

February 10, 1975
Resolutions Book 10 - Page 316

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
CALLING A REFERENDUM FOR THE PURPOSE OF VOTING UPON A
SPECIAL LEVY OF PROPERTY TAXES FOR THE PURPOSE OF OPERA-
TING AND MAINTAINING THE BUS SYSTEM.

BE IT RESOLVED by the City Council of the City of Charlotte in regular session duly assembled, that:

1. A referendum shall be held in the City of Charlotte on the 8th day of April, 1975, for the purpose of submitting to the qualified voters of the City for their approval or disapproval the proposition which reads as follows:

"Shall the City of Charlotte be authorized to levy annually a property tax without restriction as to rate or amount for the purpose of providing funds for the operation and maintenance of the public bus and transportation system in the City of Charlotte?"

2. The City Clerk is hereby directed to publish notice of the tax referendum as required by law.
3. The Board of Elections is hereby requested to conduct said special tax referendum.

This 10th day of February, 1975.

Approved as to form:

Henry W. Chadwell Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of February, 1975, the reference having been made in Minute Book 61, page _____, and recorded in full in Resolutions Book 10, page 316.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of February, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk

Copy of a Resolution Passed by the City Council
of the City of Charlotte, North Carolina

The following resolution was introduced, and Councilman Harris moved that it be adopted. The motion was seconded by Councilwoman Locke, and, upon being put to a vote, the resolution was unanimously carried;

WHEREAS, the North Carolina Board of Transportation has prepared and adopted plans to make certain street and highway improvements within this Municipality under Project W. O. 6.803414, said plans consisting of the construction of Fairview Road Extension from Sharon Road to Sardis Road, that said project is considered to be a most necessary street and highway improvement for the promotion of public safety and convenience; and

WHEREAS, the Board of Transportation and this Municipality propose to enter into an agreement for the above mentioned project wherein this Municipality shall cooperate with said Board to the extent of:

- (1) Effecting the necessary adjustments of any utilities under franchise without expense to the Board of Transportation, and providing for the adjustments of any municipally owned utilities without cost or obligation to the Board of Transportation, except that said Board will reimburse this Municipality in accordance with the Board's municipally owned utility policy.
- (2) Participating in the right of way costs incurred by the Board of Transportation to the extent of seventy-five (75) percent of the total cost thereof to be paid to said Board in five (5) equal annual installments with the due dates of said installments being October 1, 1975, October 1, 1976, October 1, 1977, October 1, 1978, and October 1, 1979. Payments shall be based on cost estimates to be adjusted when the actual cost figures are determined.
- (3) Reimbursing the Board of Transportation for the actual contract price of the construction of concrete sidewalks on both sides of Fairview Road Extension, said reimbursement to be made upon completion of the work.
- (4) Authorizing the Board of Transportation to withhold so much of this Municipality's share of funds allocated by the General Statutes of North Carolina, Section 136-41.1, in the event this Municipality fails to pay said Board in accordance with the provisions for payment hereinabove provided, until such time as said Board has received payment in full.
- (5) Entering into an agreement with the Board of Transportation as to establishing, maintaining, and enforcing traffic operating controls for the regulation and movement of traffic on the project.

(Cont'd. p. #2)

NOW, THEREFORE, BE IT RESOLVED that Project W. O. 6.803414, Mecklenburg County, be and it is hereby formally approved by the City Council of the City of Charlotte and that the Mayor and City Clerk (or Manager) of this Municipality be and they are hereby empowered to sign and execute the required agreement between this Municipality and the Board of Transportation.

This Resolution was passed and adopted the 10th day of February, 1975.

I, Ruth Armstrong, Clerk (~~or Manager~~) of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and correct copy of excerpts from the minutes of the City Council of this Municipality;

WITNESS, my hand and the official seal of the City of Charlotte on this 11th day of February, 1975.



CLERK (OR MANAGER)
CITY OF CHARLOTTE
NORTH CAROLINA

A RESOLUTION AUTHORIZING THE REFUND
OF CERTAIN TAXES

Reference is made to the schedule of "Taxpayers and Refunds Re-
quested" 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 10th day
of February, 19 75, 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:

Henry W. Usher Jr.
City Attorney

TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Michel Anton Badawi	\$ 6.82	Clerical Error
Ada E. Bennett (Mrs. J. H.)	80.48	Clerical Error
Walter Cooper, Jr. & Wife, Joanne L.	99.40	Clerical Error
Dorothy Jamieson Corliss	15.85	Clerical Error
Marcel W. Courvoisier	25.40	Clerical Error
Genevieve G. Gantt	11.30	Clerical Error
Elmar Russell Helms	22.17	Clerical Error
Benjamin Wallace Herndon, Sr. & Wife, Meta M.	45.66	Illegal Levy
Clyde William Holmes & Wife, Pearl D.	51.00	Illegal Levy
Madge Eunice Huffman	21.31	Clerical Error
John Kidd and Wife, Elizabeth Barker	18.36	Clerical Error
Lynne Ellen Lawing	22.59	Clerical Error
Cecil T. Marshall & Wife, Mozelle C.	92.03	Clerical Error
Stanford E. Niemer	18.26	Clerical Error
Sharyn Pitman Tydor	8.58	Clerical Error
Constance R. Wimberly	27.13	Clerical Error
Broadway Furniture Company, Inc.	13.62	Clerical Error
Sir Speedy	187.68	Clerical Error
J. P. Stevens & Company, Inc. - Computer	1,228.91	Clerical Error
Gelco Corporation	70.84	Clerical Error
C. I. T. Service Leasing Corporation	44.93	Clerical Error
John Frank Davis	3.82	Illegal Levy

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TAXPAYERS AND REFUNDS REQUESTED - PAGE 2

American Lease Plans, Inc.	40.63	Illegal Levy
American Lease Plans, Inc.	469.59	Clerical Error
American Lease Plans, Inc.	95.12	Illegal Levy
James Thomas Bowen, Jr.	19.75	Illegal Levy
Joseph Columbus Cochrane	5.61	Clerical Error
John Frank Davis	27.49	Illegal Levy
Patsy Joan Gaddy	15.04	Clerical Error
Shelia Lois Gottlieb	28.72	Illegal Levy
Madeline Hattrich Griffin	5.61	Clerical Error
Hansbrough Saddlery	22.44	Clerical Error
James Martin Hesser	5.61	Clerical Error
Clarence William Johnson	5.16	Clerical Error
Glenn Dean Johnson	18.57	Clerical Error
Willard Everett Kenley	20.92	Clerical Error
Robert Stevenson Lackey	6.46	Clerical Error
Howard Thomas Scranton	4.60	Clerical Error
Ronald Keith Walters	22.17	Illegal Levy
Robert Ted Yarbrough	5.61	Clerical Error
Gingliss Formalwear Center	66.43	Clerical Error
Padgett Interiors	3.72	Illegal Levy
Gayle Smith Construction Company	200.62	Illegal Levy
Wheelan Studios of Greensboro, Inc.	66.42	Clerical Error
Gelco Corporation	22.73	Clerical Error
Padgett Interiors	3.80	Illegal Levy
James Thomas Bowen, Jr.	27.78	Illegal Levy

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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO PAPPAMIHIEL DEVELOPMENT CORPORATION, A NORTH CAROLINA CORPORATION, LOCATED AT 7731 EAST INDEPENDENCE BOULEVARD IN THE CITY OF CHARLOTTE FOR THE CAMPBELL CREEK SANITARY SEWER OUTFALL PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Pappamihiel Development Corporation, a North Carolina Corporation, located at 7731 East Independence Boulevard in the City of Charlotte for a perpetual easement for a sanitary sewer in connection with the Campbell Creek Sanitary Sewer Outfall Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property, but has been unable to reach an agreement with the owners for the purchase price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Pappamihiel Development Corporation, a North Carolina Corporation, located at 7731 East Independence Boulevard in the City of Charlotte, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$275.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of February, 1975, and the reference having been made in Minute Book 61, page _____, and recorded in full in Resolution Book 10, page 322.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of February, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk

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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO ELAM R. WOLFE AND WIFE, MILLICENT L. WOLFE, LOCATED AT 5332 MONROE ROAD IN THE CITY OF CHARLOTTE FOR THE ANNEXATION AREA I (4) SANITARY SEWER ADDITIONS PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Elam R. Wolfe and wife, Millicent L. Wolfe, located at 5332 Monroe Road in the City of Charlotte for a perpetual easement for a sanitary sewer in connection with the Annexation Area I (4) Sanitary Sewer Additions Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property, but has been unable to reach an agreement with the owners for the purchase price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Elam R. Wolfe and wife, Millicent L. Wolfe, located at 5332 Monroe Road in the City of Charlotte, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$250.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

Henry W. L. DeBill Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of February, 1975, and the reference having been made in Minute Book 61, page , and recorded in full in Resolutions Book 10, page 323.

WITNESS MY hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of February, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk

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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO D. L. PHILLIPS AND WIFE, LOUISE E. PHILLIPS; TOM MATTOX AND WIFE, AZELA S. MATTOX; AND JAMES O. MOORE AND WIFE, JANE M. MOORE, LOCATED AT 6001 YORK ROAD IN THE CITY OF CHARLOTTE FOR THE ANNEXATION AREA I (11) SANITARY SEWER TRUNKS PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to D. L. Phillips and wife, Louise E. Phillips; Tom Mattox and wife, Azela S. Mattox; and James O. Moore and wife, Jane M. Moore, located at 6001 York Road in the City of Charlotte for a perpetual easement for a sanitary sewer in connection with the Annexation Area I (11) Sanitary Sewer Trunks Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property, but has been unable to reach an agreement with the owners for the purchase price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of D. L. Phillips and wife, Louise E. Phillips; Tom Mattox and wife, Azela S. Mattox; and James O. Moore and wife, Jane M. Moore, located at 6001 York Road in the City of Charlotte, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$1,200.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of February, 1975, and the reference having been made in Minute Book 61, page , and recorded in full in Resolutions Book 10, page 324.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of February, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk

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A RESOLUTION TO RESCIND AUTHORIZATION TO INSTITUTE CONDEMNATION PROCEEDINGS AGAINST PROPERTY BELONGING TO CONTINENTAL RESTAURANT SYSTEMS, INC. FOR THE SHARON AMITY ROAD WIDENING PROJECT.

WHEREAS, on January 20, 1975, the City Council of the City of Charlotte did authorize the institution of condemnation proceedings for the acquisition of property belonging to Continental Restaurant Systems, Inc. for the Sharon Amity Road Widening Project; and

WHEREAS, since this action had been taken, the above named parties have, by written agreement, granted the City the necessary easement required to complete the work of this project, making it no longer necessary to institute condemnation proceedings against these owners.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that authorization previously granted to institute condemnation proceedings against the parties named above, is hereby rescinded.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of February, 1975, and the reference having been made in Minute Book 61, page _____, and recorded in full in Resolutions Book 10, page 325.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of February, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk