

GOVERNOR'S HIGHWAY SAFETY PROGRAM  
FINWOOD BUILDING  
1007 HAYASHI DRIVE  
RALEIGH, NORTH CAROLINA 27609

ATTACHMENT 1  
MODEL LOCAL GOVERNMENTAL RESOLUTION

WHEREAS, the Charlotte City Council herein called the "Applicant" has thoroughly considered the problem addressed in the application entitled Pulsating Headlights and has reviewed the project described in the application; and

WHEREAS, under the terms of Public Law 89-564 as amended, the United States of America has authorized the Department of Transportation, through the North Carolina Governor's Highway Safety Program to make federal grants to assist local governments in the improvement of highway safety,

NOW THEREFORE BE IT RESOLVED BY THE Charlotte City Council IN OPEN MEETING ASSEMBLED IN THE CITY OF Charlotte, NORTH CAROLINA, THIS 12th DAY OF March, 1979, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Applicant and the general public.
2. That The Charlotte Police Department be authorized to file, in behalf of the Applicant, an application in the form prescribed by the Governor's Highway Safety Program for federal funding in the amount of \$11,100 to be made to the Applicant to assist in defraying the cost of the project described in the application.
3. That the Applicant has formally appropriated the cash contribution of -0- as required by the project.
4. That the Project Director designated in the application form shall furnish or make arrangements for other appropriate persons to furnish such information, data, documents and reports pertaining to the project, as approved, as may be required by the Governor's Highway Safety Program.
5. That certified copies of this resolution be included as part of the application referenced above
6. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED in open meeting. by [Signature] Mayor

~~Commissioner~~/Councilman Selden offered the foregoing resolution and moved its adoption, which was seconded by ~~Commissioner~~/Councilman Dannelly and was duly adopted.

Date: 3/10/79  
ATTEST:  
by [Signature]  
City Clerk

SEAL

RESOLUTION

WHEREAS, the Mayor and City Council are concerned about the problem of prostitution in Charlotte; and

WHEREAS, the Mayor's Crime Commission studied this problem and made specific recommendations regarding the need for new legislation to address this problem; and

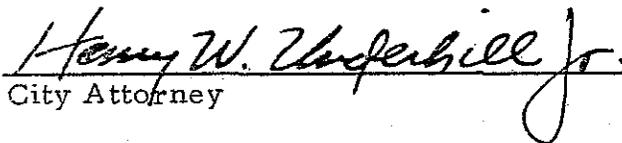
WHEREAS, Charlotte's loitering ordinance has been ruled unconstitutional and is, therefore, not enforceable; and

WHEREAS, the State of New York has enacted a statute which prohibits loitering for the purpose of engaging in prostitution or patronizing a prostitute, and this statute has been upheld by various courts and might be appropriately applied in North Carolina:

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Charlotte City Councilmembers request the Mecklenburg Legislative Delegation to introduce a bill patterned after the New York Statute which prohibits loitering for the purpose of engaging in prostitution or patronizing a prostitute. It is also requested that the bill make provision for proper resources to effectively schedule and try such cases in court.

RESOLVED this the 12th day of March, 1979.

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 12th day of March, 1979, the reference having been made in Minute Book 70, and is recorded in full in Resolutions Book 14, at page 129.

Ruth Armstrong, City Clerk

March 12, 1979  
Resolutions Book 14 - Page 130

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO THE HEIRS OF LARKIN M. JOHNSTON; JOSEPH E. JOHNSTON AND WIFE, FRANCES JOHNSTON, GEORGE A. JOHNSTON AND WIFE, EZELLE JOHNSTON, DEMA ARMSTRONG (WIDOW), DEMA JOHNSTON NEWBERRY AND HUSBAND, EDWARD B. NEWBERRY, DAVID JOHNSTON AND WIFE, CECELIA JOHNSTON AND SAMUEL DAVID JOHNSTON, LOCATED AT 6431 DELTA ROAD IN THE CITY OF CHARLOTTE FOR THE ANNEXATION AREA 2 SANITARY SEWER TRUNKS PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to the heirs of Larkin M. Johnston; Joseph E. Johnston and wife, Frances Johnston, George A. Johnston and wife, Ezelle Johnston, Dema Armstrong (widow), Dema Johnston Newberry and husband, Edward B. Newberry, David Johnston and wife, Cecelia Johnston and Samuel David Johnston, located at 6431 Delta Road in the City of Charlotte for the Annexation Area 2 Sanitary Sewer Trunks; 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 the heirs of Larkin M. Johnston; Joseph E. Johnston and wife, Frances Johnston, George A. Johnston and wife, Ezelle Johnston, Dema Armstrong (widow), Dema Johnston Newberry and husband, Edward B. Newberry, David Johnston and wife, Cecelia Johnston and Samuel David Johnston, located at 6431 Delta 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 \$750.00, 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 M. Underhill Jr.*  
City Attorney (by W.S.W.)

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 12th day of March, 1979, and the reference having been made in Minute Book 70, page \_\_\_\_\_ and recorded in full in Resolutions Book 14, page 130.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of March, 1979.

*Ruth Armstrong*  
Ruth Armstrong, City Clerk

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE CALLING FOR A JOINT PUBLIC HEARING TO BE HELD BY THE COUNCIL AND THE CHARLOTTE-MECKLENBURG HISTORIC PROPERTIES COMMISSION ON THE QUESTION OF THE DESIGNATION OF THE LAND, EXTERIOR AND INTERIOR OF THE BUILDING KNOWN AS THE "VILLALONGA-ALEXANDER HOUSE" AS HISTORIC PROPERTY.

WHEREAS, the Charlotte-Mecklenburg Historic Properties Commission has made an investigation and report on the historic, architectural, educational and cultural significance of the land, exterior and interior of the structure as described below; and

WHEREAS, the Charlotte-Mecklenburg Historic Properties Commission has recommended that the City Council adopt an ordinance designating the land, exterior and interior of the building described below as historic property pursuant to Part 3B, Article 19 of Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, the Charlotte-Mecklenburg Historic Properties Commission has determined that the land, exterior and interior of the building described below meets the criteria for inclusion on the National Register of Historic Places established by the National Historic Preservation Act of 1966, Public Law 89-655, 16 U.S.C.A., Section 470(a), as amended.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that the City Council and the Charlotte-Mecklenburg Historic Properties Commission will hold a joint public hearing in the Council Chamber on the second floor of City Hall, 600 East Trade Street at 3:00 p.m., on the 9th day of April, 1979, at which time interested parties will have an opportunity to be heard on the question of the designation of the land, exterior and interior of the building known as "Villalonga-Alexander House" as historic property being more specifically described as the structure upon the property located

- 2 -

at 301 East Park Avenue and recorded on parcel number 123-171-01 in the Mecklenburg County Tax Office.

BE IT FURTHER RESOLVED that written notice of said public hearing will be mailed to all owners and occupants of the building described above, and that additional notice of said public hearing be given by publication in a local newspaper of general circulation, all notices to conform to applicable law.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 12th day of March, 1979, the reference having been made in Minute Book 70, and is recorded in full in Resolutions Book 14, at page 131.

Ruth Armstrong, City Clerk

RESOLUTION DECLARING AN INTENT TO ABANDON AND  
CLOSE LOVE AVENUE LOCATED  
BETWEEN ACORN STREET AND N. SHARON AMITY RD.  
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY,  
NORTH CAROLINA.

WHEREAS, \_\_\_\_\_ has filed a Petition  
to close LOVE AVENUE in the city of  
Charlotte; and

WHEREAS, LOVE AVENUE petitioned to be closed  
lies between ACORN STREET & N. SHARON AMITY RD.,  
as shown on a map marked "Exhibit A", and is more particularly  
described by metes and bounds in a document marked "Exhibit B",  
both of which are available for inspection in the Office of the  
City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, The procedure for closing streets and alleys as  
outlined in North Carolina General Statutes, Section 160A-299,  
requires that Council first adopt a resolution declaring its intent  
to close the street and calling a public hearing on the question;  
said Statute further requires that the resolution shall be  
published once a week for four successive weeks prior to the  
hearing, and a copy thereof be sent by registered or certified  
mail to all owners of property adjoining the street as shown on  
the county tax records, and a notice of the closing and public  
hearing shall be prominently posted in at least two places  
along said street; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the  
City of Charlotte, at its regularly scheduled session of  
March 12, 1979, that it intends to close  
LOVE AVENUE lying between ACORN STREET and  
N. SHARON AMITY RD., said street (or portion thereof)  
being more particularly described on a map and by metes and  
bound description available for inspection in the City Clerk's  
Office, and hereby calls a public hearing on the question to be  
held at 3:00 p.m., on Monday, the 9th day of  
April, 1979, at 600 E. Trade Street, City Hall.

The City Clerk is hereby directed to publish a copy of this  
resolution in the Mecklenburg Times once a week for four successive  
weeks next preceding the date fixed here for such hearing, as  
required by N.C.G.S. 160A-299, and further, the petitioner is  
directed to send by registered or certified mail a copy of this  
resolution to all owners of property adjoining the said street  
(or portion thereof) as shown on the county tax records. The  
petitioner is also directed to prominently post a notice of  
the closing and public hearing in at least two places along  
LOVE AVENUE.

Read, approved and adopted by the City Council of the City of Charlotte,  
North Carolina, in regular session convened on the 12th day of March, 1979,  
the reference having been made in Minute Book 70, and is recorded in full  
in Resolutions Book 14, at page 133.

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 Cox moved that it be adopted. The motion was seconded by Councilwoman Frech, and, upon being put to a vote, the resolution was unanimously carried;

WHEREAS, the City of Charlotte and the North Carolina Department of Transportation propose to replace the damaged traffic signal control equipment at the intersection of Reddman Road (SR 2876) and Central Avenue (SR 2884); 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 at said intersection, and whereby the Department of Transportation shall reimburse the City of Charlotte up to a maximum amount of \$4,886.00 for the costs of the signal equipment; and,

WHEREAS, under the terms of the agreement, if the costs of said signal equipment is less than \$4,886.00, said Department of Transportation will reimburse the City the actual costs thereof; however, in the event the signal equipment costs exceed \$4,886.00, the City of Charlotte will bear the excess costs of said equipment.

NOW, THEREFORE, BE IT RESOLVED that the said agreement is hereby formally approved by the City Council of the City of Charlotte and the Mayor and the City Clerk (~~or Manager~~) of this Municipality are empowered to sign and execute the required agreement between the City of Charlotte and the Department of Transportation.

This Resolution was passed and adopted the 12th day of March, 1979.

I, Ruth Armstrong, Clerk 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 20th day of March, 1979.

SEAL OF  
MUNICIPALITY

Ruth Armstrong  
CLERK  
CITY OF CHARLOTTE  
NORTH CAROLINA

APPROVED AS TO FORM:

By: Henry W. Underhill Jr.  
City Attorney

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

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

WHEREAS, the City of Charlotte and the North Carolina Department of  
Transportation propose to make certain traffic control improvements under  
Project 9.8109015, Mecklenburg County, said project to consist of the in-  
stallation of a 2 phase fully actuated traffic control signal at the inter-  
section of Independence Boulevard (US 74) and Farmingdale Drive; 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 \$7,100.00 for the costs of the signal  
equipment; and,

WHEREAS, under the terms of the agreement, if the costs of said signal  
equipment is less than \$7,100.00, said Department of Transportation will re-  
imburse the City the actual costs thereof; however, in the event the signal  
equipment costs exceed \$7,100.00, the City of Charlotte will bear the excess  
costs of said equipment.

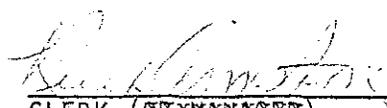
NOW, THEREFORE, BE IT RESOLVED that the agreement for project 9.8109015,  
Mecklenburg County, is hereby formally approved by the City Council of the  
City of Charlotte and the Mayor and the City Clerk ~~(or Manager)~~ of this  
Municipality are empowered to sign and execute the required agreement between  
the City of Charlotte and the Department of Transportation.

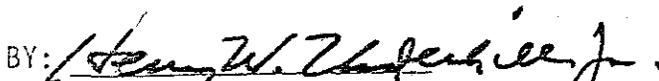
This Resolution was passed and adopted the 12th day of March,  
1979.

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  
20th day of March, 1979.

SEAL OF  
MUNICIPALITY  
APPROVED AS TO FORM:

  
CLERK ~~(OR MANAGER)~~  
CITY OF CHARLOTTE  
NORTH CAROLINA

BY:   
City Attorney

March 12, 1979  
Resolutions Book 14 - Page 136

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENCROACHMENT AGREEMENT WITH NORFOLK-SOUTHERN RAILWAY SYSTEM - CAMPBELL CREEK OUTFALL, PHASE III  
516-79-144 631.17

BE IT RESOLVED by the City Council of the City of Charlotte, that the Mayor and City Clerk are hereby authorized to execute an Encroachment Agreement with the Norfolk-Southern Railway System to allow the installation of an 8 Inch DIP gravity flow sanitary sewer line crossing beneath the railroad right of way and tracks located 608 feet east of Mile Post 382 as part of the Campbell Creek Outfall, Phase III. The City is to pay Fifty Dollars (\$50.00) to the Railroad for administrative costs.

APPROVED AS TO FORM:

  
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk for 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 convened on the 12th day of March, 1979, the reference having been made in Minute Book 70, page \_\_\_\_\_.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16th day of March, 1979.

  
City Clerk

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENCROACHMENT AGREEMENT WITH NORFOLK-SOUTHERN RAILWAY SYSTEM - CAMPBELL CREEK OUTFALL, PHASE III TRUNK TO CAGLE AVENUE 516-79-144 631.17

BE IT RESOLVED by the City Council of the City of Charlotte, that the Mayor and City Clerk are hereby authorized to execute an Encroachment Agreement with the Norfolk-Southern Railway System to allow the installation of an 8 Inch DIP gravity flow sanitary sewer line crossing beneath the railroad right of way and tracks located 1,623 feet west of Mile Post 382 in the area of Cagle Avenue. The City is to pay Fifty Dollars (\$50.00) to the Railroad for administrative costs.

APPROVED AS TO FORM:

Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk for 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 convened on the 12th day of March, 1979, the reference having been made in Minute Book 70, page       .

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16th day of March, 1979.

Ruth Armstrong  
City Clerk