

City of Charlotte

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



Meeting Agenda

Monday, February 11, 2019

Council Chambers

City Council Business Meeting

*Mayor Vi Lyles
Mayor Pro Tem Julie Eiselt
Council Member Dimple Ajmera
Council Member Tariq Scott Bokhari
Council Member Ed Driggs
Council Member Larken Egleston
Council Member Justin Harlow
Council Member LaWana Mayfield
Council Member James Mitchell
Council Member Matt Newton
Council Member Greg Phipps
Council Member Braxton Winston II*

5:00 P.M. ACTION REVIEW, CHARLOTTE-MECKLENBURG GOVERNMENT CENTER, ROOM 267

1. Mayor and Council Consent Item Questions

Staff Resource(s):

Marie Harris, Strategy and Budget

Time: 5 minutes

Synopsis

Mayor and Council may ask questions about Consent agenda items.

2. Agenda Overview

Staff Resource(s):

Marcus Jones, City Manager

3. School Zone Policy Update

Staff Resource(s):

Liz Babson, Transportation
Charles Abel, Transportation

Time: 15 minutes

Explanation

- The current School Zone Policy was developed in 2004.
- The updates to bring the policy in line with the new national standards and Vision Zero goals is needed.
- There are approximately 170 schools that may be eligible for new school zones or changes to existing zones.
- On January 14, 2019 the Transportation and Planning Committee voted unanimously to advance the policy updates to the full Council (Ajmera was absent).

Future Action

The updated policy will be presented to City Council for adoption at a future date.

4. City-Owned Land Guidelines and Procedures

Staff Resource(s):

Pamela Wideman, Housing and Neighborhood Services

Time: 15 minutes

Explanation

- The City intends to prioritize the use of available City-owned land for development of affordable housing.
- The proposed guidelines and procedures were presented to the Housing and Neighborhood Development Committee on Wednesday, January 16.

Future Action

City Council will consider adoption of the City-Owned Land Guidelines and Procedures at a future date.

5. Tree Canopy Coverage Update

Staff Resource(s):

Kim Eagle, City Manager's Office

Mike Davis, Engineering and Property Management

Gina Shell, Engineering and Property Management

Time: 15 minutes

Explanation

- In 2011, City Council established goal to achieve 50 percent tree canopy in 2050.
- An assessment using 2016 data has been completed by the City's consultant, Planit GEO.

Future Action

Recommendations for retaining the 50 percent goal or establishing an alternative goal will be brought to Council at a future date.

6. Answers to Mayor and Council Consent Item Questions

Staff Resource(s):

Marie Harris, Strategy and Budget

Time: 5 minutes

Synopsis

Staff responses to questions from the beginning of the Business Meeting.

7. Closed Session (as necessary)

**6:30 P.M. CITY COUNCIL BUSINESS MEETING,
CHARLOTTE-MECKLENBURG GOVERNMENT CENTER,
CHAMBER**

Call to Order

Introductions

Invocation

Pledge of Allegiance

PUBLIC FORUM

8. Public Forum

9. Consent agenda items 33 through 75 may be considered in one motion except for those items removed by a Council member. Items are removed by notifying the City Clerk.

Consideration of Consent Items shall occur in the following order:

- A. Items that have not been pulled, and
- B. Items with citizens signed up to speak to the item.

AWARDS AND RECOGNITIONS

10. National Multiple Myeloma Awareness Month

Action:

Mayor Lyles will read a proclamation recognizing March 2019 as National Multiple Myeloma Awareness Month.

11. Chief Pete Key Day Proclamation

Action:

Mayor Lyles will read a proclamation recognizing February 11, 2019, as Chief Pete Key Day.

12. NBA All-Star Weekend

Action:

Mayor Lyles will read a proclamation recognizing February 15, 2019 through February 17, 2019 as NBA All-Star Weekend.

POLICY

13. City Manager's Report

14. Amend City Council's Resolution on Boards and Commissions

Action:

Adopt a revised resolution on Boards and Commissions amending the section on residency requirements for boards and commissions.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office
Sarah Hazel, City Manager's Office

Explanation

- The revised resolution amends the section on residency requirements for Boards and Commissions by removing the criteria that a member of any City-appointed board, committee, or commission must be registered at all times to vote in Mecklenburg County.
- In its place, the resolution specifies that a member of any board, committee, or commission must be a resident of Mecklenburg County at all times.
- This Resolution was adopted by the City Council in 1997 and amended in 2000, 2003, 2009, 2016, and 2017.

Strategy Session Discussion

- At the February 4, 2019 City Council Strategy Session, Council heard a presentation on peer research and discussed revising the language of the resolution from requiring voter-registration to requiring Mecklenburg County residency.
- Council voted 9-2 to remove the voter registration requirement and just require Mecklenburg County residency. (Ajmera, Egleston, Eiselt, Harlow, Mayfield, Mitchell, Newton, Phipps, Winston, voted yes; Driggs and Bokhari, voted no).
- Council also directed that the two Boards were exempted from this change due to code of charter provisions. These two boards are: The Civil Service Board and Citizens Review Board.

Attachment(s)

Revised Boards and Commissions Resolution
February 4, 2019 Dinner Briefing Presentation
List of City Council Advisory Boards and Commissions

[Attachment 02.11.18.Resolution](#)

[Attachment Boards and Commissions - Strategy Session](#)

[Attachment Listing of Boards and Commissions](#)

15. Resolution of Intent to Consider an Ordinance Amending the City Charter to Increase the Terms of Office of the Mayor and Members of City Council and Setting of Public Hearing on Notice of Intent

Action:

- A. Approve an increase to the terms of office of Mayor and members of City Council from two years to four years,
- B. Approve staggering the terms of office,
- C. Determine the method of staggering terms of office, including groups of officials and the dates for transitioning to four-year terms,
- D. Approve that the increase in terms of office be submitted to a vote of the people via referendum,
- E. Adopt a resolution of intent to consider an ordinance amending the City Charter to increase the terms of office served by the Mayor and members of City Council, and
- F. Set the date for a public hearing on a resolution of intent to consider an ordinance amending the City Charter to increase the terms of office of the Mayor and members of City Council.

Committee Chair:

Greg Phipps, Budget and Effectiveness

Staff Resource(s):

Hope Root, City Attorney's Office

Phil Reiger, Strategy and Budget

Explanation

- North Carolina General Statute 160A-101 allows the City Council to change the terms of office of the Mayor and/or members of City Council.
- North Carolina General Statute 160A-102 outlines the procedures for amending the charter by ordinance to change the terms of office of the Mayor and/or members of City Council.
- To change the terms of office, City Council must adopt a resolution of intent to consider an ordinance amending the City Charter to increase the terms of office and hold a public hearing on the Resolution of Intent.
- State law requires that the Resolution of Intent describe the proposed Charter amendments completely and with reference to the pertinent statutory provisions allowing the amendments.
- Upon adoption of the Resolution of Intent, the City must publish notice of the public hearing containing a summary of the proposed amendments.
- The public hearing must be held at least 10 days after the published notice and within 45 days of adoption of the Resolution of Intent.
- Following the public hearing, Council may adopt an ordinance amending the Charter to implement the amendments proposed in the Resolution of Intent.
- Adoption of the ordinance must be made within 60 days of the public hearing, but no sooner than the next regular meeting of City Council.
- City Council may, but is not required to, make the ordinance effective only if approved by a vote of the people.
- If the ordinance is not submitted to the vote of the people by Council, state law requires the ordinance to be submitted to a vote if a referendum petition is submitted bearing the signatures of 5,000 registered voters.

- If a vote of the people is required, whether by Council referral or referendum petition, the vote will take place during the general election on November 5, 2019.
- The statutory items to be included in the Resolution of Intent require Council to decide on the following:
 - Term of office of the Mayor; at least two years, but no more than four years.
 - Term of office of members of Council; two or four years.
 - Whether district and at-large members hold same term of office.
 - Whether terms are staggered or run concurrently.
 - If staggered, which offices (i.e., Mayor, at-large, districts, and particular districts).
 - If staggered, time frame for staggering.

Committee Discussion

- On November 13, 2018 the City Attorney reviewed informational materials along with options and processes regarding the adjusting Mayor and Council term limits in accordance with North Carolina State law.
- The Budget and Effectiveness committee voted unanimously to bring forward to full Council for consideration on increasing Council terms to four-year staggered terms. Committee also voted to recommend for Council to initiate a referendum. (approved - 4:1, Mayfield opposed)

Strategy Session Discussion

- At the February 4, 2019 City Council Strategy Session, Council received an overview of the Budget and Effectiveness Committee's recommendations, and the process and timelines for changing to four-year staggered terms.
- A motion was made, and seconded to place a Resolution of Intent for City Council Four-Year terms on the February 11, 2019 agenda. The motion was carried by the following vote: Council members Eiselt, Ajmera, Egleston, Harlow, Mitchell, Newton, Phipps, and Winston, voted yes. Council members Bokhari, Driggs, and Mayfield voted no.

Attachment(s)

Council Budget and Effectiveness Committee Update December 2018

Draft Resolution of Intent of the Charlotte City Council to Consider Amending the Mayor and Council Terms of Office as Set Forth in the Charlotte City Charter and Setting a Public Hearing on the Proposed Amendments

[Draft Resolution of Intent of the Charlotte City Council to Consider Amending the Mayor and Council T](#)

BUSINESS**16. Housing and Urban Development Continuum of Care
Program Grant Acceptance****Action:**

- A. Adopt a resolution accepting a grant in the amount of \$127,124 from the U.S. Department of Housing and Urban Development for homelessness activities, and**
- B. Adopt a budget ordinance appropriating \$127,124 for the Charlotte-Mecklenburg Continuum of Care Program.**

Staff Resource(s):

Pamela Wideman, Housing and Neighborhood Services
Mary Gaertner, Housing and Neighborhood Services

Explanation

- The Charlotte Mecklenburg Continuum of Care (CoC) is a collaboration among the City of Charlotte, Mecklenburg County, and their partners with the purpose of ending or preventing homelessness.
- Each year, the CoC receives approximately \$5,600,000 in funding from the U.S. Department of Housing and Urban Development to fund its activities. Housing and Neighborhood Services serves on behalf of the CoC as the applicant for and the recipient of the planning grant to support its planning activities.
- Acceptance of these grant funds will be used in collaboration with Socialserve.com to find project management services related to the HousingCLT landlord consortium project.
 - Socialserve.com connects people experiencing homelessness with available rental properties.
 - HousingCLT is a community collaboration among rental property owners, professional property managers, and services agencies to provide housing for people who face, and who are experiencing homelessness, with significant barriers to securing safe, permanent, and affordable housing.

Fiscal Note

Funding: Neighborhood Services Grant Fund

Attachment(s)

Resolution
Budget Ordinance

[RESOLUTION for Grant Agreement](#)

[Budget Ordinance - CoC HNS](#)

17. CATS Fiscal Year 2019 Operating and Community Investment Plan Budget Amendment

Action:

- A. Adopt a budget ordinance appropriating \$1,996,758 to the CATS Operating Fund, and
- B. Adopt a budget ordinance appropriating \$5,711,905 to the CATS Community Investment Fund.

Staff Resource(s):

John Lewis, CATS

Blanche Sherman, CATS

Explanation

- Throughout the year, CATS receives Notice of Funding Opportunities (NOFOs) from Federal Transit Administration (FTA) and North Carolina Department of Transportation (NCDOT). The NOFO's allow the City to receive capital funding to advance the 2030 Transit Plan and operating funds to maintain a state of good repair and prepare for future corridors.
- The net impact to the Operating Fund of \$1,996,758 includes a new Transit Oriented Development (TOD) planning grant as well as a reduction in State Operating Assistance and projects previously included in the Capital Fund moved to the Operating Fund. The TOD grant requires a local match, provided by the City of Charlotte (\$200,000), City of Gastonia (\$20,000), and the City of Belmont (\$10,000).
- CATS and Planning, Development, and Design collaborated to submit a proposal to FTA for TOD planning grant funds along the proposed LYNX Silver Line. The proposed LYNX Silver Line is a corridor that stretches East to West across multiple jurisdictions including the Town of Stallings, Town of Indian Trail, Town of Matthews, City of Belmont, City of Gastonia and the City of Charlotte.
- The net impact to the Capital Fund of \$5,711,905 includes a new FTA grant for Buses as well as a reduction for projects previously included in Capital Fund being moved to the Operating Fund. Match for the new FTA grant is available in the current Capital fund.
- CATS will use the new FTA grant to purchase twelve new motor coaches. The buses will replace vehicles that have exceed their useful life to expand express service along I-77.

Fiscal Note

Funding: CATS Operating Fund and Community Investment Fund

Attachment(s)

Budget Amendment Details

Budget Ordinance

[FY2019 Budget Amendment](#)

[15-10008 Ordinance](#)

18. Nominations to the Bicycle Advisory Committee

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk

Explanation

- One appointment for a partial term beginning immediately and ending December 31, 2021.
 - Robert Boyer has resigned.

Attachments

Bicycle Advisory Committee Applicants

[Bicycle Advisory Committee Applications](#)

19. Nominations to the Business Advisory Committee

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk

Explanation

- One appointment for a partial term recommended by the Charlotte Regional Business Alliance beginning immediately and ending April 28, 2020.
 - Eric Cohen has resigned.
 - Recommendations are forthcoming and will be brought to Council at the February 25, 2019 meeting.
- Two appointments for partial terms recommended by the Charlotte Regional Business Alliance beginning immediately and ending April 28, 2021.
 - Scott Campagna and Charles McShane did not meet attendance requirements.
 - Recommendations are forthcoming and will be brought to Council at the February 25, 2019 meeting.
- One appointment for a partial term for a representative of the Carolinas Asian-American Chamber of Commerce beginning immediately and ending April 28, 2020.
 - Deepika Jalla did not meet attendance requirements.
 - The Asian American Chamber of Commerce has recommended Reena Ruwala.
- Two appointments for partial terms beginning immediately and ending April 28, 2019, and then continuing for full three-year terms beginning April 29, 2019 and ending April 28, 2022.
 - Rachel Geathers and DeAlva Glen did not meet attendance requirements.

Attachments

Business Advisory Committee Applicants

20. Nominations to the Charlotte Business Inclusion Advisory Committee

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk's Office

Explanation

- One appointment for a two-year term for a representative of the National Association of Women Business Owners beginning March 1, 2019 and ending February 28, 2021.
 - Vilma Betancourt is eligible but not interested in reappointment.
 - The National Association of Women Business Owners has recommended Nicole Reina.
- One appointment for a two-year term for a representative of the Carolinas Association of General Contractors beginning March 1, 2019 and ending February 28, 2021.
 - William Stricker is eligible and interested in reappointment.
 - The Carolinas Association of General Contractors has recommended William Stricker.
- One appointment for a two-year term in the category of At-Large Representing Prime Construction Company beginning March 1, 2019 and ending February 28, 2021.
 - Christopher Socha is eligible and interested in reappointment.
- One appointment for a partial term for an At-Large member beginning immediately and ending February 28, 2019 and then continuing for a full two-year term beginning March 1, 2019 and ending February 28, 2021.
 - Noah Cartagena did not meet attendance requirements.

Attachments

Charlotte Business Inclusion (CBI) Advisory Committee Applicants

21. Nominations to the Charlotte Housing Authority Board

Action:

Nominate citizens to serve as specified.

Staff Resource(s):

Stephanie Kelly, City Clerk

Explanation

- One appointment for a three-year term beginning January 18, 2019 and ending December 17, 2021.
 - Linda Ashendorf is eligible and interested in reappointment.

Attachments

Charlotte Housing Authority Board Applicants