

June 28, 1982
Resolution Book 18 - Page 236

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA, ENDORSING THE SUGAR CREEK BASIN STUDY

WHEREAS, the citizens of Charlotte have throughout the years experienced flooding along the major creeks and tributaries within the Sugar Creek Drainage Basin; and

WHEREAS, flooding has caused extensive damage to property owners within the Sugar Creek Drainage Basin due to the inundation of homes and businesses during periods of heavy rainfall; and

WHEREAS, the U. S. Army Corps of Engineers, Charleston District, has published a Draft Report of the Sugar Creek Basin Study which provides alternatives for dealing with flooding problems within the said basin; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that the City Council hereby endorses the Draft Report of the Sugar Creek Basin Study and desires to continue as local sponsor for the implementation of the alternatives contained in said Report. City Council further requests that upon implementation of any of the alternatives presented that further study be made to minimize the purchase of homes within the project area, that the benefit-to-cost ratio be given further study to reflect the current market value of all property affected at that particular time, and that the final plans for implementation of any of the alternatives be subject to the approval of the City Council of the City of Charlotte.

Approved as to form:

H. M. J.

Deputy
City Attorney

CERTIFICATION

I, Menta C. Detwiler, Deputy 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 28th day of June, 1982, the reference having been made in Minute Book 78, and recorded in full in Resolution Book 18, at Page 236.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of June, 1982.

Menta C. Detwiler, Deputy City Clerk

June 28, 1982
Resolution Book 18 - Page 237

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
NORTH CAROLINA RESCINDING RESOLUTION ADOPTED ON
JUNE 2, 1980
AND APPROVING A NEW REHABILITATION LOAN AND GRANT PROGRAM
AND CONDITIONS UNDER WHICH REHABILITATION DEFERRED PAYMENT LOANS,
LOANS, AND GRANTS
MAY BE MADE TO OWNERS
OF RESIDENTIAL PROPERTIES AND LOANS TO OWNERS
OF NON-RESIDENTIAL OR MIXED-USE PROPERTIES

WHEREAS, Title I of the Housing and Community Development Act of 1974 (P. L. 93-383) created a new Community Development Funding Program and amended and extended laws related to housing and urban development and for other purposes; and

WHEREAS, the City of Charlotte has submitted an application in accordance with certain well-defined Federal objectives and has received approval from the United States of America for the execution of a comprehensive Community Development Block Grant Program to be financed with Community Development Block Grant Funds; and

WHEREAS, one of the activities authorized to be assisted under the Community Development Program includes rehabilitation of residential, non-residential and mixed-use properties in deteriorated or deteriorating areas, including interim assistance and financing rehabilitation of privately owned properties; and

WHEREAS, Community Development Block Grant Funds have been allocated for this purpose in the City of Charlotte; and

WHEREAS, on the 2nd day of June, 1980, the City Council adopted a resolution of the City Council of the City of Charlotte, North Carolina, approving the Rehabilitation Grant and Loan Program and Conditions Under Which Grants or Loans May Be Made to Owner-Occupants or Tenants of Residential Properties and Owners or Tenants of Non-Residential or Mixed-Use Properties; and

WHEREAS, since the adoption of said Resolution, it has become appropriate and desirable to rescind the conditions for making rehabilitation loans and grants and to adopt new conditions for making Deferred Payment Loans, Loans, and Grants and adopt new conditions to establish a Deferred Payment Loan Program in lieu of some grants, to increase the maximum loan amount, to change the interest rate from a single rate to a sliding scale rate of interest, to eliminate rent restrictions, and to make general revisions to the program in order to bring it into compliance with current needs.

June 28, 1982
Resolution Book 18 - Page 238

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

a. That the Resolution of the City Council of the City of Charlotte, North Carolina adopted on June 2, 1980 pertaining to the Grant and Loan Program be and is hereby rescinded.

b. That the Conditions Under Which Rehabilitation Deferred Payment Loans, Loans, and Grants May Be Made To Owners Of Residential Properties And Loans To Owners Of Non-Residential Or Mixed-Use Properties in the City of Charlotte, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file said copy of the Program and Conditions with the minutes of this meeting.

c. That the effective date of the new program begin thirty days after the date that it is adopted by City Council to give staff sufficient time to complete the applications currently being processed at the 3% interest rate.

CERTIFICATION

I, Menta C. Detwiler, Deputy 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 28th day of June, 1982, the reference having been made in Minute Book 78, and recorded in full in Resolutions Book 18 at Pages 237-238.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of June, 1982.

Menta C. Detwiler, Deputy City Clerk

IMPROTANT NOTE!!!!

PAGE NO. 239 WAS ACCIDENTALLY SKIPPED WHEN
NUMBERING RESOLUTIONS. THERE IS NO RESOLUTION
ASSIGNED TO THIS PAGE NUMBER.

June 28, 1982
Resolution Book 18 - Page 240

RESOLUTION AMENDING THE PAY PLAN
AND EMPLOYEE GROUP INSURANCE PLAN

BE IT RESOLVED by the City Council of the City of Charlotte,
North Carolina, that:

1. The Pay Plan heretofore adopted by the City Council to become effective October 1, 1960, as subsequently amended, be hereby further amended as follows:

The Pay Plan recommendations presented in the report entitled FY83 Recommended Salary and Benefit Adjustments be adopted in their entirety, including increasing current pay rates by 5 percent.

2. The revisions to the group insurance plan, as presented in the recommendation report be adopted in their entirety, including the recommendation to subsidize a portion of retiree medical insurance coverage.

BE IT FURTHER RESOLVED that this resolution shall become effective on July 7, 1982.

APPROVED AS TO FORM

Henry W. Underhill Jr.

City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of June, 1982, the reference having been made in Minute Book 18 and is recorded in full in Resolution Book 18 at Page 240.

Menta C. Detwiler
Deputy City Clerk

June 28, 1982
Resolution Book 18 - Page 241

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
ADOPTING A POLICY FOR OPTIONAL DOWNPAYMENT ASSISTANCE
AND AMENDING TWO PREVIOUS RESOLUTIONS

WHEREAS, the City Council of the City of Charlotte, North Carolina, passed a Resolution, adopting a policy to provide relocation payments and assistance to families, individuals, and businesses displaced from Community Development Target Areas within the City of Charlotte, North Carolina, by an assisted activity other than the acquisition of real property, said Resolution having been passed on July 28, 1975, and recorded in Resolutions Book 11, Page 37; and

WHEREAS, the City Council of the City of Charlotte, North Carolina, passed a Resolution on March 22, 1982, recorded in Resolutions Book 18, Page 116, amending the 1975 Resolution and adopting a policy of local optional relocation benefits for families, individuals, and businesses displaced from Community Development Target Areas within the City of Charlotte, North Carolina, by acquisition of real property and Target Area code enforcement activities; and

WHEREAS, it is desirable to amend the wording in Sections 1, 2, and 3 of the resolution to further clarify the class of persons eligible for assistance and the type of assistance provided; and

WHEREAS, the Uniform Relocation Act provides a Replacement Housing Payment up to \$4,000 for downpayment assistance to displaced tenants and certain others, provided that any amount in excess of the first \$2,000 is matched by the displaced persons; and

WHEREAS, inflation has greatly increased housing costs yet the maximum downpayment assistance payments have remained constant since 1970; and

WHEREAS, the City of Charlotte wishes to promote the incidence of home ownership and to enhance the ability of the Community Development Department to utilize available sales housing for referrals to displacees;

NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte that:

1. Delete the wording in Section 1 of the Resolution of the City Council of the City of Charlotte, N.C., as approved by City Council on July 28, 1975 and recorded in Resolutions Book 11, Page 37 and as amended on March 22, 1982 and recorded in Resolutions Book 18, Page 116; and substitute the following wording:

"Under the Community Development Block Grant Program, fair and reasonable relocation payments and assistance shall be provided in Community Development target areas of the City of Charlotte in accordance with Section 202, 203, and 204 of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) and applicable Housing and Urban Development (HUD) regulations to or for families, individuals, partnerships, corporations or associations displaced as a result of real property acquisition or code enforcement action initiated by the

City Council of the City of Charlotte."

2. Delete the wording in Section 2 and substitute the following wording:

"Families and individuals who are eligible for assistance under the Uniform Relocation Act P.L. 91-646 or the Resolution approved by City Council of the City of Charlotte, North Carolina, on July 28, 1975 and amended on March 22, 1982, as described in Section 1 above, may be offered additional assistance as a result of a determination that there is a reasonable likelihood that Community Development Project activities will not be able to proceed to actual construction because comparable replacement dwellings which comply with all applicable federal, state and local relocation requirements will not be available on a timely basis to those families and individuals. The methods of providing such additional assistance will be on a case-by-case basis and can include; (a) a replacement housing payment in excess of the limits set forth under Title II, Section 203 and 204 of P.L. 91-646, (b) the provision of direct mortgage financing by the City of Charlotte, (c) the relocation and, if necessary, rehabilitation of the replacement dwelling, (d) the purchase of land and/or a replacement dwelling by the City of Charlotte and subsequent sale or lease to, or exchange with, a displaced family or individual, (e) the removal of barriers to the handicapped as may be necessary to make the replacement unit architecturally accessible and habitable."

3. Delete the wording in Sections 3 A-D and substitute the following:

"An optional relocation assistance policy is established which authorizes additional rental assistance benefits as follows:

- A) Families and individuals who are eligible for assistance under the Uniform Relocation Act or the Resolution described in Section 1 above may receive a rental assistance payment in an amount not to exceed \$7,000 in addition to the \$4,000 maximum payment authorized by Section 204 of P.L. 91-646, for a total of up to \$11,000 over a period of 48 months.
- B) The payment of additional rental assistance provided by this Resolution must be paid in increments over the period of time to be assisted. Amounts payable under Section 204 of P.L. 91-646 may be disbursed in a lump sum or in incremental payments at the sole discretion of the displaced person.

- C) The actual amount, if any, of an additional rental assistance payment provided by this Resolution shall be computed as follows:

Forty-eight (48) times the difference between the displaced person's ability-to-pay monthly housing costs (defined by Federal Regulations at 24CFR42.45(f)) and the average monthly cost of rent and utility charges for the displaced person's replacement dwelling, less \$4,000."

4. Delete the wording in Section 4 and substitute the following:

"An optional Relocation Assistance Policy is established which authorizes increased downpayment assistance benefits as follows:

- A) A displaced family or individual eligible for relocation assistance and payments under the Uniform Relocation Act or the Resolution described in Section 1 above may receive a downpayment assistance payment in an amount not to exceed \$8,000 in lieu of the \$4,000 maximum payment authorized by Section 204 of the Uniform Relocation Act, P.L. 91-646.
- B) The actual amount of a downpayment assistance payment provided by this Resolution shall be computed and dispersed under the rules set forth in Section 42.455 of the HUD Handbook 1376.1, except that the matching requirement of Section 42.455 (a) shall not apply."

Add the following sections which were deleted as Sections 3D and 4.

5. "The adoption of the local option coverage shall be for a period of one year with quarterly reports to City Council and City Council will re-evaluate policy after the one-year period."
6. "The provisions of this Resolution shall become effective upon approval of the City Council of Charlotte, North Carolina and shall not be retroactive."

CERTIFICATION

I, Menta C. Detwiler, Deputy 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 28th day of June, 1982, the reference having been made in Minute Book 78, and recorded in full in Resolutions Book 18 at Page 241-243.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of June, 1982.

Menta C. Detwiler, Deputy City Clerk

A RESOLUTION PROPOSING TO ACCEPT OFFER TO PURCHASE 300 WEST THIRD STREET PROPERTY AND DIRECTING THE ADVERTISEMENT OF SAID OFFER FOR THE PURPOSE OF RECEIVING UPSET BIDS.

WHEREAS, the City owns certain property which is residue from property purchased for the Poplar Street Widening Project, being more particularly described in Exhibit A, attached hereto; and

WHEREAS, the City has received an offer to purchase such real property, subject to the terms and conditions stated in said offer, a copy of which is attached hereto as Exhibit B; and

WHEREAS, it is in the public interest to return the property to private ownership for tax purposes; and

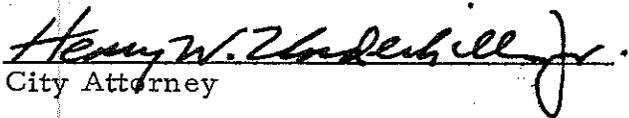
WHEREAS, the City proposes to accept said offer, subject to its terms and conditions, under the provisions and authority of N. C. G. S. 160A-269.

NOW, THEREFORE, BE IT RESOLVED, that B. J. Stacks shall immediately deposit five percent (5%) of its offer of Twenty-Six Thousand Eight Hundred and Fifty Dollars (\$26,850.00) with the City Clerk by certified check made payable to the City of Charlotte; and

BE IT FURTHER RESOLVED that the City Clerk shall cause a notice to be published containing a general description of said real property, the amount and terms of the offer, and notice that any person may raise the bid by not less than ten percent (10%) of the first One Thousand Dollars (\$1,000.00) and five percent (5%) of the remainder. Every bidder raising the bid shall deposit with the City Clerk five percent (5%) of the increased bid. In the event that one or more qualifying upset bids are received, the City Clerk shall readvertise the offer, in the same manner as the original offer, in the amount of the increased bid. This procedure shall be repeated until no further qualifying upset bids are received; and

BE IT FURTHER RESOLVED, that after the time for receiving all qualifying upset bids has expired, the City Council may accept the offer and sell the property to the highest bidder for cash; provided that the City Council may at any time reject any and all offers.

Approved as to form:


City Attorney

CERTIFICATION

I, Menta C. Detwiler, Deputy 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 28th day of June, 1982, and the reference having been made in Minute Book 78, Page , and recorded in full in Resolutions Book 18, Page 244.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of June, 1982.

Menta C. Detwiler, Deputy City Clerk

June 28, 1982
Resolution Book 18 - Page 245

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE
AN ASSIGNMENT OF EASEMENT WITH SOUTHERN RAILWAY COMPANY AND
N.C.N.B., AS TRUSTEE, N.C.N.B. REAL ESTATE FUND FOR SEWER
FACILITIES FOR WESTHALL INDUSTRIAL PARK

BE IT RESOLVED by the City Council of the City of Charlotte,
that the Mayor and City Clerk are hereby authorized to execute
an Assignment of Agreement with Southern Railway Company and
N.C.N.B., as Trustee, N.C.N.B. Real Estate Fund in regard to
an encroachment agreement required for Westhall Industrial Park
sewer facilities being, by this Assignment Agreement, transferred
to the City of Charlotte.

APPROVED AS TO FORM:

Henry W. Thacker
City Attorney

C E R T I F I C A T I O N

I, Menta C. Detwiler, Deputy 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 a regular session con-
vened on the 28th day of June, 1982, the reference
having been made in Minute Book 78, Page ,
and recorded in full in Resolutions Book 18, Page 245.

Witness my hand and the corporate seal of the City of Charlotte,
North Carolina, this the 30th day of June, 1982.

Menta C. Detwiler, Deputy City Clerk

June 28, 1982
Resolution Book 18 - Page 246

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO GUS COLLIAS LOCATED AT 115 WEST 12th STREET, IN THE CITY OF CHARLOTTE FOR A NEW STREET AND A TEMPORARY CONSTRUCTION EASEMENT FOR THE TRYON-CHURCH CONNECTOR PROJECT

WHEREAS, the City Council finds as a fact that it is necessary to acquire a portion of the property belonging to GUS COLLIAS, located at 115 West 12th Street, in The City of Charlotte, for a new street and a temporary construction easement for the Tryon-Church Connector 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 by North Carolina General Statutes 160A-241, condemnation proceedings are hereby authorized to be instituted against the property of GUS COLLIAS, located at 115 West 12th Street, in The City of Charlotte, Mecklenburg County, North Carolina, under the procedures set forth in Chapter 40A of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$3,480.00, 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:

Laura A. Kratt
Asst City Attorney

CERTIFICATION

I, Menta C. Detwiler, Deputy 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 28th day of June, 1982, and the reference having been made in Minute Book 78, Page _____, and recorded in full in Resolutions Book 18, Page 246.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 30th day of June, 1982.

Menta C. Detwiler, Deputy City Clerk

"RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF CHARLOTTE FOR CONDEMNATION ACTION IN THE
FIVE POINTS NEIGHBORHOOD STRATEGY AREA"

WHEREAS the City of Charlotte has undertaken the Redevelopment of the Five Points Neighborhood Strategy area, an Urban Redevelopment Project, in accordance with the provisions of Article 22 of Chapter 160A of the General Statutes of North Carolina; and

WHEREAS the Urban Redevelopment 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 Five Points Neighborhood Strategy 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 to achieve and accomplish the purpose of the law as set out in said Article 22 of Chapter 160A, such purpose 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, pursuant to the applicable laws and regulations, has endeavored to establish a fair market value on properties within the area, and has made a good faith effort through its proper agents to negotiate for the acquisition of properties within the fair market value thereof; and

WHEREAS the City of Charlotte, after such fair negotiations, has of this date been unable to acquire properties as hereinafter set out and recognizes that such acquisition is 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 and Address</u>	<u>Fair Market Value</u>
4-2	David L. Kinney & wife 140 Frazier Ave.	\$6,750.
6-4,5	Richard D. Guiney, Jr. 221,224 Flint St.	\$2,325.
6-10	Richard D. Guiney, Jr. and David L. Kinney 221 Frazier Avenue	\$1,250.

Approved as to form:

Henry W. Underhill, Jr., City Attorney

CERTIFICATION

I, Menta C. Detwiler, Deputy 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 28th day of June, 1982, the reference having been made in Minute Book 78, and recorded in full in Resolutions Book 18, at Page 247.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of June, 1982.

Menta C. Detwiler, Deputy City Clerk

June 28, 1982
Resolution Book 18 - Page 248

RESOLUTION AUTHORIZING THE FILING OF GRANT APPLICATIONS WITH THE U. S. DEPARTMENT OF TRANSPORTATION AND NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR A PLANNING GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED.

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation projects;

WHEREAS, the Contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs;

WHEREAS, it is required by the U. S. Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant gives an assurance that it will comply with Title VI of the Civil Rights Act of 1964, the Urban Mass Transportation Act of 1964 as amended and the U. S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the applicant that Minority Business Enterprises be utilized to the maximum extent possible and that best efforts will be implemented to ensure that Minority Business Enterprise goals will be met.

NOW, THEREFORE, BE IT RESOLVED by the City of Charlotte;

1. That the City Manager, is authorized to execute and file an application on behalf of the City of Charlotte with the U. S. Department of Transportation and North Carolina Department of Transportation, to aid the financing of a technical studies grant to implement specific items of the FY-1983 Charlotte Urbanized Area Unified Planning Work Program;
2. That the City Manager, is authorized to execute and file with such application an assurance or any other document required by the U. S. Department of Transportation or North Carolina Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964;
3. That the Director of the Charlotte Department of Transportation, is authorized to furnish such additional information as the U. S. Department of Transportation may require in connection with the application or the project; and
4. That the Mayor or Mayor Pro-Tem is authorized to sign and comply with the terms of grant contracts or any amendments thereto relating to this project.

Approved as to form:

Henry W. Zanderbill Jr. City Attorney
5-20-82 Date

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 28th day of June, 1982.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of June, 1982.

Menta C. Detwiler, Deputy City Clerk

June 28, 1982
Resolution Book 18 - Page 249

CERTIFIED COPY OF RESOLUTION

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

WHEREAS, the Department of Transportation, an agency of the State of North Carolina, pursuant to the provisions of G.S. 136-18(12) proposes to contract with the Federal Highway Administration to obtain Federal-Aid funds for the improvements in the protective devices at certain highway-railway crossings on the Municipal Street System for which the Municipality is responsible; and

WHEREAS, the Municipality will reimburse the Department of Transportation for any and all expense incurred in the planning, design and installation of the protective devices incurred by the Department of Transportation, not reimbursed by the Federal Highway Administration; and

WHEREAS, in order to carry out the aforesaid projects and to promote the public interest and general welfare of the Municipality, it is necessary for the Municipality to enter into a contract with the Department of Transportation to provide for the installation and maintenance of the protective devices at certain highway-railway crossings on the Municipal Street System.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Mayor and the Clerk of the Municipality of the City of Charlotte are hereby formally authorized to enter into a contract with the Department of Transportation to obtain Federal-Aid highway funds necessary to improve the protective devices at the said grade crossing, for the Department of Transportation to perform certain work, and the Mayor and Clerk of the Municipality are hereby empowered to sign and execute the required agreement between the Municipality and the Department of Transportation.

I, Menta C. Detwiler Deputy, Clerk of the Municipality of the City of Charlotte, do hereby certify that the above is a true and correct copy of the excerpts of the Minutes of the governing body of the said Municipality of a meeting duly held on the 28th day of June, 1982.

WITNESS my hand and the official seal of the Municipality, this the 30th day of June, 1982.

Deputy City Clerk
Menta C. Detwiler

Municipality of the City of Charlotte

(SEAL)

June 28, 1982
Resolution Book 18 - Page 250

A RESOLUTION PROVIDING FOR PUBLIC HEARING
ON PETITION FOR SPECIAL USE PERMIT

WHEREAS, the City Council has received a petition for a Special Use Permit, which petition is numbered SUP 82-2 and is on record in the Office of the City Clerk, and

WHEREAS, the City Council deems it in the public interest that a hearing be held on said petition,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that a public hearing will be held in the City Council Chambers on the Second Floor of City Hall at 600 East Trade Street beginning at 4:00 o'clock P. M. on Tuesday, the 20th day of July, 1982 on petition numbered SUP 82-2.

BE IT FURTHER RESOLVED that notice of said hearing 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 28th day of June, 1982, the reference having been made in Minute Book 18 and is recorded in full in Resolution Book 18 at Page 250.

Menta C. Detwiler
Deputy City Clerk