretches over 20 years which is a much longer period of time.

Mayor Foxx said Mr. Kimble what problem are we trying to solve with this?

Mr. Kimble said the gap in having a baseball stadium being able to be constructed by the Knights and the amount of money that the county was participating in the project. I think the next slide will kind of walk through in deeper detail because this is summarizing April 4th and April 19th, where we were in what I just described. This is probably the most important chart because this discloses how the Knights intend to finance and infuse ownership equity into the construction of the baseball stadium. It is a \$54 million baseball stadium and what we did was analyze the information that the ownership group brought forward to find out how much capital equity the team was going to put in and in the final analysis it is \$7.5 million that the ownership group will immediately put into the construction of the baseball stadium. In addition they are selling

naming rights, they are selling sponsorships, they are selling suites and they get advanced money in, a portion of that revenue stream is paid up front and the portion that we've identified with them is \$5.5 million of early advance naming rights, sponsorships and suites that they would also put into the deal.

Councilmember Barnes said with regards to this issue and what problem we are trying to solve, the \$8.5 million would pay for what?

Mr. Kimble said it would be used for debt service that covers all of the cost of the baseball stadium including hard costs, financing costs, it is all in number. What you have to solve for in these complex public private partnership is taking down the whole dollar amount in the construction costs of the stadium, \$54 million. These become revenue streams that are made available to the Knights ownership who then use that revenue stream to pay down the financing at \$41 million that they have to go and secure from a series of lenders.

Mr. Barnes said is the \$8.5 million the interest payments they would need to pay their loans off?

Mr. Kimble said it is the entirety of principle and interest payments to pay for \$54 million which are including all of the hard costs, architect fee, environmental.

Mr. Barnes said you've done a great job. I've been to one committee meeting and I've watched what has been happening so the way you just described that sounds a lot like something else in recent memory that has been a very uncomfortable experience for me, The Hall of Fame, and as I understand it the same person who helped create the economic impact study for the Hall of Fame created this one. As you all recall there was talk about 800,000 people coming to the Hall of Fame and it hasn't been anywhere close to that. Here the projection is that we will double the attendance from 300,000 to 600,000. I don't believe it. Why – because what we heard for the Hall of Fame wasn't true. In almost every respect, everything we were told about the Hall of Fame was not true and in my opinion this is a private sector deal and I was told 5 or 6 years ago the only commitment needed from the City would be the land swap and here we are in 2012 being asked for money. I know some things have changed in the economy and I get that, but these folks, great for them got the BB & T sponsorship. I say go after McDonalds, Burger King, Hardees, Wells Fargo, whoever you need to go after. Cover that gap yourself. This is not in my opinion a deal the taxpayers should be covering. And by the way, I like baseball, certainly the pre-steroid era, but this particular deal I don't think we should be a part of, but you are helping me understand why I feel that way.

Mr. Kimble said you have a lot of questions embedded in your comments and I would like to take a shot at addressing them and doing it in explaining. John Connaughton did the study on the NASCAR Hall of Fame. I don't think he used 800,000 attendance as his number to determine the economic impact of it. When we tended the bid for the NASCAR Hall of Fame on May 31, 2005 the attendance number submitted with the bid were 400,000 annual visitors. There was conversation at one time about maybe it could be 800,000 or may early on it could be, but I want everyone to know that the bid tendered by the City of Charlotte against all the other national competition was 400,000 attendance for the NASCAR Hall of Fame.

Mr. Barnes said we haven't hit that number yet.

Mr. Kimble said I was going to say and we haven't hit that number yet, but again those estimates were done in May of 2005 when the economy was much better than it was the day the NASCAR Hall of Fame opened and if you look at Halls of Fame around the country in 2005 they were doing better than they ended up doing 2009, 2010 and 2011. There is a tract record and there is a comparison and a history that talks about why 400,000 was the number that we chose in 2005 to submit. Mr. Connaughton did his economic analysis on conventions that could come, on the jobs, on the types of sales tax, the type of ticket tax. He did his on that kind of analysis for the NASCAR Hall of Fame. He is a very respected economist. I believe he is fairly accurate in the things that he has done in the past on the film industry for this community. He has done it on the NASCAR Hall of Fame, he's done it on motor sports in its entirety for the State of North Carolina in the Charlotte region and I believe when he looked at the Charlotte Knights he was also conservative in the information that he used to gage his projections at \$38,000 million on an

annual direct basis and \$66 million on total direct and indirect for the baseball stadium. He is a very respected economist and is respected in his field.

Mr. Barnes said I'm sure he and I don't mean to disparage him. I'm sure he is a fine man, he works at a fine institution and no intentions of disparaging him. What I'm concerned about is all the behind the scenes type stuff. You recall a few week ago someone called me thinking I had asked the question about how much the impact study costs and apparently no-one will release the information. I didn't even ask the question. I'm not on the committee, didn't know as much as the committee members know, didn't ask that question but after that message it bothered me that people don't want to reveal things like that, especially when you are coming to us asking for public money. I'm not disparaging him, he just happens to be the person in that deal, in this deal.

Mr. Kimble said when Mr. Beaver came to the county and the city many years ago and the City at that time said no, we don't care to participate, prior recession, prior deep recession, the county partnered with the Knights and came forward with the land contribution, the lease of \$1.00 per year on the land itself and then factored in what they thought was an appropriate gap financing number to make the baseball stadium happen. They felt that was a true gap. With the downturn in the economy, with the amounts of equity that you have to have in order to get loans these days because it is really stiffened up and the amounts of equity to loan that you have to have in order to fund deals of this type, it has tightened up tremendously. With the lending industry and the lending world that we live in along with the inability maybe to sell naming rights, suite sales and sponsorships at the dollars pre-recession to what you can sell them now in the recession and just on the outer edges of recession, that is what has created an additional gap in order to allow the project to go forward. It is a combination of the lending industry, the amount of equity, what you can sell sponsorships, suite sales and naming rights at and then finding a way to close that gap in the financing model.

Mr. Barnes said could sponsorship dollars cover this gap?

Mr. Kimble said they are covering some of this gap.

Mr. Barnes said in other words if they go get 10 more B B & Ts can they cover the \$8.5 million?

Mr. Kimble said that is the question and I think we have analyzed \$24.5 million of future revenue stream net present value, meaning that is today's dollars because they have to borrow money. This is looking at a future revenue stream of sponsorships, naming rights, suite sales and other private companies that purchase these and have their name associated with, that is probably between \$55 million and \$60 million of total dollars over the next 16 to 18 years that have to cover that \$24.5 million of net present value financing that he has to get today.

Mr. Barnes said in regards to the net present value of \$8.5 million, it is the value of \$8.5 million over 20 years.

Mr. Kimble said that is exactly correct.

Mr. Barnes said what I am saying to you is could they not get sponsorships that would equate to \$8.5 million over 20 years?

Mr. Kimble said according to the models that we have looked at nationally for AAA minor league baseball stadiums the profit margins that are slim in this type of sport in the minor league level with the ability to sell naming rights, suites, and sponsorships, staff believes, and that is why we brought it to committee, that it stretches it to the limit for \$24.5 million net present value over about a 16 to 18 year window that he is trying to cover in terms of his financing.

Mr. Barnes said it is not that they can't do it, we just don't think they can do it.

Mr. Kimble said we don't think they can do it based on all of the models we've looked at nationally, the amount of public dollars layers with private dollars across the nation on these kinds of deals, this is on the lower side of public investments city and county to make a
mpl

partnership in minor league AAA baseball happen. That is based on our analysis at the staff level.

Mr. Barnes said I think this may have come up at the committee level, but what did the team do to cover the gap themselves, but also to find a way to either minimize the gap, eliminate the gap, and avoid coming back to us?

Mr. Kimble said I believe Mr. Beaver has made the decision with his partner, Mr. Allen, they are the current partners, they may have to go and find additional investors to get them to \$7.5 million, that they have to come immediately out of pocket, \$7.5 million towards the \$54 million stadium, and they have to be sure that they have \$5.5 million of advanced naming rights, sponsorships and suites sales in order to put \$13 million towards the immediate construction of the stadium today because the stadium will be built in the next year and 20 months if the Council desires and decides to partner on this.

Mr. Barnes said it will be owned by them right?

Mr. Kimble said it will be owned by them and they will property taxes on all of the improvements. They will pay property taxes on the market value of the land, even though it is leased to them for \$1.00 per year, there is a imputed market value to that lease and they will pay city and county property taxes on that lease. The beauty of the most recent proposal and recommendation by the ED Committee is the team and the hotel will pay property taxes to the city and the county and in the city's case we are returning 90% of those property taxes for 20 years only on that parcel of land and the property taxes paid thereon. What it means is you are getting 10% of the property taxes on just that parcel for 20 years and after 20 years you are getting 100% of the property taxes on that parcel and in addition none of the baseball oriented development that will occur over the next 8 to 10 years on the purifier of the baseball stadium, none of it any longer is encumbered or committed to the baseball stadium financing and the partnership so it is free and clear to the city and county, all of the baseball oriented development that happens. It is a better deal than it was on April 4th and is the best we could make it given our negotiations with the Knights through April 19th.

Mr. Barnes said zero would be better.

Mr. Kimble said I would agree that zero would be better and we tried to squeeze it as much as we could and in fact they weren't very happy with our reduction from \$9 million to \$8.5 million, but we did it because in the previous model on April 4th you are estimating future development in that zone and you don't know if that development exactly is going to happen. The Knights were taking that risk that the development would happen. If it didn't happen they were on the hook, so when we took it down to just the block that the stadium and the hotel was on, that is pretty certain to the Knights. That is certain money back to them. We felt they ought to take a hit for that certainty because with the lenders, that certainty of those dollars means more in the financing world than some of the things the Knights would be on the hook for and be at risk for. That is why we went to them and said we are knocking you down another half million dollars because your risk isn't as great.

Councilmember Pickering said picking on a question that I raised at the committee meeting last week, which was had our citizens ever voted on a baseball stadium. My understanding that in 2004 there was a bond referendum where the citizens voted for a park for this site and some of you may have seen the Observer Editorial this past Saturday that referenced the 2004 study which said that a park would bring more economic development rather than a baseball stadium. I'm trying to understand how citizens voting and with a separate study, not funded at least partially by the Knights, how did we get away from the idea of a park into the idea of a baseball stadium and what would have happened with that money that was approved on that bond referendum?

Mr. Kimble said I don't know if it was 2004, but if you say it was we could go back and check and verify that. On any particular year there was a bond referendum and it was for parks and recreation purposes for open space, for parks. There were questions raised about the language on the ballot, it has been through court several different times and they have validated that the

language on the bond referendum would allow either a part of a baseball stadium and it became the County Commissioners decision that it would be a baseball stadium so they are the ones who were in charge of deciding what the land that they owned would ultimately be used for, either an open space park or a baseball stadium. In the land swap that occurred between Second Ward and the Third Ward Romare Bearden Park developed and so there was some additional land that was going to be devoted to open space and I would theorize that the County Commissioners felt that a baseball stadium in conjunction with Romare Bearden Park gave you open space and gave you the opportunity for the same amount or better types of development that might ring the fringe, an open space park would bring lots of development too, and I don't want to under estimate the value of an open space park. It is excellent too, but I think the County Commissioners must have made the decision that the ballpark and Romare Bearden Park together would be a better opportunity for this community and this county and then in the Charlotte Center Partners 2020 Vision Plan where the city and county participated in that with dollars in the study and with staff time, it was recommended in the 2020 Vision Plan, which was adopted I think by the city and the county, that a baseball stadium in conjunction with Romare Bearden Park was the preferred use of the land. I don't know if I can answer it any more succinctly than that. Ms. Kinsey answered some of the questions at the committee meeting, thankfully.

Councilmember Kinsey said I just said it very simply, I think you gave her more information than what she ask for Ron, as you usually do, but it was a county issue. It was put on the ballot by the county. It was the Park and Rec and the county decided that they could spend it on the ballpark. The citizens voted for the bonds, but the bonds were for park and recreation so it was determined by the county that that would be appropriate. That is the same as what would happen to us if we put something on the ballot, we'd have to specify what it is for and then we abide by that, but the decision was the county's to do that.

Mr. Kimble said I would say they had two excellent options, a larger park for Romare Bearden Park with a baseball stadium and there are two excellent choices and they chose.

Councilmember Fallon said you've done a wonderful job. Can you do my income tax? Did I mishear you when you said they had to go and find, they don't have the \$7.5 themselves, they have to go find it?

Mr. Kimble said they do have it. The scenario and the analysis that we did causes that they are responsible now for \$13 million for capital up front, \$7.5 million from the team and \$5.5 million from advanced sponsorships, naming rights and suite sales. They are responsible for that and that is how we got to the \$8.5 million 20-year revenue stream from the City of Charlotte that adds with the future revenue streams of naming rights, suite sales and sponsorships at \$24.5 million. The county's money in at \$8 million over 20 years. Our \$6 million of tourism over 20 years and the \$2.5 million of property tax just from the stadium block over 20 years. That gets you to \$41 million that Mr. Beaver and the Knights ownership have to go to lenders and borrow \$41 million on the future revenue streams that are coming from those sources of revenue and he must put up \$7.5 million up front and \$5.5 million of advanced dollars. That is how you get to the \$54 million financing on the baseball stadium. I will also tell you that he is responsible, the team is, for any cost overruns. We've vetted this number at \$54 million, its lean, it's not extravagant. There has been value engineering at this baseball stadium to get it to this \$54 million and I think it is a good number, but if it is not a good number and it turns out to be more, then he is responsible for those costs overruns. If it turns out that it comes in a little bit less there were so many things valued engineered out that it would probably be more beneficial to get a few of those valued engineered out items back in to make the experience better when you attend a baseball game or a tournament or a festival or something that is held at the baseball stadium. We don't believe it is going to come in under \$54 million to any extent and think if anything it could come in a little bit over and he is responsible for those overruns.

Mr. Kimble said we obviously are not asking for a vote tonight. The committee just voted last Thursday morning and we are here to present this item to the Council. We are sure there will be more questions that come as a result of the presentation tonight so we will need to schedule this for a future Council meeting agenda.

Some additional agreement terms, because of the way we structured the revenue streams they have to complete the stadium and they must play baseball year end and year out to receive the annual payments. If they do not complete the stadium we never pay and if they complete the stadium, start playing and then cease playing, our payments cease when they stop playing baseball in the stadium. They are responsible for all of operating losses. It is a privately owned stadium and pays property taxes on the improvements and the land lease. They are responsible for construction costs overruns. If litigation presents completion of a baseball stadium the Knights must pay the City's legal costs. This is the same that is in the county agreement as well because of all the things they've been through with 5 or 6 different lawsuits over the last 6 years. The county's agreement is unaltered. The city's agreement would layer together with and on top of the county's agreement. The traditional standard when we are in a public/private partnership, when they have to build the stadium they might have to take up lane of traffic occasionally in order to construct the improvements. The Knights use that right-of-way and there is normally a charge for the use of that right-of-way during construction, we provide that at no cost and that is standard with a public/private partnership with the city, the county and the private sector.

We've worked hard on the minority/women/small business enterprise goal. A great team of our Neighborhood and Business Services folks met several times and several hours with the Knights and because this is a county and city partnership project with the private sector, the county has M and W - minority and women and we have S- small business. When we did the Ballentyne agreement for the road infrastructure there we had a combined aggregate MWSBE goal and we also have in that agreement and in this agreement individual goals for small business individual goals for minority business and individual goals for women. One contractor, you can't add 5%, 11% and 5% and get to the aggregate because one particular contractor may fit in more than one category and you have to factor that out. We've done all of that in the goal setting and it is a 16% aggregate MWSBE goal with subcomponent individual goals in the individual categories.

Councilmember Dulin said I'm sure they didn't talk about it in the committee meeting, but has somebody on a negotiating team confirmed, have we seen or had any word from Mr. Beaver's and Mr. Allen's financial statements to see if they don't have the cash to pay themselves?

Mr. Kimble said I wouldn't say we've seen every last piece of paper individual detail, but we've seen summations of the information that leads to the conclusion of the financing plan. We also have lenders that are also putting this financing plan together so they have to ultimately in the end everybody has to agree that this is the mix that will make this project happen. If anyone of those three-legged stools collapses the private ownership, the private naming rights, sponsorship, suite sales, the city and the county money and the lender's willingness to lend on the package that has been created then the project doesn't move forward and doesn't get constructed.

Mr. Dulin said let's talk about worst case scenario. They build it, the team bombs, Mr. Beaver wants to move the team, etc. etc. We are pretty good about putting in fail safes in some of the large agreements that we've done, including the NASCAR Hall of Fame and the Bobcats Arena big time and Time Warner Arena. Talk to us about that piece of it and tell us how we've got these guys locked in.

Mr. Kimble said the 20 years annual payment help because they only get each annual payment if they continue to play baseball. If they ever cease to play, move the team, don't play the games that are required in the stadium then we no longer pay. We can't go back and get the years in which we paid because they played and it was an entertainment facility and it brought value, but we will cease payment from the day that they stop playing baseball in this facility. Secondly, if they start construction of the stadium, they finish construction of the stadium, and after construction they are playing baseball and then they stop the stadium that is under construction, if it stops all of the improvements revert to the ownership of the county because it is tied up in the lease that the county has with the Knights that the underlying lease calls for the improvements to return to Mecklenburg County Government, whose got the land lease and \$8 million in the public/private partnership. We spent quite a bit of time with the county's attorney, our attorney and the attorneys of the Knights making sure that we agree on the provisions that have to go into the agreement and I think you each have a copy of the agreement in front of you that is draft at this time. I think it is almost final, but if there a couple tweaks we need to that.

Mr. Dulin said tell us about the agreement if Mr. Beaver decides, and by the way a 20-year agreement is way out there, but tell us about the agreement if Mr. Beaver decides to get out of the baseball business. He owns parts of multiple teams, he decides to play golf.

Mr. Kimble said I believe the default on the agreement which is that they will play baseball and they will earn the payments if they play baseball, then they are default on the lease and the improvements revert to the county. It is a default of the lease if they no longer play baseball.

Mr. Dulin said is this stadium at 10,000 seats big enough for us to be able for us to compete for things like the ACC tournament and other regional, national opportunities for us. If we are going to host the ACC football tournament game it would be nice to be able to let them know that we can host their baseball also.

Mr. Kimble said it absolutely does. The ACC baseball tournament for instance was played in the Greensboro Stadium in downtown Greensboro a year ago and it seats 7,500 or less and the ACC baseball tournament was played there. This will host significant numbers. Will we get those tournaments every year locked in here, no, but we can get them on a rotational basis with other baseball stadiums so maybe every third or fourth year they could be played here. There are lots of different conference baseball tournaments at the college level and even at the high school level that could choose to play in this stadium because of the way it is being constructed.

Councilmember Howard said I've got four points. Interestingly enough I was a Center City Partners Banquet the other night and one of the things I heard the Mayor share with us in the video about Mr. Rogers is that he often uses the grandfather test. I am a grandfather now so I'm using that because I call tell you in my lifetime this area of Charlotte has been parking lots for my entire life. It has been exactly what we see right now, non-taxable, not throwing off what it should, not being part of downtown, parking lots. I'm thinking about what do we do going forward. To me the question is not the ones you guys talked about earlier, it is not whether or not they need us in their deal, it is whether or not we need them to activate Third Ward. That is the question I'm asking myself, so that is the first point. The second thing we are talking about two sources of money and I know you've heard it, but it bears repeating. The \$2.5 million comes from the property itself as TIF so that means that if it stays a parking lot right now it throws off nothing. It throws off what it throws off now and maybe parking lots are good for taxes, I don't know, but it is probably not as good as having a ballpark and a hotel. We do TIFs quite often and I won't try to educate you on that one because we know that already. The other \$6 million comes from money that can be used only for tourism and not that the tourism community gets to make that decision on its own, but it has endorsed this use because it sees the value in bringing hotel rooms and people downtown to restaurants and it can be used for those sources. We are talking about two sources. We are not going into something else, we are talking taxes that will come from the property that can't be generated unless something is built on it and the fact that if it was a part it wouldn't generate any taxes and we are talking about tourism money. The third one and this is kind of my soapbox, Charlotte has a very long history of being involved in public/private partnerships that are good for this community going a long way back, but the ones that I wrote down, the Arts Campus, Discovery Place, even something as off the chart as the Westin Hotel. We could probably have argued that that owner could have done all these things we are talking about, but it was an important piece that activated the Convention Center. The Hall of Fame has taken a beating for the attendance numbers, but like I said in committee, if you think about when they were having the conversation they were also talking about moving the All Star Race at that time. What would be the impact of losing 200,000 people coming here every year. It would be a lot bigger than what we are talking about over a long period of time, but we kept that race because of that. At the same time I believe Atlanta lost the race. At the same time we got a ball room that we much needed for the Convention Center and we got an office tower that is now going to be the international headquarters for Chiquita. In that deal we could use attendance as one measure, but in a lot of ways we did really good in that deal. I think over time, and I will bring up Whitewater, we'll see it improve just like Whitewater did. Somebody was out there this past week-end and they told me there had to be 1,000 people out there on a Sunday afternoon. Okay, it took a minute, the economy was bad, but it is working now and I think the same thing, over time will happen with the Hall of Fame. Even more recently, the building down at Johnson C. Smith, we could have made the same argument, they don't need us. We did the same analysis not but for, and we came away with something that is going to activate

and continue to activate Beatties Ford Road. My last point is, we can talk about the fact that a park would be good for Third Ward, but I think a park without activities, we've seen that model before and it is called Marshall Park. I'm not sure what the county commission was thinking and I haven't talked to them, but I would think after having Marshall Park as an example of not putting activities around a park and seeing how underutilized it is, it made some sense from the very beginning to support something like baseball that would automatically put people in that park and not have a part in the middle of another one of our wards not being used. For those reason, I guess you already know I'm supporting it, but I think it makes a lot of sense because the question is whether we need them to help us activate one of our quadrants of downtown that has been nothing but parking lots all my life.

Ms. Kinsey said Ron, you may not be able to answer this right off the top of your head, and I'm not even sure you can get everything together and get me the information, and maybe I don't really need it, but I will bring it up anyway. If we haven't already, I know we've been closing streets and doing things like that in preparation for Romare Bearden and for this and also infrastructure. How much does the City have in infrastructure or will we have in infrastructure? That is a contribution from the City and we do that for other businesses for development and we are not giving them an additional \$8.5 million. You may not be able to answer it now, but we have done some already plus we've got some skin in the game with the land.

Mr. Kimble said I think the quick answer is, we are not paying anything out of our pockets for that infrastructure rerouting. It is included in the \$54 million stadium costs, which is being paid for in the public private partnership so in essence it is fungible because all three parties are technically paying some of their money for infrastructure, it is fungible because it is a financing plan. Those infrastructure costs are rolled into the stadium costs at \$54 million. The \$54 million is not just the grandstands, it is an all in number.

Ms. Kinsey said I would suggest that it ought to be a part of the \$8.5 million if indeed it goes.

Councilmember Mayfield said thank you for all that you have done and for listening to the comments that came out of committee on going back on the numbers. Of course as a member of the ED Committee I did support this coming to the full Council, but I do want to add a couple of points, based on not only what I see, but also comments that I've had just recently as this morning and this week-end regarding moving forward to council this discussion. I would like to see as much energy when we look community development quality of life as the energy that I've seen around us moving forward with this particular development. Looking at examples like the fact that this is a conversation to my understanding that has been happening for seven plus year. Well, also and I'm going to be extremely selfish right now so I'm going to go ahead and do that disclaimer. I look within my district and it has been a conversation that has been happening for more than two years around bringing a grocery store in the area that has been identified as a food desert. There are times where within the community it seems like we have a lot of energy around certain development as opposed to others. I need to be able to go back and let the community know that this development that may not be directly in our district, I truly believe it will be beneficial to the area, but I also need to see the same amount of energy when it comes to developing our neighborhoods and making sure that the community quality of life is being affected. Part two of my notes that I have in here regarding the neighborhood development piece is something that we are going to address in committee, but looking at how we design and how it seems that certain areas are saturated with a certain income as far as housing and how that makes it difficult to have that discussion about business development because it would be nice that in 10, 15, 20 years something like the Charlotte Knights would be a model that can lock in throughout the city and not just some areas, even though I do understand that many years ago when this was approved, it really was looking at us creating, to my understanding, a sports complex so we had our different sporting events together. I would like to see a lot of this same energy to go forward in community when we are looking at development, but over all from what I'm seeing and again I did support it coming to the full Council, but I did want to make sure that staff heard from me specifically that I'm looking to see this type of energy moving forward when it comes to other development where we have had conversations for more than 5 or 6 years on growth.

Councilmember Cannon said there was a question earlier about the financing plan on the \$7.5 million and the \$5.5 million. The question was would they have to go find it. I think the question is have they found it on the \$7.5 million that the ownership is to come up with and then the second part of that is I believe through this notification today, which is a news release coming from BB & T that they, I'm going to assume have found the \$5.5 million through this news release or is it something less than or more than what is on paper.

Mr. Kimble said the first answer is yes, they have committed to the \$7.5 million in this plan and the second answer is the B B & T, and I'm guessing because we don't get to see the details, but I'm guessing they paid some up front and they paid some over a longer horizon on a revenue stream year in and year out. B B & T's up front capital contribution would be part of that \$5.5 million. It is not all of that \$5.5 million, it is part because there is a naming rights, there is founders, there are other sponsors, there are suite sales advance that all contribute to that \$5.5 million so it is a piece of the \$5.5 million and it is also a piece of the \$24.5 million revenue stream over the next 16 to 18 years.

Mr. Cannon said have you as our point person, seen that agreement?

Mr. Kimble said I don't get to see that agreement unless I sign a confidentially agreement and I chose not to sign one. I chose to look at the summaries of information that they showed me and I'm convinced that what they showed me is accurate and truthful.

Mr. Cannon said there was mention also about the Mayor's Youth Employment Program that was part of the discussion, but my ask of that is that it be a part of the incorporation, not a part of the discussion. Where I believe the vision is for our Mayor, where I believe our vision is for us as a Council and even the community is to provide opportunities for our youth and for them to be able to engage in any potential opportunity that might be forthcoming I think would be a very good opportunity. I raised in committee about the issue accountability. That boils down to understanding what our level of contribution will go directly toward. I'm going to be much more comfortable and keep in mind my vote to send this forward was a vote to be conditional upon some other things being resolved before it got to the full council. In my opinion there has to be a level of accountability in terms of making sure that the taxpayers know exactly what they money is going to be utilized for. I understand what has happened on the county side relative to the discussions there and their agreements, but we need to be clear about where our dollars are going to be spent. So streamlining them to an extent of where we can go back and report where that cash is going I think needs to be done. I have some ideas and I want to be able to put those forward and I think I've given some indication about where I would like to see that happen, but I want to continue to have that discussion because I think it is really important. The other question I have for you is how many people are coming to that area now where we are talking about something occurring?

Mr. Kimble said I don't know if I understand your question about how many people are coming?

Mr. Cannon said how much are the people of Charlotte having to go into their coffers right now in that area and the answer to that would be none. The only thing that we see there right now happens to be open fields. The hope was that Bank of America Stadium would have generated some type of development or at least more development to come to that area than what we have been able to see. I believe it is a hope that this will help to stimulate some of that even more. In talking to area banking institutions as of last week I asked the question about when would they begin to lend fluidly and not incrementally, understanding what is happening in the real estate market. They said they would begin doing so around 2014. I thought that to be ironic, largely in part because that is the same time that the Knights are projected by way of what has been proposed to throw the first pitch in baseball. I was asking that question because I've been skeptical about the market and what is going to come out of the ground and when it is going to come out of the ground to generate traffic in the area. That was good to hear and it is my hope that will happen with the lending institutions because that is good for all of Charlotte Mecklenburg and the region, if not the country, if they are going to start lending again. I want to make sure that we have a level of accountability that is going on so look to hear from me with regards to that.

Mr. Kimble let me take one more minute and another try at how difficult it might be. I hear what you want to do in terms of the dollars applied, but our money comes in in annual payments over 20 years and it is coming in to help retire the debt and the debt was issued to build \$54 million worth of capital costs for the stadium. It is hard to say each year for the next 20 years our annual payment is going to infrastructure because the infrastructure was funded with financing from the lender.

Mr. Cannon said I never mentioned what, but you just did – infrastructure.

Mr. Kimble said I understand, but you are really using your dollars to pay off a financing that paid for those particular costs in the cost of the stadium. I'm just trying to explain how the structure and how the money coming in is applied to the payoff of the loan that was issued to build the stadium.

Mr. Cannon said then what would be wrong with just utilizing our dollars to pay specifically for that? For instance it is \$5.4 million on the outside of the stadium in the way of infrastructure.

Mr. Kimble said that means if you want to pay up front you've got to pay the \$5.5 million right now. You don't pay it in equal annual payments.

Mr. Cannon said the way this is going to work, at least on the \$2.5 million as I understand it, that is the piece that you are deferring, right? You've got the hotel which is \$6 million.

Mr. Kimble said that is in two revenue streams over 20 years.

Mr. Cannon said there is no way that they could be responsible for taking care of that infrastructure piece in advance and us sort of reimbursing that to have it go back into that area.

Mr. Kimble said let's talk off line and see if there is anyway. I can't think of it right now, but we can always try and get creative.

Mr. Cannon said I think that is what I'm asking for. That will help me when it comes down to a decision.

Ms. Pickering said I appreciate what Mr. Howard said and I've heard comments like that before where it sounds like yes, something needs to be done with this area. It needs to be revitalized but the question is what do we do with it. Is it baseball stadium or parking lot? We have a study in 2004 that said a park would bring more development than a baseball stadium. I don't see what I consider to be development around the Panther Stadium and I know it is a different type of stadium that appeals to me and we can bring activities into a park. My suggestion, and I shared this with several Councilmembers is for a central park of Charlotte, Romare Bearden plus, a signature major park for Charlotte. Every great city has one and we are becoming a great city and I think need one. We can do all kinds of things with it, bring in activities, band shells, the sky is the limit. But here is the problem with taking to our citizens. No matter how you structure the financing to them it is city money whether it is current money, future money and in their minds it is money that could be used other ways. We are looking at a 9% property tax proposal on the table. We've got CAT's fare increase on the table, we got water bill increase on the table, we've got gas prices about \$3.90 per gallon so the timing is tough to talk to the average citizen and say we need this when there are other things that say maybe development would come to a park rather than a baseball stadium, but anyway you get my point.

Mr. Kimble said I understand your question and I'd like to answer it with two answers. If this were to be a park, in order for the development to then happen the county would have to invest at least that \$8 million into making it a park and they don't have \$8 million right now. The beauty of the baseball stadium is that the economic impact of the development around the baseball stadium that allows the county to pay the \$8 million over 20 years, so if you just made this a park without a baseball stadium, the development isn't going to happen until there is a commitment that the park is going to be built and when it is going to be built and it is going to be very difficult for the county to put that additional money into that park when they put the money into Romare Bearden. The second thing is, we put a large number of AAA baseball stadiums around

the country where they have gone into urban centers in Columbus, in Toledo, in Indianapolis, and we have that, but we didn't bring that with us today, but it has shown the growth of the area around a baseball stadium in terms of restaurants, in terms of hotels, in terms of businesses, apartments, condos and office towers and the economic return is there in the other models around the country in urban city centers.

Ms. Fallon said let's go back to the \$7.5 million. You say they are committed. I am going to ask the question I ask in Committee. Do they have it on the table? Can they write a check for it?

Mr. Kimble said they will have to yes, because the financing plan according to the county agreement has to be done by June 30 of this year and the lenders will force them to put the \$7.5 million on the table in order to get the \$41 million loan. The answer is yes, they must put it on the table.

Ms. Fallon said do they have it now? Is it there where you can put it on the table?

Mr. Kimble said the financing plan requires \$7.5 million and if they don't have it they have to go find another ownership partner to get it.

Ms. Fallon said you are telling me then they don't. They've got to find a partner, it is not there, they can't write a check for it tonight.

Mr. Kimble said I have not asked them are you going to go get more partners. They must commit \$7.5 million.

Ms. Fallon said I'm trying to tell you commit is different than having something. I told you I could commit to it and look under the table for it, but I'm not going to find it.

Mr. Kimble said in order for the project to move forward they have to put it on the table with the lenders.

Mr. Howard said to my friend Ms. Pickering, I think the county has already said what it wanted to do with the land. They would like to see a park and a baseball stadium so again we don't have the same formula that we had for previous parks that didn't quite work out that way for a lot longer than, I guess Marshall Park has been there for most of my life. It didn't work and they actually see the value of having an activity like baseball combined with it. How big is the park going to be right now? Five and a-half acre which is not a small park combined with baseball so you have activity and again in an area where we are building the momentum in an area that just hasn't seen it. I said this in committee, I get the fact that there are some confusion right now with all the things that are on the table and it is perplexing. The ideal that we shouldn't make a good business decision for a part of our downtown because we are afraid the public won't understand can't be a good excuse either because they elected us for that very reason, to understand things that are difficult and to make the decisions in the face of not everybody understanding and also to go out to the public and explain what it is and what it is not. I'm just going to kind of put it back in our laps. The idea that it could get muddled and that being a reason not to do this doesn't make a lot of sense to me because they elected us to make a lot of decisions they don't understand. Just in the short time you've been here you've made decision that have been more complex than anybody had time to sit and look and go through, and there will be many more. I think it is incumbent upon us to go out to the public and explain it, but not shirk our responsibility because we think is too hard for people to understand. Things costs and just like everything else went up, we can explain the water, we can explain the capital, we should go out and explain it and not just sit back and say it is too hard. That is what we were elected for.

Mr. Barnes said a brief response to Mr. Howard, it is something that we can explain, but again I think the general public views it as public money and they expect us to be responsible with their money. I do think the jury is out as to whether this is a good decision. Mr. Kimble, during the one committee meeting I attended I believe I ask this question about the value of the land swap and I think you were going to get back to me on that.

Mr. Kimble said I'm still working through all the pieces of paper that put it together, but I do have that on my radar screen to respond to you.

Mr. Barnes said I would like to know because I think that value is a contribution. Another issue, when people come to us they ask for sidewalks, they ask for help me get rid of the dog next door and they ask for all kinds of things and they have to go to the mike to do that. You have been the person standing up there advocating for something other people want which is a process issue, but that may not be fair to you because Ron has been saying we for a while now and it is really not we, it is them and him working with them and in all fairness to him I think it would be good if the people who are proponents, the beneficiaries, the team actually present it because this is precisely what happened during the Hall of Fame discussions. You worked meeting after meeting after meeting and then right before the vote they came down, made up a bunch of stuff, told us a bunch of stuff, we got the vote, got the thing done and then realized half of it wasn't true. I don't like the idea that you are standing there presenting information that I know you believe and I believe you believe it and I believe that some of it is valid, but the people who are asking for \$8.5 million need to come down here and talk to us, just like I said, folks come to us for a half million dollars for a sidewalk or \$8,000 for a street light and they make the ask themselves and so in all fairness to the Knights and to our staff, they should at least be with you if not making the presentation because some of these questions are directed towards them obviously, and I know you can answer them, but a lot of this stuff is stuff they should be telling us because I'm still not convinced that they can't cover the gap themselves. They are asking us to make payment on the stadium for 20 years.

Mr. Kimble said I would agree with you as it relates to the Knights, but I would say on projects like the Arena and NASCAR Hall of Fame, the Council set negotiating parameters and said if you negotiate within those parameters then you bring the deal back to us as long as it is within those parameters. It was a little bit different but I would agree with you and we have not done that on this project.

Mr. Mitchell said I think all the discussion has been very good, therefore I think the Committee members it took us four meetings to get to this point. Mr. Barnes, I will say this and to your point all fairness, the Knights have been at to at least two committee meetings and they actually made the presentation, did the official ask and Mr. Beaver was there. I don't want you all to think they have not been there, they actually did the ask and it was good to hear from them and hear their passion and talk about some of the issues around here and why they need the money, how to finance this. I called this the Cooksey documentation right here because Warren Cooksey said I feel more comfortable once you get the naming rights and other sponsorships. I hate our colleague is not here to hear the good news about the naming rights, and I don't know enough process, would they come to us publicly in a City Council meeting, but I will say at least two ED meetings. As we move forward, I would just require all of us as much as we can, if there are tough issues the citizens are talking about and have some confusion, how to separate the two and how do we fund this, please call some of us that are very comfortable in speaking. I will tell you this from my example, I went to Tuesday morning breakfast and spoke to about 70 people and it was very educational. As soon as we told them how we were funding this, everybody is hearing not \$8.5 million and they are assuming that we are writing out a check so I do think it puts a huge responsibility as much as we can to inform the citizens about the deal. Lastly, I would say this, I was here for the negotiations with the Bobcats Arena, with the Panther Stadium, NASCAR Hall of Fame and I think this is the first time I have been a witness that a owner has been more accessible to us like Mr. Beaver, to be able to your point Mr. Barnes, the tough questions eyeball to eyeball without having someone else to be there. He is truly committed so thank you for the questions and I think as we go forward it would be nice to set up some type of process if Council members are engaged and have other questions, how we can filter those and get the answers right back to them because I think the more we show that this is something that we've got our arms around, we understand it, it will make all of us feel better and the citizens feel better.

Mayor Foxx said there has been a lot of very good discussion around this table tonight about this project. The first thing is I think Ron has done a great job of working through this and giving us a decision point. I don't think anybody around this table can argue that point. You have on a arrange of projects shown a great futility with real estate finance and with digging into numbers and coming up with models that deserve to be considered by the Council and I think that is what

you've done here. I would describe my own feelings about this project at this point as having been upgraded by the presentation, that is upgraded to ambivalence because I think one of the things we are all wrestling with and it has been mentioned once or twice is if I stack up the really critical challenges facing this community quite frankly baseball doesn't rise to the top of the list. At the same time I also see this as a transaction in a lot of ways and I think all of us, wherever we feel like we are right now, probably need to spend some time thinking about this from the other side because this is an important decision. We do have a history of public/private partnerships and working together with our business community and that actually leads to sort of the last thought that I will leave us with on this, which is in light of the massive, massive challenges we face in this community we've got neighborhoods that are parking lots. We've got entire sides of our city that has been left behind the great progress that has been made in many parts of the city. Not only our staff, but our community needs to find some energy and vision to get around those issues because quite frankly, the nightmare scenario to me is we have all these amenities in our downtown area and we've lost population. We've got a propensity in this community to chew gum and walk straight, we can do multiple things at the same time, but we've got a significant decision to make on our capital budget and when I'm sort of balancing out the things that are most important that capital budget and evaluating it and figuring out what the right course is, is actually the most important thing we have in the next 45 days in my opinion. My advice to this Council is I think all of us need to take a breath and try to evaluate this project from the business side of it as well as from the standpoint of what it will do and what perhaps won't do to help us deal with the big challenges we face in this community. I like to see businesses come into Charlotte, I like to see jobs created, I like to see economic growth but we've got a bigger canvas that we need to paint on going forward and I want to see how we are going to deal with that challenge and I want to see how our partners are going to embrace us in trying to deal with those challenges. I'm going to spend some time really taking a 360 on this and I think all of us should because it is an important decision and it is something that our voice is probably going to have the final word on whether this happen or not. Thank you for your hard work and we'll keep going.

The meeting was recessed at 6:35 p.m. for the Council to move to the Meeting Chamber for their regularly scheduled Business Meeting.

* * * * *

BUSINESS MEETING

The Council reconvened in the Meeting Chamber of the Charlotte Mecklenburg Government Center at 6:45 p.m. with Mayor Anthony Foxx presiding. Councilmembers present were John Autry, Michael Barnes, Patrick Cannon, Warren Cooksey, Andy Dulin, Clarie Fallon, David Howard, Patsy Kinsey, LaWana Mayfield, James Mitchell and Beth Pickering.

INVOCATION AND PLEDGE

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

* * * * *

CITIZENS' FORUM

Stop Bullying Project (Stop the Violence)

Dennis Shaw, 8007 Shadow Oaks Drive, said I'm here for two reasons, one is to update the Councilmembers that I have never met before. Warren Turner was a good friend of mine who helped launch this vision in May 2009, a vision that I believe is going to be heard and seen throughout the nation and even the world. It is a vision of honor and I believe with all my heart that is what is missing in society today. Honor – that is what our children need, that is what we need in our lives. Two words that go along with that word Honor, it is love and forgive. I am just overwhelmed today by all the things that are happening in my life and for you all that haven't heard, this vision came about as a result of my wife, who was only 48 years, the same day that they had the shooting at Virginia Tech was the day that my wife died of breast cancer. The day that I was burying my wife was the day they had the shooting at Virginia Tech which is

right at 5 years ago. I'm hurting in my heart, what do I do? I get in my car and I go to Virginia Tech to be with someone who is hurting who could relate to the pain that I'm feeling. My best friend is gone, my wife of almost 20 years. I come back and I created a vision to honor my wife which a lot of you have seen this sticker around the City. This is the sticker that was created, called Love, Forgive, Please stop the Violence because a young man who did the shooting still had to be forgiven. I've later updated the sticker and it is pink now for cancer and red for violence. I believe that we should continuously be moving. What is unique about this sticker and I didn't know it when it was created, I put the number 32 on it because 32 people died at Virginia Tech. Around the same in 2007 a guy named Sean Taylor with the Washington Red's Football Team, I'm a Red Skin's fan, his number 21 was put on this sticker and my wife was named Wanda, I put her initial on this sticker. One day as I riding in my car, not thinking about anything it came to my heart that count all the letters on this stick, Love, Forgive, Please Stop the Violence, and there are 32 letters perfectly. I ride a little bit farther and it is count again, but count Please Stop the Violence, and when I counted Please Stop the Violence, there were 21 letters on this sticker. I'm going wild. Later I counted Love and Forgive for my wife who died on 4/11/07, 1, 2, 3, 4 which is love, 5, 6 7, 8, 9, 10, 11, forgive and forgive again, 1, 2, 3, 4, 5, 6, 7 and I didn't know they were there. What has been happening in my life since we launched this vision in 2009? I have traveled to Arizona where we had a shooting in 2008 with a Congressman and you all are aware of that and a little 8-year old girl whose class gave me this card from Christina Taylor and all the youth signed this card saying thank you for coming to Arizona. I flew over there and sent 21,000 of these honor bands and gave them away. I later went to Ford Hood Texas.

Mayor Foxx said thank you so much for what you are doing to bring awareness to this issue. I'm going to hold this up so that people at home can see this. I've seen these stickers and bumper stickers on cars. Thank you so much for what you are doing and I pray for you and the work you are doing and keep it up.

Mr. Shaw said please pray for my son who is battling cancer and is having chemo right now. Please pray for him.

Elevation Church

Tonia Bendickson, 11416 East Independence Boulevard said I'm here along with Jamie Walder and we are from Elevation Church and we are glad to be here tonight to represent Pastor Steven Furtick and Holly Furtick and the 11,000 people who now call Elevation Church home every week-end in the Charlotte area. We've got six campuses, uptown, Matthews, Providence, Blakney, Rock Hill and University. We are now a region wide church increasing reach all over the world with 24 Elevation extension sites in the Elevation network. We are here tonight to share news of an unprecedented effort. In April 2011, led by Pastor Steven Furtick, Elevation and Mayor Anthony Foxx established a strategic partnership to engage in the fight to eradicate homelessness in Charlotte. We committed to serve 100,000 hours in one year and provide \$750,000 in financial resources. We are excited about this initiative, we are excited to share with you and tell you today that we have reached those goals. Throughout the year we served all over our city building and renovating homes, cleaning neighborhoods, transforming parks and playgrounds, honoring teachers, firefighters and police, fighting hunger and homelessness all over Charlotte. In our biggest month this past year, February, thank you Mayor Foxx for declaring it Love Week all over the City of Charlotte. We engaged 7,355 volunteers at 507 events to serve alongside people from a hundred other Charlotte churches and performed an amazing 54,370 hours. I wanted to share with you some of our giving samples. We gave \$140,000 to Habitat for Humanity, \$90,000 to Charlotte Family Housing, \$90,000 to Crisis Assistance Ministries, \$76,000 to Communities in School Safe Journey, \$60,000 to Freedom School Partners and more than a half million dollars to others like Right Moves for Youth, Urban Ministries, A Child's Place and the list goes on. Tonight we are here to report to you that we have surpassed that goal. Since April 4, 2011 Elevation has served 102,000 volunteer hours by doing so we have saved the City of Charlotte \$2,040,000. Elevation has given away \$1,038,000 in financial resources to our partners in the city and we've served 62 organizations at more than 750 community events. We believe the best is yet to come and our promises to you tonight is that Elevation Church will continue to provide a volunteer force you can count on in our city. Thank you so much for the opportunity to serve and change our city. We've got a plaque that we

will be delivering to each of you later this week and we invite you to join us as honored guest on Mother's Day as we celebrate this milestone in churches history.

Taxi Vehicles

Ted Russell, 2529 Beltway Boulevard said I'm here on behalf of United Cab Company and the drivers. There is a little concern about the ordinance that has pushed back the time limits on these taxies to five years, previously it was ten. We know now that the limos have been extended up to 8 and it has caught these drivers by surprise. They have taken great pride on those taxies in the package you will see the pictures of this company that look very good. There is one in there if you would look at it specifically, it shows the parking lot with two taxies and if you could figure which one is 2005 and 2012. The answer is on the back page, but you look at them and see how great they look. What we would respectfully request the Council to do if you could push this back to at least 6 years and take this back for review before the Safety Committee to see if that is really necessary. At least give them 6 years because we've got some of these drivers who have put a lot of work and effort in these taxies and now if we stay with this 5 years they are going to be forced to give them up and lose a lot of money.

Councilmember Cannon said you don't mean 6 years.

Mr. Russell said 8 years. We would ask if you could push this back one year and take it to the Safety Committee for consideration. I think Raleigh is still 10 years and there are some of them don't even have time limits, but we understand the importance of having a taxi fleet in Charlotte that shows the City of Charlotte for what it is. We've got a convention coming and we understand the importance of having good taxies on the road that look good, drivers that are professional and I want to tell you these drivers with this cab company have been nothing but extremely professional. They take great pride in creation of this company and I would like to see that pushed back a year if we could and give them some breathing room. You've got a system in place already with the PVH. They inspect these taxies every single year and if a taxi comes through there with the upholstery torn, carpet is not in good condition, take it off the street until it gets fixed. We've got a system in place that is not really broke, we just need to get it enforced, because again if you look at these pictures you will see these taxies are really good and don't need to come off the highway that much. We've just come off a recession and it is a financial burden to some of these drivers to recoup from that. The limos were extended up and we all know that the limos are not supposed to be taxies and not used as much, but we also know they sit around the hotels, they sit around the conventions and they operate just like taxies so let's give them an even playing field. If you are going to move the limos up, move the taxies up to match that and give these people the opportunity to earn a living and not burden them.

Baseball in Uptown

Gray Newman, 5038 Carden Drive said I am here to speak in support of our proposed uptown baseball stadium and I urge the members of the City Council to support it also. I've been to games in minor league stadiums all across our country and in Canada and have seen firsthand what these parks can do to bring new life to the areas around them. I will not go into the economic benefits of building these parks as I'm sure you have been inundated with so power points that your heads are swimming. I have seen the before and after of these areas and the change is beyond dramatic. The best examples of these parks that I've seen are in four completely different cities, Oklahoma City, Memphis, Buffalo, New York and Charleston, West Virginia. East of these cities took vacant and underutilized land and constructed state of the art facilities that have breathed new life into the areas around them. They are destinations where you can spend an entire evening, not just drive in before the game and leave right after. My family attends 10 to 15 games per year, either at the Knights Stadium in South Carolina or up in Rowan County at the Kannapolis Stadium. If the stadium were built here in town, I'm sure this number would triple and we would be spending our money in Mecklenburg as opposed to South Carolina or Rowan County. When we come into town for Checkers games we make an evening of it and we would do the same for the Knights games. You may be wondering why I have this baseball up here on the podium. This is ball I caught at Griffith Park when I was 6 years old. My dad used to take me and my brother to games at the park when it was in Dilworth and the memories of these games persist today. That park has character, unlike the antiseptic stadium we

have now in South Carolina. I'm hoping that when I take my son and daughter to the new park in Third Ward they will have the same memories that have stayed with me for over 40 years. Again I urge you to support bringing baseball back to Charlotte.

Lucia Griffith, 329 East Worthington Avenue, said I'm also speaking in favor of baseball. I am not a very knowledgeable fan because I'm just learning the rules as I go, but as somebody who took my little girl to the Knights Stadium in Fort Mill many times for that 4th of July fireworks celebration, which I love. She mentioned some names of players who play in the major leagues and some of the players who play for the Knights. I felt I needed to come and tell you as a friend of family oriented activities in the city, you've done such a marvelous job of having all these choices for us downtown to go to the museum, to go see the Bobcats play, and we know there are so many expensive priorities to say the least as you consider all of those things. Twenty-eight percent of the players in the Major League are from Latin American decent. Since the 1990's 218% increase in Latino players have been seen in the Major Leagues and also 52% of Latino people declare themselves fans of baseball. I appreciate your work and I know it is hard to decide between the many priorities you have, but just one more little notch about baseball.

City Council

Antoine James, 103033 Blackstone Drive, Huntersville said when I moved to Charlotte I hoped I would not find myself facing the same politicians that plague out state and out nation. Unfortunately, I see the Council as a self-serving one. Examples of this is when you all decided to downgrade the unlimited speakers forum. You say the time is effective, but it is not enough to eliminate your dinner briefings which are financed by taxpayer money. You say you develop these new ordinances to keep the city safe from potential chaos but I say any place where you cannot express your constitutional rights is a dangerous place. Members of Council have stated that they are concerned about the grass wearing down at 600 East Trade Street by Occupiers, but fail to see that our rights have been trampled on, but the Council does not acknowledge that the destruction Bank of America and Duke Energy have caused as it relates to water pollution and ... removal. Do you not breath the air or drink the water? As I leave you with these two questions, I would like to leave you with a quote from Abraham Lincoln. "Nearly all men can stand diversity, but if you want to test a man's character give him power".

AAA Ballpark

Pop Sadler, 1000 Seaboard Street, said this has been one of the easiest decisions I've made to come before this Council and advocate on behalf of baseball in our center city. I too remember Griffith Park and Crocket Park, but I also remember that there has been times that my children didn't get to go there. They didn't get to go to Knights Park very much because of constraints, transportation, but I'm looking at something different today. This park is going to be very close to my neighborhood, the Greenville Neighborhood of Charlotte. Not only will you create a stadium for a few adults to enjoy, but you are building dreams for hundreds and thousands of youth that will go on forever. If you would only just think back to yourself and remember baseball, how it impacted you one day, but the biggest thing is that it provides an avenue for our kids to catch transportation, ride downtown to their employment, be it part time or full time or if they feel like they could just walk there. It is my pleasure to stand here and advocate on behalf of baseball in Center City Charlotte and on behalf of youth as my passion. Baseball and youth go together. Baseball and Charlotte belong together. I just want to thank you right now for what I think will happen. I know it is possible if you are just willing.

Mayor Foxx said thank you Pop, I'm going to have to come talk to you about Griffith Park, I don't even – that goes back.

PVH Ordinance

Rudolph Kirkpatrick, 1317 McDowell Farms Road, said I am here as a representative for 270 drivers that we have signatures here for the PVH. We keep asking about the 6-year law and the gentlemen earlier was a little off. The black cars were awarded 10 years and we are asking the same thing. Mr. Cannon, you did open up the door for us to be able to open up dialogue with

you and we will be doing that here real soon. For some reason nobody is realizing that all the drivers out here, 85% of them are owners/operators. That means they own their cars, they put the gas in, they pay the maintenance and they pay the insurance. I understand when the decision was made it was based on government turnover. When the government has millions of dollars these drivers are individual people so it is going to put a couple hundred drivers out of business in the next couple of months. This is something that I think we really need to look at again because these guys are suffering. They can't afford to buy three year cars but the money they are making, the economy, it is just not possible at this time. For each one of these individuals to go out, not only are you going to devastate them with new vehicles, now you are also talking about pressuring some companies because these drivers are basically what keeps the companies going. Without their vehicles, the companies fall under the 30-vehicle law and once they don't have 30 vehicles on their fleet, they are eliminated. You are looking at eliminating a lot of jobs such as my job as a manager, dispatcher, you are looking at all these drivers who are here, a lot of them are here representing themselves because they are business owners in this city and they are being hurt by these decisions that have been made. We are asking that you please give us another opportunity. I don't know who got the ball earlier when the meeting was made. I know that if you give us opportunity we will be there, those who it affects.

Taxi Cab

Clyde Coley, 249 Eden Circle said I too am a cab driver in Charlotte. I have been driving for over 24 years and I'm currently employed with Yellow Cab. The decision in December to limit the cabs to 6 years is going to really hurt the drivers. Right now the average age of a cab in Charlotte is 5 years, 10 months. Common sense tells me that if you take anything over 6 years off the street, that is going to have to be half the fleet. It is also the law that he was talking about with the 30 cab rule. If the companies do not have at least 30 taxis they are not allowed to operate as a company. If you take away half the fleet from some of these companies that only have 35 or 40 cars right now, you are going to lose a minimum of 6 companies in Charlotte. You have given the social service cars and the black town cars 10 years and all we ask is that you give us an equal shake.

Baseball Stadium

John Moore, 1571 Queens Road West, said most of the time we are for almost everything that the city moves forward. We have heard from people speaking on behalf of baseball and I probably have loved baseball as much as anyone. I played baseball for three years in high school and I also played American Legion Junior Baseball the year that Cherryville went to the Little World Series. We happen to have lost to Concord, but then Cherryville beat Concord so they went to the American Legion Little World Series. My name is John Moore, I reside at 1571 Queens Road West and I am here before you to present a petition that is being circulated in our community. The petition reads and I have given the Clerk a copy of, and I hope that she will pass it around. Citizens for Accountability, co-chair persons Liz Hair and Fountain Odom, former Chairs of the Mecklenburg County Commission. We the undersigned urge the elected officials of our city and county to vote against subsidizing downtown baseball to the tune of \$40,500,000. The initial response to our petition is over 90% of the people approached are enthusiastic in their opposition to the stadium. They think publicly subsidized baseball is a bad idea. Publicly subsidized baseball. I know this word has come up a lot and I hesitate to even use it because I know some of you are tired of hearing about it. NASCAR fiasco, fired CMS teachers, libraries closed and property valuation heights are fresh on petition signers mines. People are surprised to find out the total amount offered in subsidy is not \$8.5 million but rather \$40,500,000 which includes you have been requested to pay \$8.5 million in cash, \$24 million for land and \$8 million in infrastructure.

Councilmember Cannon said Mr. Moore you mentioned that 90% are against baseball being subsidized, right?

Mr. Moore said I'm just saying the people as we have launched this petition, as we have talked to people to sign this petition, I would say it is about 1 out of 10.

Mr. Cannon said I was asking you relative to that 90% what does that number actually symbolize in whole numbers? To your point, you could have spoken to 10 people and 9 of them were against. Can you give us some idea about the number of people in whole numbers please?

Mr. Moore said of course this is not a scientific, depending on the neighborhoods that you go into, this is going to vary a great deal.

Mr. Cannon said that is fine, just a number please.

Mr. Moore said I don't understand your question.

Mr. Cannon said the total number of people that you have spoken to relative to this petition, how many have signed the petition?

Mr. Moore said we have just kicked this off and we have a number of people that are taking petitions which we will continue to do and these people are getting signature so there may be people there now getting signatures so I don't know.

Mr. Cannon said so your number that you represented today isn't a realistic number.

Mr. Moore said I'm just making the point. Mr. Moore said he had about a minute and a half left and since you did not have 15 people here I would appreciate consideration to finish my statement.

Mayor Foxx said I'm sorry sir, I would love to do it, but I'm sorry I can't do that unless the Council has a question.

Councilmember Fallon said what started this petition and why?

Mr. Cannon said Mr. Moore would you conclude with the comments you were going to make and take a minute or a little less to provide us that information?

Mr. Moore said Marion Whisnant, Charlotte native and respected local architect has developed plans for open spaces in that area surrounding by housing, shops, small businesses. He offers his concept and ideas as a gift to the city. This plan would add greatly to the social capital of the area as history shows us that nothing attracts development like a park. More jobs would be created and more taxpayers put in place at far less costs than a seasonal minor league baseball stadium. The magic word jobs does not automatically make something a viable project. Cost is important and whether jobs created are good jobs in sufficient number and are available year round. Trust in this community is a valuable aspect, one which we often hear spoken of in public as a strong value. Trust is developed through actions by elected officials and others and decisions made which bring benefit to everyone. This decision will also have negative impact on the coming debate of capital improvements for our city.

Taxi Cab

Animaw Azage, 325 Hunslet Circle, Comments were inaudible.

Realtors Care Day

Elizabeth Barnhardt, 1242 Chandler Place said I want to thank the Council and the Mayor and specifically the Neighborhood and Business Services Department for the great partnership we had on Friday, April 20th. We helped 23 homeowners in this community make some safety modifications and improvements on their homes. I specifically want to thank Councilmembers Autry, Mayfield and Kinsey for coming out and visiting some homes in their districts. You gave up a nice pep-up to our volunteers and really made a great connection with some of our homeowners. It really was a tremendous day. The other thing I want to let you know is that Realtors Care Day did kick off our green week at the association. We are going to spend this whole week on really focusing on how to green our homes, what is the green market place look like, educate the realtors as well as reach out to the community and give more resources to

mpl

community members so they know how to make better improvements to their homes. One of the things we are going to do is we are partnering with Good Will on Wednesday, April 25th doing a Don't Dump Donate Drive. We are going to have the Good Will truck parked on Kenilworth Avenue, right up Pearl Street Park accepting donations from the community as well as from the realtors. This is one of the best ways we can recycle in this community and also help one of our non-profit organizations that is doing a great job in the community. I wanted to let you, the Council know as well as the public to come and Don't Dump, Donate and come over to the Realtors Association on Wednesday.

Medical Injuries

Betty Allen, 9509 Green Apple Drive, said before I start to speak I would like to speak to you, Mayor Foxx. The last time I was here which was roughly two months ago you said that someone would call me about the subject that I'm speaking about, which is Health Care. I showed some x-rays of injuries that I sustained at Carolina Medical and University Hospital and it was blurred out. I just happen to see it on TV and it was blurred out and I want to know why. Why was it blurred out?

Mayor Foxx said I don't know.

Ms. Allen said I'm sure there is someone who authorized it to be blurred out. I was told that it was against the law to be blurred out and also the person that was supposed to contact me never did. I'm just wondering whether it was just something to please the government officials that were in the balcony two months ago or were you actually wanting someone to call.

Mayor Foxx said Ms. Allen, if you don't mind let's pause your time here. Mr. Walton do you know anything about this?

City Manager, Curt Walton, said I remember our response to Ms. Allen as we don't have any jurisdiction in dealing with the hospital and your personal medical bill.

Ms. Allen said it wasn't bills, it was a personal injury.

Mr. Walton said we don't have any jurisdiction with that either. That is what I remember Mayor Foxx saying at the time.

Ms. Allen said I remember it differently, but also I will be showing these injuries again tonight the same way the pictures were taken the last time I was here. I want the pictures of internal injuries that were concealed from me for a whole year and actually I am dying now from cancer because the doctor concealed this injury. Carolina Medical knows of the injuries so therefore no one will be calling me as you said someone would call or contact.

Mayor Foxx said I think the City Manager responded what the response was which was that the City doesn't have jurisdiction to manage your personal injury case, but that is all I can tell you.

Ms. Allen said I've been saying the Pledge of Allegiance for 60 years and I'm waiting for truth and justice for all. I am not Tyrone Martin, the young man that was gunned down, I'm a full grown woman and I will not have my throat and my esophagus cut out and concealed from me by the doctors and my money stolen from me by their attorneys. I think it was some type of conspiracy. Judge Johnson signed this extension for a J-9.

Mayor Foxx said I don't know if you were involved in using any federal medical support like Medicare or Medicaid there is a possibility that we could put you in touch with one of your Congressional members or one of your US Senators to try to help you resolve the matter with the hospital, but the City Council cannot solve this problem for you.

Ms. Allen said if you would do that I would appreciate it so much.

David Howard comment – arrest

Michael Zytkow, 9216 Willowglen Avenue said to put this in context for the public, I was arrested on January 9th of this year and charged with disrupting a public meeting after I spoke over my three minutes. On April 9th Councilmember David Howard said he was going to go on the record to explain to the public that I was arrested not for going over my time, but for something I must have done outside. This of course suggesting that I committed some sort of criminal action outside and that is why I was arrested. This is patently false, I have my Police Report and I understand that you all currently have access to this as well so you all realize that this is false. I think it is highly inappropriate and in fact slanderous for any Councilmember to make such a claim about a citizen of Charlotte. I had people calling me after this asking me what crime I committed. They said they heard it on the City Council so it must have been true. I had to explain to numerous individuals that I had indeed not committed a crime and when I was charged with disrupting a public meeting that charge was dropped, even though I was facing 60 days in jail for that. I was never given a chance to respond. I was silenced when I tried to defend my record. No member of Council gave me the opportunity to speak. I find silence to be complicity and I'm actually surprised that this gentlemen was given an extra minute and 10 seconds when I was trying to defend my record. Again, I have the Police Report. After the meeting I came down to Councilmember Howard and asked him why he said such a thing and he said, Oh please, you come down and talk about us all the time I can say whatever I want. He went like this and said I'm not talking to you. David Howard and I actually spoke a few days ago and he said he would publicly apologize today for his comments. He admits he was wrong, but still insists that I wasn't arrested when I was speaking over my three minute limit. I asked him if somebody went over the three minute limit, let's just say I continued to talk right now for four minutes, whether I would be arrested and I'm sure you all know the answer to that. He didn't answer this question so I ask him why I was arrested and he said it had more to do with my tone. This is very discouraging to think that me or any other citizen could be arrested, not only because of my tone, or the content of my speech and I think again this is a situation where you all owe an apology, not only to me but to the citizens of Charlotte for these types of actions.

Taxi Cab

Octavius Obeve, 1026 Eldorado Avenue said I was here last month and spoke on the City Ordinance affecting taxi cabs in Charlotte. After my comments, Mayor Pro Tem Cannon was gracious enough to indicate that he was willing to meet with us and I did not come forward sir because we had an opportunity to speak before and we did not, for that we apologize. I did not want to be caught sleeping at the wheel as a driver. We have done our homework and I have in my possession now 270 signatures plus more. Our drivers are all over the city. We have clients in Ballentyne, we have clients on the west side, we have clients on East Ridge Drive and we have clients uptown. We have clients on Albemarle Road, Dilworth, Myers Park and of course North Tryon. The point I am making is our clients are as diverse as your constituents and we appreciate you giving us the ear. Let me talk to you a little bit about my piece of Americana. In 1886 the government the people of France gave the people of these United States a gift, it stands in New York, the Statute of Liberty. On the pedestal on which Lady Liberty stands, give me your tired, your poor, your ... masses yearning to breathe free. He asked all the taxi drivers to stand and said these are your ... masses. When Lady Liberty sends out a call to the corners of the earth, these are the guys who responded to that call and came these shores to help build this United States and we need your help to rescind that ordinance and give us ten years. We plead with you, we besiege you, we beg you, we ask you to reconsider in the name of God in whom we all trust, in the name of God under whose domain this indivisible nation stands. We are hopeful that our plea will be listened to.

Councilmember Cannon said Mr. Obeve would have been our last speaker with regard to the taxi cab issue that has come before us this evening and I wanted to wait until we got through all of the speakers before commenting. I believe my colleague Councilmember Howard is probably doing the same thing if people would have just waited. We just wanted to be respectful and give everybody their due first before trying to get into the various issues, but I want to thank all of you who have come down this evening from the taxi cab industry. I've heard from those owners of the companies and corporations and I've heard from independent drivers, etc. and we've had this conversation relative to what happened sometime ago relative to the action that Council took

and the Committee. There was nothing that had come up relative to the age limit requirement for the ten years. Everybody sort of knew dating back to probably the 90's that the age limit was going to be spoken about again. I encouraged many of you to come down this evening to pretty much do what you did and that is make this Council and Mayor aware of your concern. This is your open forum to be able to do that and in order to revisit something like this there has to be a commitment from the Council to send it back to Committee for consideration on anything. The six years happened to be decided upon, 7 years is on the table, but the Committee made the recommendation to go with the 6 rather than the 7 years. We heard tonight that you needed time to sort of ramp up, I think I heard that from our first speaker. Again it is the will of the Council so Mayor, basically if it is something that the majority of this Council wants to do in terms of sending it back to Committee to look at any number of years, that is obviously up to this body. I can't make that as an individual, but certainly would put it out there on the table for consideration.

Councilmember Dulin said does that need to come in a motion Mr. Chairman?

[Motion was made by Councilmember Dulin, seconded by Councilmember Autry, to bring]
[the age of cabs back to the Committee and let us look at it again.]

The vote was recorded as follows:

YEAS: Councilmembers Autry, Barnes, Cannon, Cooksey, Dulin, Fallon, Howard, Mayfield, Mitchell and Pickering.

NAY: Councilmember Kinsey

Councilmember Howard said the Mayor Pro Tem couldn't have put it better. There are rules and there are ways that we handle this and it is waiting until everybody is heard. I'm sorry that there was some misunderstanding about that. I did ask the Manager at the April 9th meeting to give me some clarity on the confusion that happened that night and the Manager has given us that report. What I saw out here was not somebody who was actually put in handcuffs so that led me to believe that something may have happened in the back. I wasn't quite sure what was going on, I do know there was a lot of energy in the room that night and there was a lot going on. Now that we have a report it does say it was more about Mr. Zytchow being removed because of disrupting a public meeting. Now there is a lot of interpretations that happened with that and from what I understand that happened in the Chamber. I did call Mr. Zytchow this past week and I apologized for any misunderstanding, but from what I read I did ask for clarity on the issue which we have now. So Mr. Zytchow publicly I will do that, I'm sorry if it caused you any discomfort or anything. I'm talking about the comments about what happened that night and we talked about this. We are not agreeing that it was going over the time limit which is what he is saying over and over again. I will leave that to other people, but I will cover is that for what I understand it was behavior in the Chamber and not behavior outside the Chamber so for that I will and we've had that conversation.

* * * * *

CONSENT AGENDA

[Motion was made by Councilmember Cannon, seconded by Councilmember Kinsey, and]
[carried unanimously, to approve the Consent Agenda as presented with the exception of Item]
[Nos. 27, 39, 40, 44-G and 44-O. Item 34 has been pulled by staff and is no longer on the]
[agenda for consideration.]

The following items were approved:

19: Contract to the lowest bidder, Carolina Cajun Concrete, Inc. in the amount of \$346,548.40 for the Cottonwood Street Sidewalk Project.

Summary of Bids

Carolina Cajun Concrete	\$346,548.40
Bullseye Construction, Inc.	\$361,861.50

mpl

JW Grand	\$385,714.12
Showalter Construction Company	\$389,400.00
United Construction, Inc.	\$439,695.52
W. M. Warr & Son, Inc.	\$528,425.26

20. Contract to the lowest bidder, United Construction, Inc. in the amount of \$1,162,612 for the Sugar Creek Neighborhood Improvement Project.

Summary of Bids

United Construction, Inc.	\$1,162,612.00
Ferebee Corporation	\$1,188,948.20
Carolina Cajun Concrete	\$1,221,189.75
Bullseye Construction, Inc.	\$1,249,450.40
W. M. Warr & Son, Inc.	\$1,343,465.75
JW Grand	\$1,371,451.11
Sealand Contractor Corp.	\$1,414,272.20
Showalter construction Company	\$1,539,923.00
Blythe Construction, Inc.	\$1,547,792.51

21. Contract to the lowest bidder, United Construction, Inc. in the amount of \$437,720.80 for the Belmont NCDOT Improvements Project.

Summary of Bids

United Construction, Inc.	\$437,720.80
Carolina Cajun Concrete	\$464,838.00
Blythe Development Co.	\$479,908.00
W. M. Warr & Son, Inc.	\$516,750.85

22. Reject the low bid of \$166,786.20 from Oliver Paving Company due to non-compliance with the SCO program; contract to the lowest responsive bidder, Red Clay Industries in the amount of \$187,262.25 for FY2012 Road Humps.

Summary of Bids

Oliver Paving Company	\$166,786.20
Red clay Industries	\$187,262.25
Carolina Cajun Concrete	\$197,116.50
W. M. Warr & Son, Inc.	\$261,410.10

23. (A) Contract with Mulkey, Inc. in the amount of \$75,000 for construction inspection services; (B) Contract with SEPI Engineering & Construction, Inc. in the amount of \$75,000 for construction inspection services; (C) Two renewals to each contract not to exceed the original amount and a total contract period not to exceed three years.

24. Agreement with AT & T in an amount not to exceed \$180,000 to relocate AT & T infrastructure for the Statesville Road Widening Project.

25. Payment to Duke Energy in the amount of \$128,035.80 for the installation of pedestrian lights and street lights for the South Tryon Street Conversion Project.

26. (A) Contract to the lowest bidder, W. M. Warr & Son, Inc. in the amount of \$339,774.40 for the sidewalk in-fill and accessible ramps project; (B) authorize the City manager to approve up to one renewal in an amount not to exceed the original contract amount.

Summary of Bids

W. M. Warr & Son, Inc.	\$339,774.40
On Time Construction	\$359,546.35
Carolina Cajun Concrete	\$373,410.75
United Construction Inc.	\$419,399.25

28. (A) Purchase of video cameras and related equipment as authorized by the sole source purchasing exception of G.S. 143-129(e) (6); (B) Contract amendment with Advanced Digital Solutions in the amount of \$195,000 for the purchase and installation of new video cameras, conversion of existing cameras to digital and the integration of video and security systems in CMPD headquarters into its Video Management System.
29. (A) Purchase of Hyundai Mini Excavators as authorized by the State contract exception of G.S. 143-129 (e) (9); (B) contract with Rob's Hydraulics Inc. for the purchase of four excavators per State Contract #760H in the amount of \$280,028.
30. (A) Authorize the City Manager to execute Developer Agreements with the developers listed below (B) Budget Ordinance No. 4869 appropriating \$113,000 in private developer funds for traffic signal improvements.

Explanation

The following developers are fully funding traffic signal installations and improvements to mitigate traffic impacts around their respective development projects:

- Bank of the Ozarks, contributed \$2,500 for signal modification at the intersection of Park Road and Heather Street.
- CEW Properties, LLC contributed \$3,000 for signal modification at the intersection of Hebron and South Boulevard.
- Harris Teeter, Inc. contributed \$29,500 for signal modification at the intersection of Providence Road and Queens Road.
- Harris Teeter, Inc. contributed \$16,000 for signal modification at the intersection of Central Avenue and The Plaza.
- Percival McGuire Commercial Real Estate Development, LLC will contribute \$62,000 for signal modification at the intersection of Northcrest and W. T. Harris Boulevard.

The ordinance is recorded in full in Ordinance Book 57, at Page 579.

31. Contract with Byers Engineering Company for Outside Fiber Optical Cable Verification Services in the estimated amount of \$250,000.
32. (A) Contract with Air-Trak, Inc. for Automated Vehicle/Asset Location Systems for an initial term of three years in the estimated amount of \$652,000; (B) Authorize the City manager to approve up to two, one year renewal options, as authorized by the contract, and contingent on the company's satisfactory performance and (C) Authorize the City Manager to amend the contract to add additional device models, license, and accompanying software and maintenance fees as may be required from time to time to support various City Departments' needs.
33. Resolution approving the donation of surplus computers and related equipment to Goodwill Industries of the Southern Piedmont.

The resolution is recorded in full in Resolution Book 43, at Page 635-636.

35. (A) One-year contract renewal with Security Collection Agency in the amount of \$150,000 for collection services, and (B) Authorize the City Manager to execute a second one-year extension of the contract in the amount of \$150,000.
36. Contract to the lowest bidder, Brooks Berry Haynie & Associates in the amount of \$3,604,110.15 for work associated with new underground electrical ducts.

Summary of Bids

Brooks Berry Haynie & Associates	\$3,604,110.15
Midasco	\$4,457,825.00
Triangle Grading and Paving	\$4,671,760.00
Carolina Conduit Systems, Inc.	\$5,867,990.00

37. Contract extension with G4S Secure Solutions in the amount of \$696,000 for airport traffic control and security guard services.
38. (A)Purchase of vanpool minivans as authorized by the State contract exception of G.S. 143-129 (e) (9) and (B) purchase of 15 minivans at a total cost of \$335,325 (\$22,355 per vehicle) to replace existing vehicles in the Vanpool Program.
41. (A) Two-year contract with STV, Inc. for an amount not to exceed \$200,000 for bridge inspection services for the LYNX Blue Line, and (B) Authorize the City Manager to execute a two-year renewal in an amount not to exceed \$200,000 for a total contract not to exceed amount of \$400,000.
42. One-year agreement with Siemens Industry, Inc. for repair services for the Light Rail Vehicles propulsion systems, for an estimated amount of \$150,000.
43. Resolution authorizing the refund of business privilege license payments made in the amount of \$5,139.78.

The resolution is recorded in full in Resolution Book 43, at Page 637-638.

- 44-A. Acquisition of 3.04 acres plus single family residence at 6708 Wilkinson Boulevard from William and Susan Ridout for \$291,900 for Airport Master Plan Land Acquisition.
- 44-B. Acquisition of 20,138 square feet in Fee Simple, plus 590 square feet in Storm Drainage Easement, plus 46 square feet in Temporary construction Easement at 8321 Idlewild Road from Ruth D. Hammer for \$25,750 for Idlewild Road Roadway Improvement Project, Parcel #10 and #12.
- 44-C. Acquisition of 479 square feet in Storm Drainage Easement, plus 27,124 square feet in Conservation Easement, plus 570 square feet in Temporary Construction Easement at 1254 Robinhood Circle from Edgar Alvarado and Marie Genie for \$15,500 for Robinhood/Dooley Storm Water Capital Improvement Project, Parcel #85.
- 44-D. Resolution of condemnation of 59 square feet in Storm Drainage Easement, plus 29 square feet in Sidewalk and Utility Easement, plus 722 square feet in Utility easement, plus 1,527 square feet in Temporary Construction Easement at 3401 Rogers Street from Gwendolyn Harvey McManus and any other parties of interest for Enderly Park Neighborhood Improvement Project, Parcel #57.

The resolution is recorded in full in Resolution Book 43, at Page 639.

- 44-E. Resolution of condemnation of 211 square feet in Sidewalk and Utility Easement, plus 619 square feet in Temporary Construction Easement at 3120 Mathis Drive from Unknown Heirs of Edith B. Proctor and any other parties of interest for \$200 for Enderly Park Neighborhood Improvement Project, Parcel #85.

The resolution is recorded in full in Resolution Book 43, at Page 640.

- 44-F. Resolution of condemnation of 803 square feet in Temporary Construction Easement at 3759 Stonehaven Drive from Marcial A. Novoa and wife, Magda L. Novoa and any other parties of interest for \$125 for Finchley-Purser/Shamrock Hills Neighborhood Improvement Project, Phase 1, Parcel #98.

The resolution is recorded in full in Resolution Book 43, at Page 641.

- 44-H. Resolution of condemnation of 4,263 square feet in Storm Drainage Easement, plus 855 square feet in Temporary Construction Easement at 4307 Dinglewood Avenue from unknown Heirs of Jay Vance Barringer and any other parties of interest for \$2,475 for Howie Acres Neighborhood Improvement Project – Phase 2, Parcel #89.

The resolution is recorded in full in Resolution Book 43, at Page 643.

- 44-I. Resolution of condemnation of 323 square feet in Sidewalk and utility Easement, plus 22 square feet in Utility Easement, plus 1,521 square feet in Temporary Construction Easement at 2700 Kenhill Drive from Lizzie A. Glasgow and any other parties of interest for \$400 for Ponderosa Neighborhood Improvement Project Phase 1 and Markland/Wedgefield Sidewalk Project, Parcel #21.

The resolution is recorded in full in Resolution Book 43, at Page 644.

- 44-J. Resolution of condemnation of 150 square feet in Sidewalk and Utility Easement, plus 1,059 square feet in Temporary Construction Easement at 2807 Denvview Lane from Mary Ann Gassaway, et al and any other parties of interest for \$225 for Ponderosa Neighborhood Improvement Project Phase 1 and Markland/Wedgefield Sidewalk Project, Parcel #32.

The resolution is recorded in full in Resolution Book 43, at Page 645.

- 44-K. Resolution of condemnation of 439 square feet in Storm Drainage Easement, plus 149 square feet in Sidewalk and Utility Easement, plus 664 square feet in Temporary Construction Easement at 2830 Fordwood Drive from John R. Banner and any other parties of interest for \$325 for Ponderosa Neighborhood Improvement Project Phase 1 and Markland/Wedgefield Sidewalk Project, Parcel #38.

The resolution is recorded in full in Resolution Book 43, at Page 646.

- 44-L. Resolution of condemnation of 435 square feet in Sidewalk and Utility Easement, plus 13 square feet in Utility Easement, plus 1,213 square feet in Temporary Construction Easement at 2742 Kenhill Drive for \$850 for Ponderosa Neighborhood Improvement Project Phase 1 and Markland/Wedgefield Sidewalk Project, Parcel #50.

The resolution is recorded in full in Resolution Book 43, at Page 647.

- 44-M. Resolution of condemnation of 748 square feet in Storm Drainage Easement, plus 748 square feet in Temporary Construction Easement at Mayfair Avenue from Reign Investment Corp. and any other parties of interest for \$600 for Ponderosa Neighborhood Improvement Project Phase 1 and Markland/Wedgefield Sidewalk Project, Parcel #52.

The resolution is recorded in full in Resolution Book 43, at Page 648.

- 44-N. Resolution of condemnation of 4,484 square feet in Fee Simple at Mayfair Avenue from Heirs of Catherine Greenan Dunavant Tatum Hairston and any other parties of interest for \$5,300 for Ponderosa Neighborhood Improvement Project Phase 1 and Markland/Wedgefield Sidewalk Project, Parcel #53.

The resolution is recorded in full in Resolution Book 43, at Page 649.

- 44-P. Resolution of condemnation of 135,265 square feet in Fee Simple at 5000 Wilkinson Boulevard from J. L. Jamieson, LLC; Linda D. Packard and Spouse, David Packard and any other parties of interest for \$134,250 for Wilkinson Boulevard/ Mulberry Church Road Watershed Enhancement, Parcel #10

The resolution is recorded in full in Resolution Book 43, at Page 651.

45. Titles, motions and votes reflected in the Clerk's record as the minutes of February 13, 2012 Business Meeting and February 20, 2012 Zoning Meeting.

* * * * *

ITEM NO. 44-G: RESOLUTION OF CONDEMNATION OF 896 SQUARE FEET IN EXISTING RIGHT-OF-WAY, PLUS 1,060 SQUARE FEET IN SIDEWALK AND UTILITY EASEMENT, PLUS 991 SQUARE FEET IN TEMPORARY CONSTRUCTION EASEMENT AT 15434 LANCASTER HIGHWAY FROM RICK E. STACK AND ANY OTHER PARTIES OF INTEREST FOR \$900 FOR FY12 SIDEWALKS – LANCASTER HIGHWAY, PARCEL #1.

[Motion was made by Councilmember Cannon, seconded by Councilmember Howard, and]
[carried unanimously to adopt the subject resolution.]

The resolution is recorded in full in Resolution Book 43, at Page 642.

* * * * *

ITEM NO. 44-O: RESOLUTION OF CONDEMNATION OF 40 SQUARE FEET IN UTILITY EASEMENT, PLUS 216 SQUARE FEET IN TEMPORARY CONSTRUCTION EASEMENT AT 6535 RUMPLE ROAD FROM BRADFORD PROPERTIES OF HUNTERSVILLE, LLLP AND ANY OTHER PARTIES OF INTEREST FOR \$75,000 FOR CITY BOULEVARD EXTENSION, PHASE III, PARCEL #7.

Dee Bradford, P. O. Box 797, Huntersville, NC said I just wanted to and talk to you tonight, I met with you back in February about this little piece of property I have on Rumple Road and asked if you could at least have consideration on it. I met several times with the Planners and I gave them an alternative suggestion, they did look at that and they gave me estimates on it. It came up that it would be about \$20,000 to not put the pole on my property and to offset it in another location. Also it was going to impact two other property owners so I really couldn't justify and I know the pole is going to be in the center of the property, but it is not worth \$20,000 to do that. I just want to thank Ms. Rushing for her help in this and looking for every other opportunity we could to not impound the property, but there is just no way. I just wanted to come down and tell you thank you for deferring it and having them investigate it. I told her to go ahead and I'll take my \$200 or \$75 and whatever and all I can say is I just saved the City \$20,000.

[Motion was made by Councilmember Barnes, seconded by Councilmember Kinsey, and]
[carried unanimously, to adopt the subject resolution.]

The resolution is recorded in full in Resolution Book 43, at Page 650.

Councilmember Dulin thanked Mr. Bradford for the way he handled this matter and said this is rare.

* * * * *

PUBLIC HEARINGS

ITEM NO. 7: PUBLIC HEARING ON THE REVISED POLICY FOR ASSISTED MULTIFAMILY HOUSING AT TRANSIT STATION AREAS.

The scheduled public hearing was held on the subject matter.

Councilmember Kinsey said we saw this at the April 9th Dinner Briefing and staff did present the proposed policy to us. On March 7th the Committee voted 3 to 1 to approve the revised policy. We also briefly discussed this item at the March 28th meeting as a result of letters received from the Charlotte Mecklenburg Coalition of Housing and Homeless Services Network. Our next step will be for this to come back to Council for a vote at our May 14th Business Meeting. Both Ms. Campbell from Planning and Ms. Wideman from Neighborhood & Business Services are here in care there are questions from Council about this.

Michael Marsicano, 220 North Tryon Street, said I have the pleasure of serving at your pleasure as a Member of the Charlotte-Mecklenburg Coalition for Housing. Charlotte Mecklenburg Coalition for Housing was created to implement the 10-year plan to end and

prevent homelessness and to strategically address homelessness and affordable housing issues. The Coalition is also developing strategies on a continuum of housing serving families earning up to 60% AMI. For the first time in the City's history we have come together as a community appointed board with City, County, faith, and private sector leaders on leveraging resources to build permanent affordable housing with supportive services. At the March 21, CMCH Board meeting we received a briefing on the assisted multifamily housing at Transit Station Area policy by the City's Planning Staff. The Coalition is pleased to support most of the elements of the umbrella policy before you. However, the Coalition unanimously, agrees that one part of the policy as presented to you this evening negatively impacts the development of assisted housing in transit station areas. Specifically Policy E needs to read, the assisted multifamily housing units shall be scattered throughout the development, however one building within a multi-building development may be 100% assisted. This was the original recommendation of your professional team and we support it. Here is why that policy language is critical. Low income housing tax credits are a critical financing vehicle for affordable mixed income housing development. These tax credits can be used to develop assisted housing to households earning under 60% AMI. Awards of these tax credits are generally made to developers proposing the construction of a building or a group of buildings on a single site in which a significant percentage of the developed units will be affordable to low and moderate income households. Yes, the financing can be used for scattered sites housing development but only if the site are owned by the same entity and have a common financing plan and are restricted to house residents with income under 60% AMI. Our community has come together collectively to work on solutions to end and prevent homelessness and build affordable housing. Developers are part of this collective community. Policy E presented before you tonight only reads the assisted multifamily housing units shall be scattered throughout the development. The Coalition is concerned in this economic environment where subsidy to support affordable and mixed income housing development are becoming increasingly scarce. The proposed language will effectively preclude any development in the transit corridors from utilizing these low income housing tax credits. Transit serves mixed populations and enables individuals with lower income and mode of transportation to jobs, programs and services. The Coalition Board unanimously agreed that the Council should add back the language the staff put in.

Robert Henderson, 504 East Worthington Avenue, said I serve as Senior Minister at Covenant Presbyterian Church in Dilworth. One of my favorite memories from childhood is when my father brought me to see Game 3 of the '69 World Series. Some of you here tonight are old enough to remember that series was between the Baltimore Orioles and the New York Mets and at that game I learned that behind the seemingly ordinary game of baseball is some very sophisticated strategy. There were pinch runners, relief pitchers, squeezed plays, and of course pinch hitters whose job it was to hit a home-run. Here now in Charlotte you are hearing some very sophisticated strategy to get baseball into our city. I saw on the agenda earlier that you discussed some of that strategy and we've heard much of tonight. I am here tonight to ask you to use some of that same kind of strategic thinking when it comes to affordable housing. The faith community worked diligently to provide housing for this city, example include Room in the End, Habitat for Humanity, Moore Place, McCreesh Place, the Uptown Men's Shelter, Charlotte Family Housing and much more and now we are seeking to do more and hope to provide very small clusters of affordable housing connected with supportive congregations across our city, an idea that grew out of the Mayor's Faith Summit on affordable housing for which we are most grateful. The point is the faith communities are being a part of the solution and I want to encourage you to be a part of the solution as well, specifically I'm asking you to pass policy that helps the overall development of affordable housing in the transit areas. The revised policy being recommended tonight by the Housing and Neighborhood Development Committee negatively impacts the likelihood that affordable housing developers will built here because it minimizes their ability to utilize low income housing tax credits. Instead I ask you to replace this policy with better strategic thinking that will incentivize builders to construct affordable and mixed housing developments here in our city. To use metaphors from an issue earlier on the agenda, please do not put a squeeze play on affordable housing in our city, instead pinch hit for this policy with another one, one that allows for affordable housing to be built wisely in transit areas and in doing so, hit a home-run for our city.

Kenneth Schorr, 1431 Elizabeth Avenue, said I am speaking on behalf of the Homeless Services Network of Charlotte. The Network is composed of over 40 non-profit agencies which

are working together to end homelessness in our community. Our community, like most in this country, struggles with homelessness, why so many of our citizens have no place that is home. In 2000 we produced a report called In The Shadows that assessed our local problem. That was followed in 2002 with a plan called Out of the Shadows to reduce the prevalence, duration and impact of homelessness in our community. We did much work together under that plan, but more remained. In October 2006 we made a much more ambitious plan outlined in a report named More than Shelter, Charlotte Mecklenburg's Ten Year Implementation Plan to end and Prevent Homelessness. This plan called for many different people and institutions in our community to work together to accomplish the goal of ending homelessness among our neighbors. In 2007 the Charlotte City Council and the Mecklenburg County Board of County Commissioners rose to the occasion and approved the plan. It is your plan. A few years ago the City Council and the County Commission created the Charlotte-Mecklenburg Coalition for Housing to lead the effort and appointed its members. They are your board which you have created to accomplish your plan. Many different things have to be done to accomplish the goal of ending homelessness in our community under the 10-year plan. Homeless Service Network member agencies have a very big part and we are doing our best to implement the plan. Philanthropic, religious and business organizations have a significant part and they are also doing a great deal. The City Council has a continuing role as a policy maker, funder and convener. Supporting the development of affordable housing through locational policy is one of the Council's key role in implementing the plan and facilitating the development of assisted housing near transit stations is a key aspect of this locational policy. Low income people need to live near transit to be able to work in our community and the community needs for low income people to be able to work and to contribute for the community to be healthy. The public and private institutions that develop housing tell us that they will not be able to develop assisted housing units near transit stations unless they are permitted to have one building in a multiple building development be 100% assisted. If that is not permitted assisted housing will not be built near transit stations where land prices are too high to build single family housing where assisted units can be scattered among the market price units. This is your part, please make it happen.

Dionne Nelson, 1300 Baxter Street, said I am the Principle and CEO of Laurel Street Residential. We are an affordable housing developer here in Charlotte, most known recently for being the developer/partner for the redevelopment of Boulevard Homes. I am here tonight to speak to the point of adding back 100% affordable development to the policy that is being considered, but I want to take my time to specifically talk a little bit more concretely about why. I agree with the previous speaker that limiting that mechanism will not allow for developments that are using low income housing tax credits, but the specific point that I think is relevant for you in doing so, makes the use of city funds substantially less efficient. Specifically, when you do an affordable housing tax credit development the equity from the tax credits from the federal government and the state provide approximately 80% of the costs of the development. In doing so the typical subsidy per unit that we would be asking the city for in order to support that development would be approximately \$25,000 per unit. In the opposite scenario, if you were to do a mostly market rate development that was approximately 20% affordable, the subsidy that would be required by a market rate developer in order to provide those units would be approximately \$65,000 per unit. That is 2 ½ times more expensive per affordable unit in order to put a single unit on the ground. In addition when we do 100% affordable housing development, we have the opportunity to bring a substantially greater number of units on line in a single development effort so i.e. 100 units at a time versus that same 100 unit development bringing on only 20 units at a time. In a city where we have a deficit of affordable housing that is north of 15,000 units I believe that we need to leverage all the mechanisms for affordable housing that we have in our tool box. One of those mechanisms, a very important mechanism is to be able to leverage tax credit development in order to deliver 100% affordable housing. That development has been successful here in the City of Charlotte. It can be scattered within a development as has been already recommended, but it also can live successfully adjacent to a market rate community. An example specifically is 940 Brevard which lives adjacent to Alfamil Apartments which is a 100% market rate. That development was done by Crosland, my former employer, and it has been very successful and has not had a negative impact on Alfamil Apartments. I have seen that type of development all over the city and I ask you to do the same.

Maureen Gilewski, 7518 Linda Lake Drive, said I am a member of the Mixed Income Housing Coalition and I'm here to share the Coalition's comments and concerns about the proposed

policy for assisted multifamily housing at transit stations. We do support the separate policy for the assisted housing at the transit stations and we have participated in the Citizen Advisory Group meetings. We appreciate the work that has been done to date and the opportunity to participate in the Advisory Group. A research about other communities as well as our experience here in Charlotte as shown also by your own statistics makes very clear the voluntary requirements do not typically work. We support mixed income housing development in transit areas because we believe where public money is used to give exceptional benefits to areas in the city, such as rail lines, we should also assure opportunities for people of all incomes to live there. Since 2005 2,258 new housing units were completed along the South Corridor, with an additional 4,547 proposed. Of these, 330 are assisted units. To date since 2005 only 80 assisted units have been built. The evaluation period that is proposed in the new policy prevents less reporting. Currently it is within a year or two after the initiation of a new line in housing and to actually feed back to Council at least twice a year. Right now it is stated in the policy to reduce that to just five years so we do feel like the more frequent periodic reporting would be an important part of that policy. We are aware of intentions to provide and disburse assisted housing through the use of low income housing tax credits. We recommend a movement from developers and agencies who work to provide assisted housing to lobby for practical changes to tax credits legislations so that units can be built that will benefit all parties. We believe that research shows weaving, rather than separating families of different income levels into the community works. The developments retain their value and provide a better sense of community.

Fred Dodson, Jr. 4601 Charlotte Park Drive, said I am the Chief Operating Officer of the Charlotte Mecklenburg Housing Partnership. I was invited to participate in the process of revising the transit area policy as a member of the Citizens' Advisory Group. As a developer of affordable housing I greatly appreciated this opportunity and I think important changes made to the policy. The one change to the policy that is most important to me is to allow a standalone assisted development instead of requiring the units to be scattered throughout the development. I think this is an important change because we know how to build such a development, we know how to manage it and most importantly we know how to finance it. In fact that is the model we typically use when we build affordable housing. Requiring units to be scattered would most likely result in the loss of the traditional sources of financing that we use, for example, and you have heard this from other speakers, the best source of financing that we have is the federal low income housing tax credit. This source of equity is achieved through a highly competitive process, but it is worthwhile because it is a great source of leverage. The tax credits are sold to investors and at this time the credit pricing has fully recovered from the recession. In fact we are typically able to leverage the city funding 6 to 1 with the credits and with other funding outside of local funding that we have available to us. It is very rare to find a tax credit development that is scattered in multiple locations. I've been building affordable housing for some time now and I don't know of a tax credit development that has that structure where the units are scattered throughout a larger development. An all affordable deal is typical, is less complex and less risky for all involved, therefore it will attract the highest price for credit from investors. I should clarify, when I say affordable or assisted developments, I am referring to a mixture of incomes that are normally capped at 60% AMI as required by the financing that we receive from state, federal and local sources. Finally I think it was determined sometime ago that affordable housing at transit was a worthwhile goal. Allowing a standalone affordable development is the best way to insure this happens.

Kim Graham, 4601 Charlotte Park Drive, said I am the Community Affairs Liaison for the Housing Partnership and I come before you tonight to ask you to create a transit oriented development policy that allows for 100% assisted building to be built within a larger development within ½ mile from a transit station. I'm going to share with you two pieces of information, the first is the 2012 HUD Median Income Guideline which is just good information for you to have as you talk about affordable housing in your committee discussions. The other is the most recent annual report of the Housing Partnership which deals head-on with some of the negative public sentiment around affordable housing. I want to lift out a startling statistic from Page 4 which reads "in Charlotte approximately one in four households are unable to afford market rate housing as a gap between income and housing costs widens. Misperceptions about affordable or workforce housing must be replaced with important truths". I'm going to share a couple of truths with you. The truth is that we have some teachers who drive clear across town

to their job at certain CMS schools because they can't afford housing closer to where they work. That is a financial burden. We have some daycare workers who catch two and three buses at ungodly hours in the morning and evening just to provide for their families and that is a financial burden. Cities all across the United States are expanding public transportation systems to allow more residential choices, improve access to employment centers, reduce traffic congestion and lower levels of greenhouse gas emissions. These transit investments will increase property values in many areas, creating community development opportunities and some challenges. By taking action to reserve diverse housing options near transit community leaders like yourself and developers can insure that people of all income levels can enjoy the benefits of these investments. By mandating that assisted units be scattered throughout a transit oriented development rather than situated in a standalone building, our city would essentially be handicapping developers and limiting options for the workforce laborer who carry the heaviest housing, transportation and cost of living burden in this city. Let's give those workers who work so hard to make ends meet and who represent the least of us in terms of their financial means, a hands-up and a fighting chance of being integrated into the economic mainstream. Shouldn't we want to help lighten the load for the hard working teachers and police officers, daycare workers, firemen and women, nurse assistants, graduate students, up and coming artists and so many others who don't earn more than \$41,000 per year.

Elizabeth Barnhardt, 1242 Chandler Place, said I'm speaking on behalf of the Charlotte Regional Realtor Association and one of the things I found really encouraging tonight about the speakers who preceded me is what a diverse part of our community, whether it is from faith community, the private development community, the non-profit community, all those are advocating for more affordable housing in this city and more choices in transportation. I did serve on the Stakeholders Committee that did provide some advice to the Planning Commission and I do want to applaud Debra Campbell for giving all of us the opportunity to speak and all of us to be able to be heard. I do come tonight in support of the staff proposal regarding the recommended policy. As you know there is no one fix all to affordable housing in this community and as you've seen some of the policies come before you and this Council and the policies that will be coming after this policy, we have a lot of tools in the tool box and this is one more tool for the tool box to provide a comprehensive approach to how we provide affordable housing in this community and I would ask you to support that proposal.

Joe Padilla, said I am the Executive Director of REBIC. We are the Real Estate and Building Industry Coalition here in Mecklenburg County. I am here tonight as are the other speakers to speak in favor of your staff's proposal for revised Assisted Multifamily Housing and Transit Station Policy which we believe is one tool as other speakers have said which is necessary to increase the supply of affordable housing throughout the City of Charlotte. REBIC participated in the stakeholder committee that helped formulate the draft revision as did a number of our multifamily development partners. We recommended early on that the policy be flexible with regards to its mixed income requirement, allowing assisted units to be concentrated in a single building that is part of a larger master plan site rather than disbursed throughout. The reason for this is simple. Developers and managers of assisted tax credit multifamily housing typically have a very different financing and operating model than their market rate counterparts. The services they provide to their tenants are far more comprehensive than those offered by their market rate communities and require a unique level of expertise that can rarely be duplicated by these private sectors operators. The result of the policy that was originally proposed by staff with the mixed income communities where a market rate building would be constructed next to another that houses low and moderate income households both within identified transit station area. The building feature a common area, amenities and infrastructure while allowing each to be constructed and operated by entities specialized in serving that particular segment of the market. This approach also acknowledges another important reality. While market rate communities in transit corridors typically cat will see a larger percentage of households with children. The dynamic alone makes mixed income multifamily buildings less attractive to their target demographic, lowering their rents and making them less economically feasible. We were disappointed when that recommended language was changed by committee and we respectfully ask that you adopt Policy E with the language originally proposed by your staff allowing one building within a master plan development to do 100% assisted. We believe this will help supply affordable multifamily housing in transit station areas where it is not only locationally appropriate, but also in increasingly short supply.

Mayor Foxx said that concludes the speakers on this topic and I want to say one thing before we wrap this up. This conversation is part of a series of conversations we are having about affordable housing in our community. I know the committee has worked very heavily and hard to try to help us reinvigorate our affordable housing policy. We had a multifamily incentive based inclusionary zoning policy that we adopted last year and as I see it we've got sort of two tensions and I think one of our speakers spoke to these. One is providing more housing stock so we are helping to put a roof over the heads of people who need help. The other issue is dealing with the challenges of concentrations of poverty in parts of our city. What I would like to suggest is that I'm not as familiar with the tax credit regulations as some who have spoken are, but it strikes me that we should investigate whether the regulations have any provisions that allow for exemptions or waivers from the 100% requirement. I think if we adopt rules that write into our ordinances or our policies that we support 100%, if the rules change at the federal level our rules still stay the same so I'd like us to consider tracking what the language of the statute is as a way of trying to get around this and maybe at the same time move on a parallel track to seek an exemption for that because I understand some of the sensitivity around this is that we had 100% units in the past and those fell in the challenges. I also want to remind the Council that we are talking about 60% and below so we are really taking about secretaries and firefighters and folks that are on the continuum of need, but they are at the upper end of continuum need not necessarily at the lower end. The second point is, as we have adopted and continued to look at adopting incentive based strategies to deal with the concentration challenges I'm wondering whether we have done enough thinking around tiering those incentives towards the area that we've classified as unrestricted versus the areas that are restricted. If there is a fast track permitting process for example, does that apply anywhere where affordable housing is placed or does it apply specifically to a place that we've classified as un-restricted. I think we have been thinking about these incentive based strategies as a way of creating more housing stock, but I think there is a way to use them creatively to perhaps help us deal with some of the concentration problems. If you take any of these in isolation you could argue the point. I think the point for us right now is to look at all of these strategies collectively and I hope that as we move toward adoption on these, not only the transit station areas, but some of the other ones that will be coming in the next few months, that when we look at all of them together we can see our city striking the right balance between providing more housing stock, but also dealing with the concentration challenges. I am sharing with my Chair of our Housing and Neighborhood Development Committee and the Committee my thoughts on this topic and the subject as a general matter.

[Motion was made by Councilmember Cannon, seconded by Councilmember Howard, to]
[close the public hearing.]

Councilmember Mayfield said I think there is a disconnect when we look at economic development and we look at conversations in the business community. I had a conversation as early as last week with a business owner regarding what it would take for them to come into a certain area and when the conversation turns to that financially the incomes levels are not where they need to be for this business to be sustainable and we are saying that same area, the area that we are identifying most of the housing stock needs, then there is a disconnect if we are continuing because there is a great need for affordable housing. If we are not balancing that out with a commitment from the business community to bring in business in those areas to make sure that we are not creating this area where you have low income, you have very few chances for people to have quality jobs in that area, along with identifying areas that are in neighborhoods where they are closer to where they work there is a disconnect that is happening. There has to be some kind of way where we have a real conversation with the business community and their commitment to identifying areas for us to create the housing stock that is needed by investing in those areas as well as identifying current areas for housing stock. When we look at the map I'm concerned that you have certain districts where a larger percentage of affordable housing is located and you don't have as many job opportunities in those areas.

Mayor Foxx said I think it is a worthy conversation. We have had several conversations in the last 5 or 6 years around that very issues and there actually are some measurements that can be used that make a business case where things like grocery stores and pharmacies, etc that don't rely on drawing a circle around an area and looking at the income of the population and saying it does work for us. There are actually strategies like income density where you look at not only

the income levels, but the sheer numbers of people within that particular area. If they are densely packed in sometimes the buying power of people at a lower income is actually the same as a more dispersed area with higher incomes. There are ways to get around it and I do think we should spend some time trying to think about how to teach the market on that, but this is a delicate problem because in some respects what we are trying to do through our economic policy and through our housing policy is to create more of a mixture of incomes in areas that are already high poverty. If you take something like the Double Oaks Revitalization we are trying to do sort of the opposite there that you would think we would be doing where we are bringing a higher income bracket into that area to try to revitalize it. There are other parts of the city where we are doing the exact opposite. We are trying to create some community around here.

Councilmember Barnes said I actually feel like I should have signed up to speak from the podium tonight, but I will say it from here. I do want to thank the folks who spoke tonight for their advocacy and their passion around this issue. I wanted to speak to the issue as a member of the committee and as someone who has spent quite a bit of time on the ground in an area that may be impacted by this policy along the Blue Line Extension. Mayor, you are absolutely correct, it is a very delicate problem and the advantage that we have is that at our Retreat we looked at the pink, the yellow, and the green on the map in terms of land values around Charlotte. What we saw was that to the exclusion of District 6 and 7 most of the city was either yellow or pink in terms of land values, trans property value trends. So at the committee level when we discussed the issue we had a fairly robust discussion and I the Chair would acknowledge and so would some of the other members of the committee. One of the concerns I had was how do we actually begin to lift property values through Councilmember Kinsey's district on into mine up to UNCC. At one of the meetings officials from the Housing Authority indicate that they were having a difficult time renting market units that were next to subsidized units. Of course as you all know in the recommended policy from staff there is a this recommendation that we allow buildings that are fully subsidized to be located in a given development and I voted to take that out. I voted to move the entire issue to Council tonight so that we could have discussions with the general public discussions and discussions among ourselves. Ultimately I don't believe we need a policy at all on this issue because we need to be driving property values up as much as possible. The particular alignment that the Blue Line will follow is not an area of affluence. It is not an area where people are doing so well that adding issues to the community that might drag values down won't hurt them. The territory that we are talking about is already distressed at the ¼ mile, ½ mile, 1 mile, 2 mile, 3 mile radius and in my opinion introducing a policy that would allow for fully subsidized buildings into a development would do nothing but create additional problems. I have talked with Kinsey about this and I don't believe we need the policy at all. I recognize that tonight is the night for public comment on it, but you all will recall at the last budget retreat I made a proposal about setting up an RFP process to allow folks to use a \$5 million pool of money for multifamily developments, a \$5 million pool of money for single family developments to essentially rehabilitate and refurbish those developments and communities and I think that is one way to help with some of our issues. I'm concerned that at a time where we see along the South Corridor there has been over a billion dollars of private sector investment and out of the 1800 housing units that were either approved or built, 80 of them were subsidized and those 80 are just outside the ½ mile radius. What I imagine happening here because of things that I've been hearing is there is this intension to try to address our lack of 1800 affordable housing units around the Blue Line to some degree, whether it be half of that number, most of that number or all of that number I don't know, but I think that would be part of the intent. I don't think that would do anything good for the future of the Blue Line or the future of Ms. Kinsey's district or mine. Ultimately because the corridor is already distressed because it is an area where we need to increase property values in order to address the pink and the yellow throughout the city, I don't think we need the policy at all. If we are going to have it I certainly I don't think we need to have an allowance for buildings that are 100% subsidized.

Mayor Foxx said we are going to have this discussion I guess at some point in the future so I don't want to prolong it unnecessarily. I see the world a little differently. I think there is a subtle but important difference between a policy that writes in 100% units within a development which I understand the tax credit rules now require. It is a subtle difference between doing that and saying section whatever of the US Code, we write our policy to comply with that and then they go work to try to change the law so it looks different and it can apply to us in some different

scenario. I think there is a way to do it that doesn't lock future Councils into that as a policy. The second thing is that with the numbers of people that we know we are going to need to house over time, the reality is that every part of our city is going to have to absorb some of it for us to meet the goal. The problem is everybody thinks it is a good idea to house people but nobody wants it in their backyard. There is a legitimate point that is being made that there are parts of the city that have a lot of it relative to other parts. I think our policies have to take into account all those realities and try to help us deal with them. That is a debate we will continue to have, but I think it is all valid points on all sides of this. We just have to figure out how to help this community strike the right balance, but I would not limit our ability to attract tax credits to us. I would just say let's work to change the policy or at least seek an exemption so that we can do it the way we want to do it, but let's not self limit. We will talk about that as we go along.

The vote was taken on the motion to close the public hearing and was recorded as unanimous.

* * * * *

ITEM NO. 8: PUBLIC HEARING TO CLOSE A PORTION OF OLMSTEAD WAY, RESOLUTION TO CLOSE A PORTION OF OLMSTEAD WAY.

The scheduled public hearing was held on the subject matter.

[Motion was made by Councilmember Barnes, seconded by Councilmember Kinsey, to]
[approve A. The vote was taken and recorded as unanimous.]

Councilmember Barnes said I have a question before I move to approve B. Can someone from C-DOT speak to this? I'm looking at the map that you all provided in attachment #2 and there appears to be a house at the end of the road and an entrance to the back side of that community also. Is the house a part of the development and I think I know what this is about. They are going to expand it and move that house?

Jeff Boenish, Transportation, said it is not a house, I believe it is actually a trash facility that is going to be relocated. This is Phase II of a multifamily development. It is also a part of a rezoning that was approved in 1995.

[Motion was made by Councilmember Barnes, seconded by Councilmember Cannon, and]
[carried unanimously, to approve B.]

The resolution is recorded in full in Resolution Book 43, at Page 632-634.

* * * * *

ITEM NO. 9: CITY MANAGER'S REPORT

City Manager, Curt Walton said Mayor and Council we need to talk briefly about coyotes. The Mecklenburg County Commissioners received an update on coyotes which you know have proliferated in Charlotte Mecklenburg over the last five years or so and they have fall into the rather unique category of jurisdiction for no-one. I wanted to ask Chris Matthews from Mecklenburg County Parks and Recreation and Mark Bolestra from Animal Care and Control to give you an update of what we are dealing with here.

Chris Matthews, Natural Resources Manager for Mecklenburg County, said I reside in Park and Rec and this is a presentation that was given to the County Commission a couple months ago and has subsequently been given to the Matthews Town Council. We are traveling around the county to the other small towns to also present them with the same presentation.

Coyotes are not native to the Carolinas, they are actually a Midwestern species that has moved west, north, south and subsequently east over the years. They are found in every state of the union with the exception of a very small portion of northern Maine. They have gotten here naturally and they have also been introduced by humans. Again here in North Carolina they occur statewide and they occur throughout the county. We have had an increase in local

sightings in the past five years. I don't know why and I don't have a number to tell you how many that has been, but I know that people are certainly more aware of it now than they have been in the past. Why is this important? Coyotes are new to our wildlife. They actually act as a top level predator for us, so in the past a long time ago it was wolves, however we did away with the wolf a long time ago, and now we have the coyote. There is a lot of misinformation about the coyote, they look a lot like wolves, but they don't really act like wolves. People kind of tend to compare them. If you live in the city, which most of us do, there are limited control options that people have because of weapons ordinances and so that has a concern for many folks. We have had several instances of rabies, one in South Charlotte and one in North Charlotte so obviously, this is a concern as well and then most people it is an issue with pets. Cats and small dogs are at risk if there is a coyote in the area so citizens are very interested in this and it doesn't matter where they live, they are all letting us know about their coyote sightings. What is Mecklenburg County's role in all of this? Park and Rec, the Natural Resources Group, the group that I manage, our biologist, we have really reached out to provide information and education to the public. We do this through a variety of media. You can see that we have reached out via TV and news print, we've done web base resources, we go to public meetings. I think Councilmember Cooksey was at a meeting that I attended in a neighborhood where we talked about coyote. We've reached out to schools and we provide information, not only on what is happening in their neighborhood, but also on the population, coyote behavior and we provide people with safety tips on how to deal with and how to manage their coyotes.

Other entities that we work with, Mark Bolestra is here with Animal Care and Control with Charlotte Mecklenburg Police Department. They have a very specific role that they engage with when it comes to coyotes and that has specifically to do with rabies or if a companion animal which is a cat or a dog, if there is a conflict with that then Animal Care and Control can be called and they can decide whether it is something they need to respond to. We also work closely with the North Carolina Wildlife Resources Commission. This is a statewide agency that manages wildlife and provides hunting licenses and all these things that are associated with wildlife. They provide information and education on coyotes and they can also provide training to certain individuals with respect to trapping and other things. They also have a list on their website of licensed trappers and wildlife game as control agents that can help people with their coyote issues. Lastly, the private sector. These are the people that you call if you have an issue with animals. If you have bats in your attic or if you have possums or raccoons in your basement or if you have coyotes on your property, the private sector can come out and help. We want to make sure that people are aware that this service is available at cost to them so that they can take care of any coyote issues that they may have.

What are the current efforts the County has been engaged with? We have been on a public outreach mission since April 2007 so for more than 5 years we've been telling people about the coyote and some safety tips they can do to help minimize any negative interactions. Not only has Park and Rec set up websites, but also Animal Care and Control has set up websites to help provide this information to people that may either visit the County website or the City website. We obviously coordinate a lot with media and agency. It has been a very busy year for me as many of you know with some of the information that has come out in the paper and on TV. We provide web based education and safety and one of the really interesting things we've put together back in February was a citizen assisted observation mapping website where people can actually get on the web and tell us where they saw a coyote. I checked it today and we have 832 people that have sent in information on coyote sightings and these occur almost entirely within the City of Charlotte and then of course around the surrounding county area, with the exception of Mint Hill. There is a big hole in Mint Hill and I don't know why, but it is an interesting phenomena. We go out and do on sight visits, we do research and if people want to provide us with information on coyote sightings they can go to the website at the bottom which is www.parkandrec.com/coyotes and they can provide us with that information.

Some of the future plans that we have are to do additional population research. We are looking to try and get some additional funding from the state to help us put some radio collars on coyotes so we can find out where they are traveling. I think people would be interested to know that coyotes exists a lot in their back yards around their trash cans, around their swimming pools and would very interesting to know that they are spending a lot of time in and around people's houses. We are going to continue to maintain a public education and outreach program in

conjunction with Animal Care and Control. We are in the process of developing a brochure that can be handed out to vets in case people bring animals in that need treatment because of coyote incidents. We have posted wildlife safety signs in some of our nature preserves, one is in Evergreen Nature Preserve right across from Bojangles Coliseum. We will continue to do agency coordination not only with Animal Care and Control, but with the North Carolina Wild Life Resources Commission.

What should a citizen do if they see a coyote? They should observe the coyote from a distance, it is fine if they want to report the sighting. If they see any unusual behavior they can feel free to call 911. Unusual behavior is not standing 50 yards away and starring at you. That is not unusual. A coyote jumping a fence and maybe attacking your dog, I would say that is unusual so you have to understand that there are some types of behavior that some people may consider aggressive, but it is actually not. Adjust your personal behavior so if you have pets make sure they are put away, that they are on a leach, keep your trash contained, and if you have issues, hire a professional if you need to.

Councilmember Cannon said thanks for your presentation. That last part about what should a citizen do, probably about 3 days ago my son and I as soon as we turned into the neighborhood onto Marvin Road there goes one darting right across the street in front of us. I worry about the people throughout the city, not just in the area where I reside but there are trails where people jog quite frequently and there is nothing there per se to indicate to people what they should do and the one thing you are always taught to do, and my son just asked me this the other day, Dad, what do you do if the dog is growling at you and you don't run. I know that, but you've got a runner that is already running, you've got a coyote that is coming. Do these people arm themselves with mace, how are we educating the public, those persons that are fearful now to want to get and exercise and do something to help themselves, but are afraid to do that. What do you advise?

Mr. Matthews said a coyote typically don't want to have anything to do with people so even though they may observe you they are more likely not going to come up to you. In fact if you see a coyote we tell people to throw a rock at it, yell at it and most of the information we see on sightings would indicate that coyotes are not aggressive toward people. I know there may be other members of the Council that has seen coyotes as well. Typically they will observe, but they won't approach. That is not always the case and obviously if a coyote is sick or if it has rabies that could be an issue, but if citizens feel like they need to protect themselves, obviously, there are certain things they can do, carrying a pepper spray or something might be something they could do. I would encourage you if people have access to the internet to get on our website and we can provide them with safety information.

Mr. Cannon said I just wanted to be able to advise people accordingly when they are asking because they are asking. This issue came up about a year ago and some folks along Central Avenue had a lot of sightings and I was surprised because of how populated that area is and you wouldn't expect them to be there but they are.

Mr. Matthews said we find the golf courses are often really good places for coyotes to be and we have a large golf course right off Central Avenue. Some of the hot spots we've seen across the city are actually associated close to either a large tract of land like a nature preserve or a greenway or a golf course.

Mr. Cannon said one of the things we've done in our neighborhood is we've actually just issued notices to all of the families in the neighborhood just to sort of be on look out for those animals. Hopefully the other organized neighborhoods will do the same thing and maybe something that is issued through the Planning Commission, we have a list of neighborhoods that are registered, maybe there is some form of communication that goes out to the area presidents asking them to engage their communities.

Mark Bolestra, Animal Care and Control said we have education programs where we actually go into the private school systems and CMS as well and we are bringing the message out to the community meetings through the HOA meetings as well and sending out the same message. We try to keep it in perspective. There has only been two cases of rabies in Mecklenburg County

ever, in comparison to the raccoon populations where we are averaging around 20 per year for the last 10 years. We are just trying to keep things in perspective. Our companions, cats and dogs, actually dogs constitute 1,200 dog bites on humans every year and there has never been a bite to a human from a coyote. As to the compromise in public safety, we may be seeing them and I believe they are part of the landscape but they are not posing a high risk at this point.

Councilmember Kinsey said how high of a fence can they jump?

Mr. Matthews said research would suggest that a 6-foot high fence is going to keep most coyotes out of an area. A typical 4-foot high fence like a lot of people have would be easily scalable depending on how the fence is made. A chain-link fence is really easy for a coyote to climb. One of the more linear aluminum fences is a lot tougher. Typically a 6-foot high fence or higher is going to be high enough to keep a coyote out of an area.

Ms. Kinsey said Mark, could they get my dog?

Mr. Bolestra said it is possible, but very unlikely. I think you are safe.

Mr. Matthews said I will say that dogs on the smaller end of the scale are at greater risk than a larger dog, but that doesn't mean that a coyote isn't going to interact with a larger dog. We get reports of large dogs either chasing or being chased by a coyote on some of our greenways and what we often find is that the dog was off leach, which is against the law. We are encouraging people as they go to our greenways and parks to make sure they observe the leach laws because that will go a long way towards minimizing any negative coyote interactions. The other thing I will say is that people are scared or concerned about children. We have no reports of coyotes being aggressive towards children at all. A large group of children playing in a playground making a lot of noise is not something that a coyote wants to be around. Children getting on a school bus in the morning is not something that a coyote wants to interact with. Typically if a child is small enough to be concerned about like in a back yard, a parent is going to be with them anyway so we just want to make sure that everyone understands that even though there are concerns some common sense efforts can really going a long way towards minimizing any negative interaction.

Councilmember Dulin said it turns out I'm one of the folks that sent in a report and I like everybody else in the community, I had some misunderstandings. My dog and I came up on a coyote early a.m., 4:00 a.m. on our morning walk and before the coyote knew it or we knew it, we were on top of each other. He gave us a really good look and we gave him a really good look and then we just went on about our business real quietly. He had that little gait that they have and he was not aggressive, he didn't want anything to do with us and I was very pleased with that. The first thing I did was look around and there was nothing around for me to pick up to swing or throw, but I did go back and tell the folks, he crossed the street from where he saw us through another neighbor's yard and I went back and told both those neighbors about the encounter. They hadn't seen anything so he is just passing through maybe.

Mr. Matthews said most people have a similar interaction as you did and unfortunately they are not all that way is why we are really trying to make sure people get the message and get the information so we can help them understand. To be honest, this situation is not going to go away. We are stuck with it, much like every city, town and county in the United States almost. We are one of the last places in the United States to get it and fortunately we are able to learn from what other people have done and that is what we are trying to do, provide that information to the citizens.

Mayor Foxx said since we are on the topic of wildlife, what about the inch worms?

Ms. Kinsey said when can we take our tree bands off?

Mr. Walton said I think you can take your tree bands off now. We will actually get a report on that, but it was fairly good number of them back this year, the first time after the spraying. They have started to proliferate again. We'll get you a report on that Mayor.

Councilmember Barnes said do coyotes have any natural enemies?

Mr. Dulin said the Road Runner.

Mr. Matthews said in our area the coyote has no natural predator. The wolf is a natural predator. The coyote, other than people's cars or people that take matters into their own hands and do things, the coyote is top of the line.

Councilmember Autry said are there any threats to other wildlife within the county, having this new predator introduced to the system?

Mr. Matthews said what we are seeing is that coyote are actually able to control some of the rodent populations that have gone out of control. We have way more rabbit, raccoon than we probably should have and these are major food items for the coyote. The coyote are actually acting in a positive way toward our wildlife by controlling some of these. A coyote can take down a small deer so during the fawning season we can assume that small deer will be taken. I can tell you that we've put some wildlife cameras up and we only capture a few coyote on the wildlife cameras. I can't tell you how many deer we capture. There is a whole bunch of them out there. Whatever we can do to help control the deer population, if the coyote can help us out a little bit, that is good. The top level predator that we used to have was the domestic cat before the coyote got here. People would let their cats outdoors and cats eat chip monk and birds and all these other things. The coyote acts a lot in the same way so there isn't an overlap in their food preference so the coyote are actually helping to control and bring some of these populations back into balance which we've been out of whack for quite some time. They are actually providing us a good service even though it is a little bit scary and daunting for some people.

* * * * *

ITEM NO. 10: FY2013 ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT.

[Motion was made by Councilmember Barnes, seconded by Councilmember Kinsey, and]
[carried unanimously, to approve the subject plan.]

* * * * *

ITEM NO. 11: COUNCIL-MANAGER RELATIONS COMMITTEE'S RECOMMENDATION TO: (1) CONTINUE THE CURRENT PROCESS FOR EVALUATING THE PERFORMANCE OF THE CITY MANAGER ON JULY 23, 2012; (2) AUTHORIZE THE COMMITTEE TO MEET TO FORMULATE GOALS/EXPECTATIONS AND RECOMMENDATIONS TO BE CONSIDERED ON JULY 23, 2012, AND (3) AUTHORIZE THE COMMITTEE TO UNDERTAKE RECOMMENDATIONS FOR THE FY2013 EVALUATION PROCESS FOR BOTH THE CITY MANAGER AND THE CITY ATTORNEY.

[Motion was made by Councilmember Mitchell, seconded by Councilmember Barnes, and]
[carried unanimously, to approve 1, 2 and 3.]

* * * * *

ITEM NO. 12: BLUE LINE EXTENSION LEASE AGREEMENT WITH NC RAILROAD

[Motion was made by Councilmember Barnes, seconded by Councilmember Kinsey, to]
[approve the Blue Line Extension Lease Agreement.]

Councilmember Barnes said this is an agreement between CATS and the City of Charlotte regarding the Blue Line Extension and the North Carolina Railroad. It will allow us to enter the railroad alignment of the North Carolina Railroad to begin construction of the Blue Line once we get the federal full funding grant agreement signed. This is a major step in that process and I think it will help us move in a good direction. I appreciate staff and the attorneys for doing their part to make it happen.

mpl

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

Mayor Foxx said I do have to agree. This was one of the tougher negotiations and Carolyn Flowers deserves a commendation from Council on this.

* * * * *

ITEM NO. 13: AUTHORIZE THE CITY MANAGER TO EXECUTE A CONTRACT WITH DUKE ENERGY IN AN AMOUNT UP TO \$179,000 FOR THE PURCHASE AND INSTALLATION OF LED STREET LIGHTS.

[Motion was made by Councilmember Barnes, seconded by Councilmember Cannon, and]
[carried unanimously, to approve the subject authorization.]

* * * * *

ITEM NO. 14: RENEW THE CHARLOTTE-MECKLENBURG CONSORTIUM AGREEMENT TO CONTINUE RECEIVING ANNUAL FORMULA ALLOCATIONS OF HOME FUNDS.

[Motion was made by Councilmember Mitchell, seconded by Councilmember Barnes, and]
[carried unanimously, to approve the above subject matter.]

* * * * *

ITEM NO. 15: APPROVE CONSENT ITEMS WHICH COUNCILMEMBERS PULLED FOR DISCUSSION OR ADDITIONAL INFORMATION.

ITEM NO. 27: CONTRACT TO LOWEST BIDDER, T. K. BROWNE CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$156,735 FOR CHARLOTTE-MECKLENBURG POLICE DEPARTMENT HEADQUARTERS LOBBY RENOVATIONS.

Councilmember Dulin said I pulled that because I wanted some run down on the numbers.

Assistant City Manager Ruffin Hall said the renovation of the Policy lobby is a specialized and customized particular facility location. There are some necessary security improvements that have to occur in the lobby, also moving some HVAC and doing some ceiling work. The staff examined using the existing desk area with the new security improvements looking to see whether or not that design could be altered to make that particular furnishing furniture work. They could not make it work so they are going to have to take that out and it is going to require a customized rotunda area and match that up with the scanners and other security improvements that are going to be made as a part of that project. The short answer is because of the furnishings and the specialized customized nature of that is what contributed to the price.

Mr. Dulin said the Fresco will not be damaged, it is going to stay in place?

Mr. Hall said that is correct. Part of the costs is actually to make sure that the Fresco is properly protected during construction as well as the lobby area will need to be open during the construction process so that is part of the construction costs that is built into the project.

[Motion was made by Councilmember Dulin, seconded by Councilmember Barnes, and]
[carried unanimously, to approve the subject contract.]

* * * * *

ITEM NO. 39: (A) APPROVE THE LOW BID, ONE-YEAR CONTRACT TO UNITED GLASS SERVICE, INC. ON A UNIT COST BASIS FOR AN ESTIMATED ANNUAL AMOUNT OF \$35,000, TO SUPPLY AND REPLACE BUS SHELTER GLASS PANELS., (B) AUTHORIZE THE CITY MANAGER TO APPROVE UP TO FOUR, ONE-YEAR RENEWALS, FOR TOTAL ESTIMATED CONTRACT AMOUNT OF \$175,000.

Councilmember Fallon said I think the Manager is going to look into this.

Assistant City Manager, Ruffin Hall said I have some information that may satisfy that question. Staff has examined the possibility of hardened or heavy plastic in the past and has not recommended going forward with that. One of the clarifications that is important for the glass in the bus shelters is that people have the ability to see through it. It needs to be transparent. The heavy plastic over time turns yellow and also can become damaged by ultraviolet rays or basically the sun and makes that so you can't see through it. The other thing it is much easier tagged and etched for vandalism purposes so they found that it was easier to replace the glass than to try to work with the heavy plastic. They have examined that as an option in the past and the glass works better.

[Motion was made by Councilmember Barnes, seconded by Councilmember Kinsey, and]
[carried unanimously to approve the subject contract and authorization.]

* * * * *

ITEM NO. 40: (A) AUTHORIZE THE CITY MANAGER TO EXECUTE A GRANT APPLICATION AND AGREEMENT WITH THE U. S. DEPARTMENT OF TRANSPORTATION THROUGH THE FEDERAL TRANSIT ADMINISTRATION FOR TRANSIT FUNDING ASSISTANCE AND (B) BUDGET ORDINANCE NO. 4869-X APPROPRIATING A \$500,000 GRANT FROM THE U. S. DEPARTMENT OF TRANSPORTATION.

Councilmember Dulin said this is a \$500,000 grant from the U. S. Department of Transportation and I plan to vote no on this but I wanted to bring it up so I would have the opportunity to do so.

[Motion was made by Councilmember Howard, seconded by Councilmember Mitchell, to]
[approved A and B. The vote was recorded as follows:]

YEAS: Councilmembers Autry, Barnes, Cannon, Fallon, Howard, Kinsey, Mayfield and Mitchell.

NAYS: Councilmembers Cooksey and Dulin.

The ordinance is recorded in full in Ordinance Book 57, at Page 579.

* * * * *

ITEM NO. 16: NOMINATIONS TO BOARDS AND COMMISSIONS

A. Charlotte Mecklenburg Coalition for Housing: The following nominations were made for one appointment for a representative of the donor/philanthropic community for an unexpired term that begins immediately and ends June 30, 2013:

Melanie Sizemore, nominated by Councilmembers Autry, Barnes, Fallon, Kinsey, Mayfield, Mitchell and Pickering.

Bart Landess, nominated by Councilmembers Cannon and Howard.

[Motion was made by Councilmember Mitchell, seconded by Councilmember Kinsey, and]
[carried unanimously, to appoint Melanie Sizemore by acclamation.]

B. CMUD ADVISORY COMMITTEE – The following nominations were made for one appointment for a Town Representative:

mpl

Ralph Messera, nominated by Councilmembers Autry, Barnes, Cooksey, Fallon, Kinsey, Mayfield, Mitchell and Pickering.

[Motion was made by Councilmember Cannon, seconded by Councilmember Howard, and]
[carried unanimously, to appoint Mr. Messera by acclamation.]

C-1. Neighborhood Matching Grants Fund Review Team – The following nominations were made for one appointment for a school system employee for a two-year term beginning April 16, 2012:

Phyllis Croutch, nominated by Councilmembers Autry, Barnes, Cannon, Cooksey, Fallon, Howard, Kinsey, Mayfield, Mitchell and Pickering.

[Motion was made by Councilmember Barnes, seconded by Councilmember Mitchell, and]
[carried unanimously, to appoint Phyllis Croutch by acclamation.]

C-2. Neighborhood Matching Grants Fund Review Team – The following nominations were made for one appointment for a business representative for a two-year term beginning April 16, 2012:

Wofford Boyd, nominated by Councilmembers Fallon and Pickering
Jeffrey Chen, nominated by Councilmembers Autry, Barnes, Kinsey and Mayfield.
Jason Tuttle, nominated by Councilmember Cooksey

C-3. Neighborhood Matching Grants Fund Review Team – The following nominations were made for two appointments for Neighborhood Representatives for two-year terms beginning April 16, 2012:

Jeffrey Chen, nominated by Councilmembers Barnes and Cooksey
Jenifer Daniels, nominated by Councilmembers Autry, Barnes, Cannon, Cooksey, Fallon, Howard, Kinsey, Mayfield, Mitchell and Pickering.
Karen Labovitz, nominated by Councilmembers Autry, Fallon, Kinsey, Mayfield and Pickering.
Jason Tuttle, nominated by Councilmember Mitchell
Claire Lane, nominated by Councilmembers Cannon and Howard.

C-4. Neighborhood Matching Grants Fund Review Team – The following nominations were made for two appointments for non-profit organization representatives for two-year terms beginning April 16, 2012:

Wofford Boyd, nominated by Councilmembers Autry, Cooksey, Fallon, Kinsey, Mayfield, Mitchell and Pickering.
James Harrell, nominated by Councilmember Autry, Barnes, Cannon, Cooksey, Fallon, Howard, Kinsey, Mayfield, Mitchell and Pickering.

[Motion was made by Councilmember Barnes, seconded by Councilmember Kinsey, and]
[carried unanimously, to approve Mr. Boyd and Mr. Harrell by acclamation.]

C-5. Neighborhood Matching Grants Fund Review Team – The following nominations were made for one appointment for a neighborhood organization representative for a two-year term beginning April 16, 2012:

Jeffrey Chen, nominated by Councilmember Autry
Phillip Davis, nominated by Councilmembers Autry, Barnes, Cannon, Cooksey, Fallon, Howard, Kinsey, Mayfield, Mitchell and Pickering.

[Motion was made by Councilmember Mitchell, seconded by Councilmember Barnes, and]
[carried unanimously, to appoint Mr. Davis by acclamation.]

ITEM NO. 17: APPOINTMENTS TO BOARDS AND COMMISSIONS

- A. Business Advisory Committee -** The following nominees were considered for two appointments for three-year terms beginning April 29, 2012:

Russell Hughes, nominated by Councilmember Dulin
Nalan Karakaya-Mulder, nominated by Councilmembers Autry, Barnes, Cannon, Cooksey, Howard, Kinsey, Mitchell and Pickering.
Chris Moeller, nominated by Councilmember Mayfield.
Anu Murthy, nominated by Councilmembers Autry, Barnes and Mayfield
Todd Paris, nominated by Councilmembers Cannon, Cooksey, Howard, Kinsey, Mitchell and Pickering
Michael Schmidt, nominated by Councilmember Dulin

Results of the first ballot were recorded as follows:

Russell Hughes, 0 votes
Nalan Karakaya-Mulder, 9 votes – Councilmembers Barnes, Cannon, Cooksey, Dulin, Fallon, Howard, Kinsey, Mitchell and Pickering.
Chris Moeller, 0 votes
Anu Murthy, 3 votes – Councilmembers Autry, Barnes and Mayfield.
Todd Paris, 9 votes – Councilmembers Cannon, Cooksey, Dulin, Fallon, Howard, Kinsey, Mayfield, Mitchell and Pickering.
Michael Schmidt, 1 vote – Councilmember Autry

Nalan Karakaya-Muldere and Todd Paris were appointed.

- B-1. Charlotte International Cabinet: Open Seats** – The following nominees were considered for two appointments for three year terms beginning July 1, 2012:

Larken Egleston, nominated by Councilmembers Cooksey, Dulin, Howard, Kinsey, Mitchell and Pickering.
Tamera Johnson, nominated by Councilmember Barnes
Ron Schimpf, nominated by Councilmember Autry
Xin Zhang, nominated by Councilmembers Autry, Barnes, Cannon, Cooksey, Howard, Kinsey, Mitchell and Pickering.

Results of the first ballot were recorded as follows:

Larken Egleston, 9 votes – Councilmembers Cannon, Cooksey, Dulin, Fallon, Howard, Kinsey, Mayfield, Mitchell and Pickering.
Tamara Johnson, 2 votes – Councilmember Barnes and Dulin.
Ron Schimpf, 1 vote – Councilmember Autry
Xin Zhang, 10 votes – Councilmembers Autry, Barnes, Cannon, Cooksey, Fallon, Howard, Kinsey, Mayfield, Mitchell and Pickering.

Larken Egleston and Xin Zhang were appointed.

- B-2. Charlotte International Cabinet: Business Representative** – The following nominations were considered for two appointments for business organizations representatives for three-year terms beginning July 1, 2012:

Douglas Bowman, nominated by Councilmembers Barnes, Cannon, Howard, Mayfield, Mitchell and Pickering.
William Martin, nominated by Councilmember Dulin
Scott Mickle, nominated by Councilmember Cooksey
Troy Pelshak, nominated by Councilmembers Autry, Cannon, and Dulin
Charles Prendergast, nominated by Councilmember Kinsey
Ronald Zurinkas, nominated by Councilmembers Autry, Barnes, Cooksey, Howard, Kinsey, Mitchell and Pickering.

Results of the first ballot were recorded as follows:

Douglas Bowman, 6 votes – Councilmembers Barnes, Dulin, Fallon, Howard, Mayfield and Pickering.

William Martin, 1 vote – Councilmember Cannon

Scott Mickle, 0 votes

Troy Pelshak, 5 votes – Councilmembers Autry, Cooksey, Dulin, Mayfield and Mitchell

Charles Prendergast, 1 vote – Councilmember Kinsey

Ronald Zurinkas, 9 votes – Councilmembers Autry, Barnes, Cannon, Cooksey, Fallon, Howard, Kinsey, Mitchell and Pickering.

Douglas Bowman and Ronald Zurinkas were appointed.

C-1. Charlotte Regional Visitors Authority – The following nominees were considered for two appointments for three years terms for at-large representatives beginning July 1, 2012:

Doris Asbury, nominated by Councilmember Cannon

Sabrina Brown, nominated by Councilmember Barnes

John Collett, nominated by Councilmembers Cooksey and Dulin

Deborah Edwards, nominated by Councilmembers Cooksey and Kinsey

Venessa Harrison, nominated by Councilmembers Mitchell and Pickering

Stephen Lauletta, nominated by Councilmember Mayfield

Nina Lipton, nominated by Councilmember Kinsey

Anthony Perez, nominated by Councilmembers Barnes, Cannon and Mayfield

Darrin Rankin, nominated by Councilmember Autry

Wilhelmenia Rembert, nominated by Councilmembers Autry and Howard

Stephen Rosenburgh, nominated by Councilmembers Dulin, Howard and Pickering

Jacqueline Yelverton, nominated by Councilmember Mitchell

Results of the first ballot were recorded as follows:

Doris Asbury, 2 votes – Councilmembers Fallon and Mitchell

Sebrina Brown, 3 votes – Councilmembers Autry, Barnes and Mayfield

John Collett, 1 vote – Councilmember Cooksey

Deborah Edwards, 2 votes – Councilmembers Cooksey and Kinsey

Venessa Harrison, 3 votes – Councilmembers Cannon, Mitchell and Pickering

Stephen Lauletta 2 votes – Councilmembers Dulin and Mayfield

Nina Lipton, 1 vote – Councilmember Kinsey

Anthony Perez, 2 votes – Councilmembers Barnes and Cannon

Darrin Rankin, 0 votes

Wilhelmenia Rembert, 1 vote – Councilmember Howard

Stephen Rosenburgh, 5 votes – Councilmembers Autry, Dulin, Fallon, Howard and Pickering.

Jacqueline Yelverton, - 0 votes

A second ballot was taken on Doris Asbury, Sabrina Brown, Deborah Edwards, Venessa Harrison, Stephen Lauletta, Anthony Perez and Stephen Rosenburgh.

Doris Asbury, 2 votes – Councilmembers Fallon and Mitchell

Sabrina Brown 4 votes – Councilmembers Autry, Barnes, Kinsey and Mayfield

Deborah Edwards, 2 votes – Councilmembers Cooksey and Kinsey

Vanessa Harrison, 5 votes – Councilmembers Cannon, Cooksey, Howard, Mitchell and Pickering.

Stephen Lauletta, 3 votes, Councilmembers Autry, Dulin and Mayfield

Anthony Perez, 2 votes – Councilmembers Cannon and Barnes

Stephen Rosenburgh, 4 votes – Councilmembers Dulin, Fallon, Howard and Pickering

A third ballot was taken on Sebrina Brown, Venessa Harrison and Stephen Rosenburgh.

Sabrina Brown, 6 votes – Councilmembers Autry, Barnes, Cannon, Cooksey, Kinsey and Mayfield.

Vanessa Harrison, 7 votes – Councilmembers Barnes, Cannon, Cooksey, Howard, Kinsey, Mitchell and Pickering.

Stephen Rosenburg 6 votes – Councilmembers Autry, Dulin, Fallon, Howard, Mayfield and Pickering.

A fourth ballot was taken between Sabrina Brown and Stephen Rosenburgh

Councilmember Cannon if someone could speak to the candidates, Mr. Barnes nominated Sabrina Brown and Mr. Howard nominated Stephen Rosenburgh.

Councilmember Barnes said if you would like for me to speak to the candidates I will. I think Ms. Brown was here earlier. I don't know her personally but I thought she had a great application and she has reached out to everybody. She was here earlier and met everybody. I thought that her application would indicate to me that she would be a person who would bring another perspective to that Board in a positive way and that is why I supported her and I would support her again. No disrespect to any other nominee, but if you look at her application I think she has a fairly impressive application.

Councilmember Kinsey said in looking at the balance on the CRVA there are very few women.

Councilmember Howard said we all know Mr. Rosenburgh. He has actually chaired the Planning Commission and cycles off in June. He is looking for a way to continue to serve his community. He has served on a couple boards already and wants to bring that service to this position. He has a history of developing resorts and running restaurants, he fits into this very well and represents his community well. He is somebody that we all know and I would advocate for you to support him again.

Mr. Barnes said Ms. Brown is a Broker and Managing Director of a realty company so she has some good business experience. You can see here her educational background is impressive. I think she would be a good addition to the Board.

Mr. Howard said I know Sabrina but I'm staying with the person I nominated. You can look at Mr. Rosenburgh's application and see the exact same and we actually know what he has done.

Councilmember Cannon said Ms. Brown has strong negotiating skills. Her ability to engage and be a team player is really, really good. She is very effective and can communicate with people on all levels of the organization. I would concur with Ms. Kinsey diversity is much needed on that Board and I would hope that we would subscribe to creating diversity among the boards. I will say this about Mr. Rosenburgh, he has been very good and has served as an able body and the one thing about him is just what I said, he has served. We need to make sure we are spreading the opportunity for other people to engage and to bring their talents to the table. I would welcome an opportunity for Mr. Rosenburgh to engage on another level for another board because he is very capable, but I believe we need to spread the abilities that these people have to help us out across the board so I think Sabrina Brown would be very, very good for us on CRVA.

The vote was taken on the fourth ballot and recorded as follows:

Sabrina Brown, 6 votes – Councilmembers Autry, Barnes, Cannon, Cooksey, Kinsey and Mayfield.

Stephen Rosenburg, 5 votes – Councilmembers Dulin, Fallon, Howard Mitchell and Pickering

Vanessa Harrison and Sabrina Brown were appointed.

C-2. Charlotte Regional Visitors Authority – The following nominees were considered for one appointment for a restaurant representative for a three-year term beginning July 1, 2012:

Michael Adams, nominated by Councilmembers Autry and Kinsey
John Collett, nominated by Councilmember Cannon
Thomas Henson, nominated by Councilmembers Barnes, Cooksey, Howard, Mayfield and Pickering.

Results of the first ballot were recorded as follows:

Michael Adams, 1 vote – Councilmember Kinsey
John Collett, 2 votes – Councilmembers Cannon and Mitchell
Thomas Henson, 7 votes – Councilmembers Barnes, Cooksey, Dulin, Fallon, Howard, Mayfield, and Pickering.
None of the Above, 1 vote – Councilmember Autry

Thomas Henson was appointed.

- D. Civil Service Board** – The following nominees were considered for two appointments for three year terms beginning May 16, 2012.

Clement Abernethy, III, nominated by Councilmembers Autry and Pickering
Ralph Barnes, nominated by Councilmember Kinsey
Lisa Crawford, nominated by Councilmember Howard
Norman Garnes, nominated by Councilmembers Barnes, Cannon, Cooksey, Dulin, Howard, Mayfield and Mitchell.
Ashley Hewitt, nominated by Councilmembers Barnes, Cannon, Cooksey, Dulin, Mayfield, Mitchell and Pickering.
Thomas Mitchell, nominated by Councilmember Kinsey
Heather Myers, nominated by Councilmember Autry

Results of the first ballot were recorded as follows:

Clement Abernethy, III, 4 votes – Councilmembers Autry, Fallon, Mayfield and Pickering.
Ralph Barnes, 1 vote – Councilmember Kinsey
Lisa Crawford, 1 vote – Councilmember Howard
Norman Garnes, 5 votes – Councilmembers Barnes, Cannon, Cooksey, Dulin and Mitchell.
Ashley Hewitt, 8 votes – Councilmembers Autry, Barnes, Cannon, Cooksey, Dulin, Mayfield, Mitchell and Pickering.
Thomas Mitchell, 2 votes – Councilmembers Fallon and Kinsey.
Heather Myers, 0 votes

A second ballot was taken between Clement Abernethy, III and Norman Garnes with results recorded as follows:

Clement Abernethy, III, 3 votes – Councilmembers Autry, Fallon and Pickering
Norman Garnes, 7 votes – Councilmembers Barnes, Cannon, Cooksey, Dulin, Howard, Kinsey, and Mitchell.

Ashley Hewitt and Norman Garnes were appointed.

- E. Historic District Commission** – The following nominees were considered for one appointment for an at-large seat for a three year term beginning July 1, 2012:

Belinda Corbus, nominated by Councilmembers Barnes, Cooksey and Pickering.
Nina Lipton, nominated by Councilmember Howard
Vincent Pfahl, nominated by Councilmember Kinsey
Thomas Polito, nominated by Councilmember Mitchell
Julie Smith, nominated by Councilmember Autry

Results of the first ballot were recorded as follows:

Belinda Corbus, 8 votes – Councilmembers Autry, Barnes, Cannon, Cooksey, Fallon, Howard, Mayfield and Pickering.
Nina Lipton – Nominee declined
Vincent Pfahl, 1 vote – Councilmember Kinsey
Thomas Polito, 1 vote – Councilmember Mitchell
Julie Smith, 0 votes

Belinda Corbus was appointed.

- F. **Privatization Competition Advisory Committee** – The following nominees were considered for one appointment for a two-year term beginning immediately and ending March 1, 2014:

Eric Davis, nominated by Councilmember Howard
Robert Diamond, nominated by Councilmembers Autry and Cooksey
Christopher Moeller, nominated by Councilmember Kinsey
Eric Montgomery, nominated by Councilmember Mitchell
Eric Sieckmann, nominated by Councilmember Dulin
Julian Wright, Jr., nominated by Councilmembers Barnes, Mayfield and Pickering.

Results of the first ballot were recorded as follows:

Eric Davis – Application not submitted
Robert Diamond, 3 votes – Councilmembers Cooksey, Dulin and Mitchell
Christopher Moeller, 3 votes – Councilmembers Autry, Kinsey and Mayfield
Eric Montgomery, Application not submitted
Eric Sieckmann, Nomination declined
Julian Wright, Jr., 5 votes – Councilmembers Barnes, Cannon, Fallon, Howard and Pickering.

A second ballot was taken between Robert Diamond, Christopher Moeller and Julian Wright, Jr. and results were recorded as follows:

Robert Diamond, 4 votes – Councilmembers Autry, Dulin, Cooksey and Mitchell
Christopher Moeller, 0 votes
Julian Wright, Jr., 7 votes - Councilmembers Barnes, Cannon, Fallon, Howard, Kinsey Mayfield and Pickering.

Julian Wright, Jr. was appointed.

* * * * *

ITEM NO. 18: MAYOR AND COUNCIL TOPICS

Councilmember Howard said earlier at the Dinner Meeting I shared with Council that about a week and a half ago we were invited to come to the Administrative Affairs Breakfast for the Junior League and at that meeting they shared several issues with us that were important to them and the one that stuck out to me was the one about human trafficking. I asked Council at the Dinner Meeting to refer this issue and my colleague Mr. Barnes asked that we add another layer to it. It was disturbing to me and I believe we were number 6 in the nation and it is not just women, it is laborers, house workers and a number of issues in this community and I thought that we should explore this to see what we are doing as a community to address it. Thank you Council for agreeing to forward that to the Community Safety Committee.

Councilmember Cannon said it would be helpful if staff would try to reach to some of the agencies that actually concentrate in trafficking as they come before the Committee. We have some federal agencies that engage and some state agencies that engage with that. The Junior League has been bringing this up for the last 3 or 4 years. I comment Mr. Howard for getting it on our docket to take a closer look at what is going on to find out what is going on where.

Councilmember Dulin said it came to my attention by a constituent this past week about the continued theft of copper and the disruption of air conditioners, etc. This guy doesn't own the building, but he is in charge of maintaining the building and this one particular building off of Eastway and Sharon Amity was hit three times last week. It was hit one night and they fixed it, it was hit again and they fixed it and it was hit again Friday at major costs. He is just beside himself with worry and angst and anger and he called me. I'm glad he did, and he has a couple of pretty good ideas. I would like to for this to go to the Community Safety Committee and I have discussed this with the Chair Mayor Pro Tem Cannon. I would like the Community Safety Committee to look at the copper thefts and see what we can do. Remember a couple of years ago how we tightened down on the pawn shops. We did some really good work there. It didn't happen fast, but we did some good work there making it more difficult for the pawn shop operators to take stolen goods. I would like to see if we couldn't figure out a way to make it more difficult for these thieves to sell the copper they have stolen. I'd like to make that recommendation to study that in the Community Safety Committee.

Councilmembers Barnes said I believe, and I'm looking at the Attorney for confirmation, that that issue is a matter of state law and I think it might be better to send it to the Governmental Affairs Committee in order to put it on the Legislative agenda, take it to Raleigh and try to increase the penalties for copper thefts.

Mr. Dulin said that would be find, but I want to send it wherever we can study it. I'm also interested in the junk yards and the salvage yards that are buying it. That is a local issue here I think.

Mr. Barnes said I believe there were some changes in state law relative to the sale of scrap metal in the last couple of years.

Senior Assistant City Attorney Terri Hagler Gray said I'm not familiar with that but we will research that and let you know.

Mr. Dulin said I can't send it to my own committee.

[Motion was made by Councilmember Mitchell, seconded by Councilmember Howard, to]
[send this matter to the Governmental Affairs Committee.]

Mr. Dulin said as long as I get to study it I'll be glad to.

Councilmember Mitchell said I want to thank Rae Glover who has served on the CRVA Board for six years and whose term is expiring in June. Rae first started working for Bank of America and then she became entrepreneur but Rae was very instrumental in heading up the HR Department in the selection of our new CEO, so I want to say thank you for your service on CRVA Board. Secondly, I would like to invite the public and this Council, we are having a special day on Saturday, May 5th. One of our very own, Steve Wilkes who graduated from West Charlotte Senior High School, played at Appalachian State, coached at Johnson C. Smith, and was recently hired as the Head Defensive Back Coach for the Carolina Panthers, so we are having a welcome back Steve Wilkes Day on Saturday, May 5th at 7:00 p.m. at East Stonewall AME Zion Church. It is free to the public and I encourage all of my colleagues and those out in the public to come and let's welcome back one of Charlotte's own.

Councilmember Mayfield said this is an update for the community. Tomorrow evening at 7:00 p.m. the Westerly Hills Neighborhood Association will be having its quarterly meeting and there will be a discussion for a proposed senior living center in that area. The meeting is going to be at the West Service Center, the Police Station on Wilkinson Boulevard. I just wanted to make sure that everyone knows to come out for that discussion.

Councilmember Fallon said I have been carrying this around all day and everybody asks me who I'm going to hit. This is what was given to the Mayor, Councilmember Barnes, City Manager, Councilmember Kinsey and myself for the North Line. We banged the big spikes into rails that were put out to start the North Line since we got the design money. Thank Goodness because one of the main things that has always trouble me is that Charlotte is not connected. We are

separate areas with no connection. This will solve one problem and maybe cause another but this is what we were all given, so now we have the North Line started.

Councilmember Cannon said this might be for Mr. Abernathy, he has been sitting up there kind of waiting to see if anything is going to fall in his lap. This morning I saw a gentleman out along Johnston Road which of course is a state road and he was picking up campaign signs. It caused me to turn around because of some incidents that many people on this council had, including myself. I turned around and went back to ask him what he was doing and he said I'm collecting these signs. I said do you work for the state and he said yes I do. He had on another type vest which wouldn't indicate that he works for the state. I said are you sure you work for the state or someone else. Then he said who that other entity was and he said these signs aren't allowed in Ballentyne, anywhere else but Ballentyne. I said really, I think that is illegal for you to be taking signs like that without proper permission because at least in the state right-of-way you are allowed that. What I want to do is have a conversation off line without calling out the company who this gentlemen works for to have a discussion with Jackson, because I asked him name and he said Jackson. I said that is not your name and he said yes, it is and I said okay. I want to find out more about that and I took a picture of him on my cell phone so I've got him all cued up, but I want to follow up on it because, one I don't appreciate it. It is not even a candidate that I support, but that is beside the point. It is the whole idea that somebody would have the gall to go out and do that kind of thing, which they shouldn't be doing and I doubt they are going to return those signs to the candidate. They are going to throw that person's volunteers money away and that is a problem and we ought not to let that happen in this city, I don't care if it is on a state or city road. If you are in the city right-of way, we are going to get you, but beyond that, this is something that needs to be looked into so I would like to follow up on it.

The last thing is simply this. There is a lot of things coming before the Community Safety Committee it seems, but one of the things I hope we will pay some attention to and refer at some point, and I'm not going to suggest tonight, but at some point, would be the use of cell phones in ones hand while they are driving. I'd like to have us explore a policy or something to deal with having cell phones be utilized, but without being in ones hand. The phone needs to either be on speaker or there needs to be an ear piece type device. I will tell you with the incident that we just saw occur recently, people will have this phone right here looking to make a right turn and they are easing up to that stop sign and they don't see what is happening over here, what might be oncoming, pedestrian traffic or what have you. I raise that to say I would like for us to be able to take a look at what we can do to enforce an ordinance that would allow us not to have cell phones be utilized while one is driving their vehicle, or at least in their hand.

Councilmember Howard said it actually to me yesterday on the freeway which was even scarier with my son in the car. I'd be happy to make that referral to the committee now.

Mr. Cannon said that is fine, I just didn't want to overload Council and staff with too much.

Mr. Barnes said as a part of that referral according to some of the studies I've read, the issue is where your mind is as opposed to where your hands are. I think we should actually explore an ordinance that would outlaw the use of those devices in moving vehicles except in emergency situations. We can talk about that at the committee level.

[Motion was made by Councilmember Howard, seconded by Councilmember Cannon, and]
[carried unanimously, to refer the use of cell phones while driving to the Community Safety]
[Committee.]

Mayor Foxx said I've got a couple things. First I want to commend our firefighters in the Ballentyne area for response to a very serious situation out there and note that it was the Charlotte Fire Department that went out there. The second is I want to welcome the new Superintendent, Heath Morrison. I think they've got on their agenda to finalize his contract tomorrow and it sounds like that is moving forward so I just wanted to say Welcome to him. Thirdly, Harry Jones just received an award from the National Association of Black Public Administrators recognizing him as the Person of the Year so I want to give him commendation for that. Finally, I want to reiterate that I'm going to be doing Town Hall Meetings tomorrow

April 23, 2012
Business Meeting
Minute Book 133, Page 470

one at Independence High School at 6:00 and another at Myers Park High School at 8:00. I look forward to that and you all are welcome to come.

The Mayor said I want to congratulate Judge Ricky McCoy Mitchell for receiving the Julius Chambers Award. It is a very prestigious award, very well deserved for someone who has been tireless in fighting particularly for our young people in this community for a long time.

Councilmember Howard said regarding the Town Hall Meetings, are you talking on specific subjects or just everything?

Mayor Foxx said Town Hall Meetings, whatever.

ADJOURNMENT

The meeting was adjourned at 9:28 p.m.

Ashleigh M. Price, Deputy City Clerk

Length of Meeting: 4 Hours, 23 Minutes
Minutes Completed: June 21, 2012