

STATE OF NORTH CAROLINA - COUNTY OF MECKLENBURG
RESOLUTION CALLING FOR A PUBLIC HEARING TO CONSIDER A
PROPOSAL BY MOTION, INC. FOR THE PURCHASE OF A
HOUSE AND LOT LOCATED AT 624 NORTH MYERS STREET IN THE
FIRST WARD URBAN RENEWAL AREA, PROJECT NO. N. C. R-79

WHEREAS, under the authority of Article 22 of Chapter 160A of the General Statutes of North Carolina, and particularly 160A-513 of the General Statutes, the City of Charlotte has prepared a Redevelopment Plan for the First Ward Urban Renewal Area, Project No. N. C. R-79; and

WHEREAS, the Redevelopment Plan has been approved by the Charlotte-Mecklenburg Planning Commission and the City Council of the City of Charlotte; and

WHEREAS, the City of Charlotte is authorized, pursuant to North Carolina Urban Redevelopment Law, to sell real property to private redevelopers in a Project Area; and

WHEREAS, the City of Charlotte has received a proposal in accordance with G. S. 160A-514(e)(4) from Motion, Inc., a non-profit organization, to purchase a parcel of property and rehabilitate the house located thereon, identified as Block F, Parcel No. 2, on a "Map Showing Property of City of Charlotte, Block F, Parcel 1 thur. 5, First Ward Urban Renewal Area, Charlotte, North Carolina," prepared under the supervision of R. Dennis Smith, N. C. Registered Surveyor, dated July 29, 1980; and

WHEREAS, N. C. G. S. 160A-514(e)(4) requires that the City Council shall hold a public hearing prior to a negotiated sale and conveyance of redevelopment project land to a non-profit association or corporation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

1. That on Monday, September 22, 1980, at 3:00 p.m., in the City Council Chamber of the City Hall, the City Council shall hold a public hearing in accordance with G. S. 160A-514(e)(4) to consider the proposal of Motion, Inc. to purchase by negotiation a parcel of property in the First Ward Urban Renewal Area, Project No. N. C. R-79, and rehabilitate the house located thereon, all in accordance with the Redevelopment Plan for the First Ward Urban Renewal Area, Project No. N. C. R-79.

2. That said map is on display at the office of the Community Development Department of the City of Charlotte and additional information may be obtained from the office of the Community Development Department at Suite 510, 301 South McDowell Street, Charlotte, North Carolina, 28204, Telephone 374-2016.

3. That this Resolution shall be published at least once a week for two consecutive weeks in The Charlotte News, a newspaper of general circulation in the City of Charlotte, North

Carolina, the first publication to be not less than fifteen (15) days prior to the date fixed for said hearing.

The foregoing Resolution was adopted by the City Council of the City of Charlotte, North Carolina, on August 25, 1980.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of August, 1980 the reference having been made in Minute Book 74 and is recorded in full in Resolution Book 16 at Pages 231-232.

Ruth Armstrong
City Clerk

RESOLUTION AMENDING THE PAY PLAN
OF THE
CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Pay Plan heretofore adopted by the City Council to be effective October 1, 1960, as subsequently amended, is hereby further amended as follows:

1. Delete the following classes:

<u>Class Title</u>	<u>Class No.</u>	<u>Pay Range</u>	<u>Pay Steps</u>
Traffic Engineering Director	2338	33	A-F
Assistant Traffic Engineering Director	2334	28	A-F
Public Transit Coordinator	2135	29	A-F

2. Add the following classes:

<u>Class Title</u>	<u>Class No.</u>	<u>Pay Range</u>	<u>Pay Steps</u>
Transportation Director	2338	33	A-F
Assistant Transportation Director	2337	29	A-F
Chief Traffic Engineer	2333	27	A-F
Transportation Planning Manager	2335	27	A-F

BE IT FURTHER RESOLVED that this resolution shall be effective on the date of its adoption.

Approved as to Form


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of August, 1980 the reference having been made in Minute Book 74 and is recorded in full in Resolution Book 16 at Pages 233.

Ruth Armstrong
City Clerk

RESOLUTION AMENDING THE PAY PLAN
OF THE
CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Pay Plan heretofore adopted by the City Council to be effective on October 1, 1960, as subsequently amended, is hereby further amended as follows:

Delete the following class :

Class Title	Class No.	Pay Range	Pay Steps
Park Ranger	2740	11	A-F

Add the following classes:

Class Title	Class No.	Pay Range	Pay Steps
Park Ranger I	2740	11	A-F
Park Ranger II	2741	13	A-F

BE IT FURTHER RESOLVED that this resolution shall be effective on the date of its adoption

APPROVED AS TO FORM


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of August, 1980, the reference having been made in Minute Book 74 and is recorded in full in Resolution Book 16 at Page 234.

Ruth Armstrong
City Clerk

RESOLUTION AMENDING THE PERSONNEL
RULES AND REGULATIONS

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Personnel Rules and Regulations heretofore adopted by the City Council to be effective October 6, 1969, as subsequently amended, be hereby further amended as follows:

- A. Rule IV, Leave of Absence; Section 1, Vacation Leave be deleted in its entirety and substituted to read as follows:

Rule IV. Leave of Absence

Section 1. Vacation Leave

Individuals employed on a permanent basis shall be entitled to annual vacation leave with pay, as indicated in the following subsections. Vacation leave shall accrue weekly during any payweek in which time is worked or paid leave is authorized. Full-time employees shall accrue leave dependent upon years of service as follows:

- (1) Employees with fewer than nine years continuous service shall accrue vacation leave at the rate of ten days annually. Vacation leave accumulated in excess of twenty days shall be forfeited effective December 31st of each year.
- (2) Employees with nine but fewer than fourteen years continuous service shall accrue vacation leave at the rate of fifteen days annually. Vacation leave accumulated in excess of thirty days shall be forfeited effective December 31st of each year.
- (3) Employees with fourteen but fewer than nineteen years continuous service shall accrue vacation leave at the rate of eighteen days annually. Vacation leave accumulated in excess of thirty-six days shall be forfeited effective December 31st of each year.

-2-

- (4) Employees with nineteen or more years continuous service shall accrue vacation leave at the rate of twenty days annually. Vacation leave accumulated in excess of forty days shall be forfeited effective December 31st of each year.

Part-time employees shall accrue leave as follows:

- (1) Part-time employees in designated Half-time positions (twenty but less than thirty hours work required per week) shall accrue vacation leave at the rate of five days annually. Vacation leave accumulated in excess of ten days shall be forfeited effective December 31st of each year.
- (2) Part-time employees in designated Three Quarter-time positions (thirty but less than forty hours work required per week) shall accrue vacation leave at the rate of seven and one-half days annually. Vacation leave accumulated in excess of fifteen days shall be forfeited effective December 31st of each year.

Vacation leave may be taken as earned, subject to the approval of the department head. No employee shall take more than twenty consecutive days of leave except with the approval of the City Manager. Earned vacation leave shall not be taken by employees with fewer than six months continuous service.

Employees involuntarily separated or resigning from the City's service shall be compensated for vacation leave accumulated to the day of separation, provided that six or more months continuous service has been completed and provided that verbal or written notice has been provided to the immediate superior at least one week in advance of the effective date of resignation.

Employees who are absent from work without notice or notification on four consecutive workdays are considered to have quit without proper notice, and are not entitled to pay for accumulated vacation leave.

- B. Rule IV; Section 2. Sick Leave with Pay, Paragraph 1 and subsections (1) and (8) be deleted in their entirety and substituted to read as follows:

-3-

Section 2. Sick Leave with Pay

Individuals employed on a permanent basis shall be entitled to sick leave with pay in case of personal illness or disability, or serious illness within the immediate household, as indicated in the following subsections. Sick leave shall accrue weekly during any payweek in which time is worked or paid leave is authorized.

Full-time employees shall accrue sick leave at the rate of twelve days annually. Part-time employees shall accrue sick leave as follows:

- (1) Part-time employees in designated Half-time positions (twenty hours but less than thirty hours work required per week) shall accrue sick leave at the rate of six days annually.
- (2) Part-time employees in designated Three Quarter-time positions (thirty but less than forty hours work required per week) shall accrue sick leave at the rate of nine days annually.

Sick leave shall be accumulated without limit, excluding leave accrued prior to January 1, 1955. Sick leave may be utilized subject to the following:

- (1) The absence is necessitated by:
 - a. Personal illness or physical incapacity resulting from causes beyond the employee's control.
 - b. Illness or physical incapacity of a member of the employee's immediate household that requires the employee's personal care and attention.
 - c. Physical incapacity occurring while actively employed and due to pregnancy or childbirth.
- (8) Permanent full-time employees who do not utilize sick leave and who are not absent without leave for a period of twenty-six consecutive payweeks shall accrue one additional day of vacation leave. For purposes of determining eligibility, a payweek may be counted in only one twenty-six week period.

-4-

- C. Rule IV; Section 6. Holiday With Pay be retitled as Section 6. Holiday Leave; and paragraphs 1 and 2 be deleted in their entirety and substituted to read as follows:

Section 6. Holiday Leave

Individuals working on a permanent basis shall be entitled to holiday leave with pay. Holidays to be observed by the City's employees are: New Year's Day, Washington's Birthday, Easter Monday, Mecklenburg Independence Day (observed on Memorial Day), Independence Day, Labor Day, Veteran's Day, Thanksgiving Day, Christmas Day, and such other days as may be designated by the City Council. When a holiday falls on a Saturday or Sunday, the following Monday shall be observed as the official City holiday.

Part-time employees shall receive credit for holiday leave as follows:

- (1) Part-time employees in designated Half-time positions (twenty but less than thirty hours work required per week) shall receive credit for one-half day of holiday leave on the occasion of each official City holiday.
- (2) Part-time employees in designated Three Quarter-time positions (thirty but less than forty hours work required per week) shall receive credit for three-fourths day of holiday leave on the occasion of each official City holiday.

In order to be eligible for holiday pay, employees must be on the active payroll of the City and must have worked their full assigned workdays before and after the holiday, unless on approved leave.

Employees of classes with the overtime designation INCLUDED who are required to perform work on an official City holiday, or who are required to work their full forty hour workweek during a holiday week, shall receive additional straight pay in lieu of the holiday not taken or shall receive another day off, in place of the holiday, within two weeks.

- D. Rule III, Pay Plan; Section 11. Overtime, subsection (3) be deleted as it is restated in amendment C. preceding.

It is further resolved that the current Rule III, Sections 11(4), (5), (6) and (7) be renumbered as

-5-

Sections 11 (3), (4), (5) and (6) respectively.

BE IT FURTHER RESOLVED that this resolution shall
become effective on September 3, 1980.

APPROVED AS TO FORM


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte,
North Carolina in regular session convened on the 25th day of August,
1980, the reference having been made in Minute Book 74 and is recorded
in full in Resolution Book 16 at Pages 235-239.

Ruth Armstrong
City Clerk

RESOLUTION AMENDING THE PAY PLAN
OF THE
CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Pay Plan heretofore adopted by the City Council to be effective October 1, 1960, as subsequently amended, is hereby further amended by addition of class no. 2092, Redevelopment Planning Coordinator, Pay Range 33, Pay Steps A-F inclusive.

BE IT FURTHER RESOLVED that this resolution shall be effective on the date of its adoption.

APPROVED AS TO FORM


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of August, 1980, the reference having been made in Minute Book 74 and is recorded in full in Resolution Book 16 at Page 240.

Ruth Armstrong
City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF CHARLOTTE FOR CONDEMNATION ACTION IN THE
FIRST WARD URBAN RENEWAL PROJECT NO. N.C. R-79

WHEREAS, the City of Charlotte has undertaken the execution of Project No. N.C. R-79, the same being an Urban Redevelopment Project, to be executed in accordance with the provisions of Article 22 of Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, the Urban Renewal Law as set out in said Article and Chapter provides for the acquisition, preparation, sale, sound replanning, and redevelopment of property within a redevelopment area, as defined by said law; and

WHEREAS, such area has been established in accordance with the requirements of such law and the said Project No. N.C. R-79 approved by the governing body of the City of Charlotte; and

WHEREAS, such law specifically provides for the exercise of power of Eminent Domain in order that the purposes of the law as set out in said Article 22 of Chapter 160A be achieved and accomplished, such purposes being in the public interest and designed to promote the health, safety and welfare of the inhabitants of this community and locality; and

WHEREAS, the City of Charlotte has, under the applicable laws and regulations relating to such procedure, acquired all of the property adjoining the alleyways as described in Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, the City of Charlotte has made due and diligent search but has been unable to locate parties who may have or claim an interest or might hereafter have or claim an interest; and

WHEREAS, the acquisition of every interest, if any, possessed by unknown parties is essential to the achievement of the plans and accomplishment of the purposes of the Redevelopment Law as the same relates thereto; and

WHEREAS, it therefore appears that it will be necessary for the City of Charlotte, North Carolina to institute condemnation proceedings under the provisions of the North Carolina Law of Eminent Domain and the exercise of powers thereunder in order to acquire the interests, if any, of said unknown parties.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Council approves and hereby orders the institution of condemnation proceedings in its proper corporate name for the purposes of acquiring whatever interests, if any, are possessed by unknown parties in the property described in Exhibit "A" attached hereto and made a part hereof.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of August, 1980, the reference having been made in Minute Book 74 and is recorded in full in Resolution Book 16 at Pages 241-242.

Ruth Armstrong
City Clerk

Exhibit "A"

Unnamed Alleyway in Block 45, opening on to North McDowell Street, First Ward Urban Renewal Area, Project No. N.C.R. - 79.

BEGINNING at a point in the easterly r/w margin of N. McDowell Street, said point being located S50-23-55W 174.30 feet from a point where the said easterly r/w margin of N. McDowell Street intersects with the southerly r/w margin of E. Fifth Street and running thence with the northerly margin of a 15-foot alleyway S40-01-24E 197.40 feet to a point; thence with the westerly margin of a 10-foot alleyway N50-06-50E 244.68 feet to a point in the southerly right of way margin of E. Fifth Street; thence with the southerly right of way margin of E. Fifth Street S59-42-46E 10.63 feet to a point; thence with the easterly margin of a 10-foot alleyway S50-06-50W 263.42 feet passing through an old iron to a point; thence with the southerly margin of a 15-foot alleyway N40-01-24W 207.48 feet to a point in the easterly right of way margin of N. McDowell Street; thence with the easterly right of way margin of N. McDowell Street N50-23-55E 15.16 feet to the point or place of beginning, containing 5,610 square feet all as shown on a map prepared by the City of Charlotte Engineering Department, dated May 16, 1980 to which reference is hereby made.

"RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF CHARLOTTE FOR CONDEMNATION ACTION IN THE
WEST MOREHEAD COMMUNITY DEVELOPMENT TARGET AREA"

WHEREAS the City of Charlotte has undertaken the execution of the West Morehead Community Development Target Area, the same being an Urban Redevelopment Project, to be executed in accordance with the provisions of Article 22 of Chapter 160A of the General Statutes of North Carolina; and

WHEREAS the Urban Renewal Law as set out in said Article and Chapter provides for the acquisition, preparation, sale, sound replanning, and redevelopment of property within a redevelopment area, as defined by said law; and

WHEREAS such area has been established in accordance with the requirements of such law and the said West Morehead Community Development Target Area approved by the Governing Body of the City of Charlotte; and

WHEREAS such law specifically provides for the exercise of power of Eminent Domain in order that the purpose of the law as set out in said Article 22 of Chapter 160A to be achieved and accomplished, such purposes being in the public interest and designed to promote the health, safety and welfare of the inhabitants of this community and locality; and

WHEREAS the City of Charlotte has, under the applicable laws and regulations relating to such procedure, endeavored to establish a fair market value on properties within the area, and has in good faith through its proper agents endeavored to negotiate for the acquisition of properties within the fair market value thereof, the City of Charlotte recognizing in such negotiations that it needed to acquire said property in accordance with the said redevelopment plan previously approved; and

WHEREAS the City of Charlotte, after such fair negotiations, has of this date been unable to acquire such properties as hereinafter set out and this acquisition of such properties being essential to the achievement of the plans and accomplishment of the purpose of the redevelopment law as the same relates thereto; and

WHEREAS it therefore appears that it will be necessary for the City of Charlotte to institute condemnation proceedings under the provisions of the North Carolina Law of Eminent Domain and the exercise of powers thereunder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Council approves and hereby orders the institution of condemnation proceedings in its proper corporate name with respect to the following properties:

<u>Block & Parcel</u>	<u>Owner</u>	<u>Fair Market Value</u>
5-6	Maude L. Washington Heirs	\$5,500

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of August, 1980 the reference having been made in Minute Book 74 and is recorded in full in Resolution Book 16 at Page 243.

Ruth Armstrong
City Clerk

"RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
APPROVING SALE OF LAND TO PAUL C. CHAMBERS, JR.
IN THE WEST MOREHEAD NEIGHBORHOOD STRATEGY AREA"

WHEREAS, on the 11th day of August, 1980, the City of Charlotte received from Paul C. Chambers, Jr. a proposal to purchase a parcel of property identified as Block No. 41, Parcel No. 8, on "City of Charlotte, North Carolina, Department of Public Works, Engineering Division, West Morehead Community Development Strategy Area, Property of City of Charlotte," prepared under the supervision of Stephen A. Gilbert, N. C. Registered Surveyor, dated May 6, 1980, consisting of 14,923 square feet of land, to be developed as an office and warehouse facility; and

WHEREAS, the proposed developer has submitted a Purchase Contract, Redeveloper's Statement for Public Disclosure and Redeveloper's Statement of Qualifications and Financial Responsibility, and a Good Faith Deposit representing 10% of the total bid price for the land; and

WHEREAS, Section 160A-514(d) of the North Carolina Urban Redevelopment Law, as amended, requires that the sale of all urban redevelopment land shall be subject to the approval of the Governing Body of the Municipality.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby approve the sale of 14,923 square feet of land known as Block No. 41, Parcel No. 8, in the West Morehead Neighborhood Strategy Area, to Paul C. Chambers, Jr., the sales price of which shall be \$7,801.00, to be developed as an office and warehouse facility, which is in accordance with the Redevelopment Plan for the Project dated February, 1976, amended July, 1976, and October, 1977, modified June, 1978.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of August, 1980, the reference having been made in Minute Book 74 and is recorded in full in Resolution Book 16 at Page 244.

Ruth Armstrong
City Clerk

COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

A motion was made by Councilmember Dannelly and seconded by
Councilmember Selden for the adoption of the following resolution,
and upon being put to a vote was duly adopted:

WHEREAS, the City of Charlotte and the North Carolina Department of Transportation propose to make certain traffic control improvements under Project 9.8109001, Mecklenburg County, said project to consist of the installation of traffic signals: (A) at the intersection of NC 27 (Thrift Road), SR 1620 (Moore's Chapel Road) and SR 1641 (Little Rock Road), and (B) at the intersection of NC 27 (Thrift Road) and SR 1644 (Toddville Road); and,

WHEREAS, the City of Charlotte desires to enter into a municipal agreement with the Department of Transportation whereby the City of Charlotte shall purchase and install the required traffic signal equipment for the project, and whereby the Department of Transportation shall reimburse the City of Charlotte up to a maximum amount of \$7,200.00 for the cost of the signal equipment installed at intersection (A) and up to a maximum amount of \$5,850.00 for the cost of the signal equipment installed at intersection (B); and,

WHEREAS, under the terms of the agreement, if costs are less than the stated maximum amounts of \$7,200.00 and \$5,850.00, said Department of Transportation will reimburse the City the actual costs thereof; however, if the signal equipment costs exceed the stated maximum amounts, the City of Charlotte will bear the excess costs of said equipment.

NOW, THEREFORE, BE IT RESOLVED that Project 9.8109001, Mecklenburg County, is hereby formally approved by the City Council of the Municipality of Charlotte and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute the agreement with the Department of Transportation.

I, Ruth Armstrong, Clerk of the Municipality of Charlotte, do hereby certify that the foregoing is a true and correct copy of excerpts from Minutes of the meeting of the City Council duly held on the 25th day of August, 1980.

WITNESS, my hand and the official seal of said Municipality on this the 27th day of August, 1980.

SEAL

Ruth Armstrong
CLERK
MUNICIPALITY OF CHARLOTTE
NORTH CAROLINA

Approved as to form:

Henry W. Dannelly Jr.
City Attorney

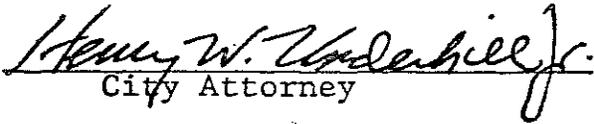
A RESOLUTION AUTHORIZING THE
REFUND OF CERTAIN TAXES

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector collected taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers made demand in writing for refund of the amounts set out on the schedule within eight years from the date the amounts were due to be paid.
3. The amounts listed on the schedule were collected through clerical error or by a tax illegally levied and assessed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 25th day of August, 1980, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of August, 1980, the reference having been made in Minute Book 74 and is recorded in full in Resolution Book 16 at Pages 246-247.

Ruth Armstrong
City Clerk

TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASONS</u>
Munford, Inc. - Magic Markets	\$257.90	Illegal levy
Pure Air, Inc. - Sullair Corp.	\$2,575.90	Illegal levy
Morehead Exxon Service Ctr.	147.00	Illegal levy
	<hr/>	
Total	\$2,980.80	

A RESOLUTION PROVIDING FOR PUBLIC
HEARINGS ON PETITIONS FOR ZONING CHANGES

WHEREAS, the City Council has received petitions for zoning changes, which petitions, numbered 80-41 through 80-46, are on record in the Office of the City Clerk, and

WHEREAS, the City Council deems it in the public interest that hearings be held on said petitions,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that public hearings will be held in the Education Center, Board Meeting Room, Fourth Floor at 701 East Second Street beginning at 6:00 o'clock P. M. on Monday, the 15th day of September, 1980, on petitions for zoning changes numbered 80-41 through 80-46.

BE IT FURTHER RESOLVED that notice of said hearings be published as required by law.

APPROVED AS TO FORM:


Henry Underhill, City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of August, 1980 the reference having been made in Minute Book 74 and is recorded in full in Resolution Book 16 at Page 248.

Ruth Armstrong
City Clerk

"RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA, ANNOUNCING ITS INTENT TO EXCHANGE LAND
IN THE FIRST WARD URBAN RENEWAL AREA, PROJECT NO. N. C. R-79,
WITH ROWENA C. WARREN AND HUSBAND, JOHN D. WARREN"

WHEREAS, the City Council of the City of Charlotte has approved a Redevelopment Plan for the First Ward Urban Renewal Area, which includes the acquisition of land for assemblage of disposal parcels for better utilization of the land; and

WHEREAS, land owned by Rowena C. Warren and husband, John D. Warren, is required for the assemblage of disposal parcels for better utilization of the land; and

WHEREAS, the City of Charlotte owns land on North McDowell Street, adjacent to an office complex owned by Rowena C. Warren and husband, John D. Warren, which land is needed for additional parking for the office complex; and

WHEREAS, negotiations with the owners have disclosed that the owners thereof are willing to exchange their property needed for assemblage purposes for land owned by the City; and

WHEREAS, N.C.G.S. 160A-271 requires the publication of a 10 days' public notice of the Council's intent to authorize the exchange of property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

1. That on Monday, September 8, 1980, the City Council shall give consideration to authorizing the exchange of property between the City of Charlotte and Rowena C. Warren and husband, John D. Warren.

2. The land of the City of Charlotte proposed to be exchanged for the land of Rowena C. Warren and husband, John D. Warren, is land in the City of Charlotte, County of Mecklenburg, State of North Carolina, described as follows:

Block U, Parcel No. 2

Beginning at a point in the easterly right-of-way margin of N. McDowell Street, said point being located S 50°-23'-55" W 124.29 feet from the intersection of the said easterly right-of-way margin of N. McDowell Street with the southerly right-of-way margin of E. Fifth Street, and running thence S 40°-01'-24" E 207.15 feet to a point; thence S 50°-06'-52" W 65.16 feet to a point; thence N 40°-01'-24" W 207.48 feet to a point in the easterly right-of-way margin of N. McDowell Street; thence with the easterly right-of-way margin of N.

McDowell Street N 50°-23'-55" E 65.16 feet to the point or place of beginning. Containing 13,509 square feet or 0.310 acre, all as shown on a map prepared by the City of Charlotte Engineering Department, dated May 16, 1980, to which reference is hereby made.

This land has an appraised value of \$33,000.00.

3. The land of Rowena C. Warren and husband, John D. Warren, proposed to be exchanged for the land of the City described above is land in the City of Charlotte, County of Mecklenburg, State of North Carolina, described as follows:

Block No. 45, Parcel No. 5B

Beginning at an old iron in the westerly right-of-way margin of N. Long Street, said iron being located 157.20 feet measured along the said westerly right-of-way margin of N. Long Street from a point where the westerly right-of-way margin of N. Long Street intersects with the southerly right-of-way margin of E. Fifth Street, and running thence with the westerly right-of-way margin of N. Long Street S 50°-06'-52" W 40.00 feet to a point; thence N 41°-09'-50" W 153.66 feet to a point; thence N 50°-06'-52" E 40.00 feet to a point; thence S 41°-09'-50" E 153.66 feet to the point or place of beginning. Containing 6,145 square feet, all as shown on a map prepared by the City of Charlotte Engineering Department, dated May 16, 1980, to which reference is hereby made.

Block No. 45, Parcel No. 8

Beginning at an old iron in the westerly right-of-way margin of N. Long Street, said iron being located S 49°-13'-51" W 37.31 feet from a point where the said westerly right-of-way margin of N. Long Street intersects with the southerly right-of-way margin of E. Fifth Street, and running thence with the westerly right-of-way margin of N. Long Street S 49°-13'-51" W 40.21 feet to an old iron; thence N 41°-02'-36" W 153.66 feet to a point; thence N 50°-06'-52" E 40.00 feet to a point; thence S 41°-07'-29" E 153.04 feet to the point or place of beginning. Containing 6,149 square feet, all as shown on a map prepared by the City of Charlotte Engineering Department, dated May 16, 1980, to which reference is hereby made.

This land has an appraised value of \$23,800.00. A further consideration to be given by Rowena C. Warren and husband, John D. Warren, in the proposed exchange is that they will relinquish and release any right, title and interest or any claim of right, title or interest in the alleyway, described as follows:

Alleyway - Block No. 45

Beginning at a point in the easterly right-of-way margin of N. McDowell Street, said point being located S 50°-23'-55" W 174.30 feet from a point where the said easterly right-of-way margin of N. McDowell Street intersects with the southerly right-of-way margin of E. Fifth Street and running thence with the northerly margin of a 15-foot alleyway S 40°-01'-24" E 197.40 feet to a point; thence with the westerly margin of a 10-foot alleyway N 50°-06'-50" E 244.68 feet to a point in the southerly right-of-way margin of E. Fifth Street; thence with the southerly right-of-way margin of E. Fifth Street S 59°-42'-46" E 10.63 feet to a point; thence with the easterly margin of a 10-foot alleyway S 50°-06'-50" W 263.42 feet passing through an old iron to a point; thence with the southerly margin of a 15-foot alleyway N 40°-01'-24" W 207.48 feet to a point in the easterly right-of-way margin of N. McDowell Street; thence with the easterly right-of-way margin of N. McDowell Street N 50°-23'-55" E 15.16 feet to the point or place of beginning. Containing 5,610 square feet, all as shown on a map prepared by the City of Charlotte Engineering Department, dated May 16, 1980 to which reference is hereby made.

Also, Rowena C. Warren and husband, John D. Warren, agree to negotiate settlement for the 12,294 square feet instead of requiring the City to condemn said land, which would increase the cost of acquisition and could result in a delay of the Project.

4. Plats depicting the parcels and the alleyway described above are available for public inspection in the Community Development of the City of Charlotte, Suite 510, 301 South McDowell Street, Charlotte, North Carolina.

5. This Resolution shall be published at least 10 days before the regular meeting at which approval of this exchange will be considered.

6. The foregoing Resolution was adopted by the City Council of the City of Charlotte, North Carolina, on August 25, 1980.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of August, 1980, the reference having been made in Minute Book 74 and is recorded in full in Resolution Book 16 at Pages 249-251.

Ruth Armstrong
City Clerk