

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

The following resolution was offered by Councilman Alexander and a motion was made by Councilman Short that it be adopted; this motion was seconded by Councilman Jordan and upon being put to a vote was unanimously carried;

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WHEREAS, The State Highway Commission and the Municipality of Charlotte have entered into a certain Supplemental Agreement dated the 4th day of May, 1970, as to the construction and improvement of Third Street, Fourth Street and Sugar Creek Relocation within the Municipality under Project 8.1654801 - Northwest Expressway, to be known as Project 8.1654818; and

WHEREAS, pursuant to paragraphs 1 and 5 of the master agreement, the parties hereto have agreed that supplementary agreements will be entered into for construction, utility adjustment, and for the regulation of traffic movement on said project; and,

WHEREAS, the parties have now agreed as follows:

1. The Municipality shall construct project 8.1654818 in accordance with the plans and specifications of said project as filed with and approved by the Commission. The Municipality shall enter into and shall administer the construction contract for said project in accordance with the procedures as set out in the supplemental agreement.

2. The Commission shall reimburse the Municipality to the extent of one hundred (100) percent of the construction cost of project 8.1654818, said reimbursement to be made on a monthly basis and within thirty (30) days after receipt of an invoice by the Resident Engineer of the Commission's Tenth Division except that the Commission shall reimburse the Municipality only to the extent of sixty-two and one-half (62-1/2) percent of the total construction cost of sidewalk on both sides of Fourth Street from survey station 25 + 09 to 30 + 33.

3. Due to a revision in project plans for project 8.1654801, the Municipality will provide the right of way through the Charlotte Redevelopment Commission

in accordance with the revised plans and the Commission shall reimburse the Municipality one hundred (100) percent of the cost of the additional 3.8892 acres of right of way based on the actual cost to the Charlotte Redevelopment Commission, subject to (A) and (B) of said agreement.

4. The Commission shall negotiate and acquire all right of way necessary for the construction of Project 8.1654801 from the Thompson Orphanage to be reimbursed by the Municipality for its portion based on the approved appraisal of the Thompson Orphanage property, in accordance with (A), (B), (C), and (D) of said agreement.

5. It is further agreed between the parties hereto that the following traffic operating controls shall be established and maintained on the portion of 8.1654801 described as Third Street, Fourth Street, and Sugar Creek Relocation, Mecklenburg County:

- (1) One-way traffic operation shall be maintained on the above captioned project with at least three (3) travel lanes for the east-bound direction of travel on Third Street and at least three (3) travel lanes for the westbound direction of travel on Fourth Street.
- (2) All vehicular parking, loading, or unloading either attended or unattended shall be prohibited on the right of way of the above captioned project.
- (3) The Municipality shall be responsible for the erection, installation, alteration and maintenance of all traffic control devices necessary for the purpose of regulating, warning, or guiding traffic on the above captioned project. All traffic control devices on the above captioned project shall be in substantial conformance with the specifications set forth in the Manual on Uniform Traffic Control Devices for Streets and Highways, dated June 1961, published by the United States Bureau of Public Roads. Stop signs or yield signs shall be erected, altered, or retained on all streets or ramps intersection or having contact with the above captioned project except Kings Drive and McDowell Street. Traffic control signals shall be installed, altered, or retained at the intersections of the above captioned project with Kings Drive and McDowell Street.
- (4) Speed limit regulations shall be established in accordance with the criteria set forth in the General Statutes of North Carolina.
- (5) All reconstructed and future entrances from the above captioned project to abutting commercial property shall be designed and constructed in accordance with the ordinance of the State Highway Commission entitled "Manual on Driveway Regulations" dated January 7, 1966, or in accordance with other acceptable criteria which may be approved by the Commission.

- (6) The Municipality shall endeavor to enforce at all times the traffic operating controls set forth in this agreement.
- (7) Any change in the traffic operating controls set forth in this agreement shall require mutual approval by the Municipality and the Commission, and will be subject to prior approval by the United States Bureau of Public Roads.

WHEREAS, except as hereinabove provided, the Municipal Agreement heretofore executed by the Municipality and the Commission on the 24th day of April, 1963, is ratified and affirmed as herein provided; and

WHEREAS, it is understood and agreed that the approval of the project by the Commission is subject to the conditions of the agreement and that no expenditure of funds on the part of the Commission will be made until the terms of the agreement have been complied with on the part of the Municipality

NOW, THEREFORE, BE IT RESOLVED that the Supplemental Municipal Agreement for Project 8.1654818, 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 of this Municipality be and they are hereby empowered to sign and execute the required Agreement between this Municipality and the State Highway Commission.

This resolution was passed and adopted the 4th day of May, 1970.

Approved as to form:

*Harold W. ...*  
City Attorney

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I, Ruth Armstrong, City 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 the Municipality.

WITNESS my hand and the official seal of the City of Charlotte on this 4th day of May, 1970.

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City Clerk  
City of Charlotte, North Carolina

STATE OF NORTH CAROLINA - COUNTY OF MECKLENBURG  
RESOLUTION CALLING FOR A PUBLIC HEARING ON  
AMENDMENT NO. 1, REDEVELOPMENT PLAN FOR  
DOWNTOWN URBAN RENEWAL AREA,  
PROJECT NO. N. C. A-3

WHEREAS, under the authority of Article 37 of Chapter 160 of the General Statutes of North Carolina and particularly Section 160-463 of the General Statutes, the Redevelopment Commission of the City of Charlotte has prepared an amendment to the Redevelopment Plan for the Downtown Urban Renewal Area; and

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

WHEREAS, G. S. 160-463 (h) requires that the City Council of the City of Charlotte hold a public hearing upon the amended Redevelopment Plan.

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

1. That on Monday, May 25, 1970, at 2:00 P.M., in the Council Chamber of the City Hall, the City Council shall hold a public hearing on the amendment to the Redevelopment Plan for the Downtown Urban Renewal Area.

2. That the description of the Redevelopment Plan (1) by boundaries and (2) by City block, street and house numbers is as follows:

That certain area in the City of Charlotte, County of Mecklenburg, State of North Carolina, described as follows:

BEGINNING at the intersection of the northwest right-of-way of Tryon Street and the northeast right-of-way of Trade Street; thence southeast along the northeast right-of-way of Trade Street a distance of approximately 1,380 feet to a point; thence southwest across Trade Street and continuing along the southeast right-of-way of Brevard Street a distance of approximately 523 feet to the southwest right-of-way of Fourth Street; thence northwest along the southwest right-of-way of Fourth Street a distance of approximately 1,385 feet to the northwest right-of-way of Tryon Street; thence northeast across Fourth Street and continuing along the northwest right-of-way of Tryon Street a distance of approximately 495 feet to the POINT OF BEGINNING.

The Project Area can be more particularly described as follows:

BEGINNING at the intersection of Tryon Street and Trade Street: East Trade Street, 100 block, 108 East Trade Street through 132 East Trade Street; East Trade Street, 200 block, 200 East Trade Street through 234 East Trade Street; East Trade Street, 300 block, unnumbered vacant lot adjoining 316 East Trade Street through 326 East Trade Street; South Brevard Street,

100 block, 104 South Brevard Street through 126 South Brevard Street; East Fourth Street, 300 block, 301 East Fourth Street through 307 East Fourth Street; East Fourth Street, 200 block, un-numbered parking lot and vacant lot fronting on Fourth Street; East Fourth Street, 100 block, 109 East Fourth Street through 135 East Fourth Street; South Tryon Street, 100 block, 101 South Tryon Street through 139 South Tryon Street. It is intended that all property located within the boundary description above, whether located on a named or unnamed street, alley, lane or court, vacant or improved, be included within the project area, whether or not cited in this block, street and house number description.

3. The amended Redevelopment Plan, with such maps, plans, contracts and other documents which are a part of the proposal, together with the recommendation of the Planning Board and supporting data, are available for public inspection in the City Manager's office, City Hall, and in the office of the Executive Director of the Redevelopment Commission of the City of Charlotte, Room 268, One Charlottetown Center, and shall be available from the date of this Resolution until the time of the public hearing.

4. 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, 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 May 4, 1970.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 4th day of May, 1970, the reference having been made in Minute Book 53, at Page , and recorded in full in Resolution Book 7, at Pages 83-84.

Ruth Armstrong  
City Clerk