

November 8, 1976
Resolutions Book 12 - Page 122

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held at the City Hall, the regular place of meeting, at 3:00 P.M., on November 8, 1976.

Present: Mayor John M. Belk, presiding, and Councilmembers Chafin, Davis, Gantt, Locke, and Withrow.

Absent: Councilmembers Whittington and Williams

* * * * *

The City Council received from the County Board of Elections of the County of Mecklenburg a certified copy of the proceedings of said Board of Elections taken on November 4, 1976, evidencing said Board's determination of the results of the canvass of the returns of the special bond referendum held in the City of Charlotte on November 2, 1976.

After said proceedings had been considered and reviewed by the City Council, Councilmember Gantt introduced the following resolution which was read:

RESOLUTION DECLARING THE RESULTS OF
THE SPECIAL BOND REFERENDUM HELD ON
NOVEMBER 2, 1976

BE IT RESOLVED by the City Council of the City of Charlotte:

Section 1. The City Council of the City of Charlotte, having received from the Mecklenburg County Board of Elections a certified copy of the proceedings of said Board of Elections taken on November 2, 1976, evidencing said Board's determination of the results of the canvass of the returns of the special bond referendum held in the City of Charlotte on November 2, 1976, does hereby declare and certify the results of said referendum to be the results which are set forth in the following statement of the results of said referendum, which statement has been prepared by said City Council:

STATEMENT OF THE RESULTS
of the
SPECIAL BOND REFERENDUM
held in the
CITY OF CHARLOTTE, NORTH CAROLINA
on November 2, 1976

At a special bond referendum held in the City of Charlotte on November 2, 1976, 140,953 voters were registered and qualified to vote.

At said referendum 28,979 votes were cast for the order adopted on September 13, 1976, authorizing not exceeding \$11,675,000 Sanitary Sewer Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other

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available funds, for enlarging, extending and improving the sanitary sewer system of said City, including the acquisition of existing private sewer systems, the construction of sewer trunks and sewage collection lines, and the acquisition of necessary land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, and 31,174 votes were cast against said order, and a majority of the qualified voters of said City who voted thereon at said referendum having voted ~~in favor of~~ ^{against} the approval of said order, said order was thereby ~~approved~~ ^{not} approved and is not in force and effect.

At said referendum 28,415 votes were cast for the order adopted on September 13, 1976, authorizing not exceeding \$4,825,000 Water Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging, extending and improving the waterworks system of said City, including the construction and installation of water mains and lines and the acquisition of necessary land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, and 30,934 votes were cast against said order, and a majority of the qualified voters of said City who voted thereon at said referendum having voted ~~in favor of~~ ^{against} the approval of said order, said order was thereby ~~approved~~ ^{not} approved and is ~~in force~~ ^{not} in force and effect.

City Council of the
City of Charlotte

Section 2. The City Clerk shall file the foregoing statement of the results of said referendum in her office and shall publish such statement once in The Charlotte Observer. A statement substantially in the following form shall be appended to the copy of the foregoing statement which is published:

Any action or proceeding challenging the regularity or validity of this bond referendum must be begun within 30 days after (date of publication).

City Council of the
City of Charlotte

Section 3. This resolution shall take effect upon its passage.

Upon motion of Councilmember Gantt, seconded by Councilmember Withrow, the foregoing resolution entitled:

"RESOLUTION DECLARING THE RESULTS OF THE SPECIAL BOND REFERENDUM HELD ON NOVEMBER 2, 1976" was passed by the following vote:

Ayes: Councilmembers Chafin, Davis, Locke, Gantt and
Withrow

Noes: none

* * * * *

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing has been carefully copied from the recorded minutes of the City Council of said City at a meeting held on November 8, 1976, the record having been made in Minute Book No. 64, beginning at page _____ and ending at page _____, and is a true copy of so much of said proceedings as relate in any way to the special bond referendum held on November 2, 1976.

I FURTHER CERTIFY that the statement of the results of the referendum adopted by the resolution set forth in the foregoing transcript has been inserted by me in Minute Book No. _____, beginning at page _____ and ending at page _____, and has been filed in my office.

WITNESS my hand and the corporate seal of said City this _____ day of November, 1976.

(SEAL)

City Clerk

November 8, 1976

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N. C. Department of Natural and Economic Resources
Division of Law and Order
P. O. Box 27687
Raleigh, North Carolina 27611



Attachment F
MODEL LOCAL GOVERNMENTAL RESOLUTION
(See reverse side for policy statement)

WHEREAS, the City of Charlotte herein called the "Applicant" has thoroughly
(Governing Body of Unit of Government)
considered the problem addressed in the subgrant application entitled Training Funds
and has reviewed the project described in the application; and

WHEREAS, under the terms of Public Law 90-351 as amended, the United States of America has authorized the Law Enforcement Assistance Administration, through the North Carolina Division of Law and Order to make federal grants to assist local governments in the improvement of the criminal justice system,

NOW THEREFORE BE IT RESOLVED BY THE City of Charlotte
(Governing Body of Unit of Government)
IN OPEN MEETING ASSEMBLED IN THE CITY OF Charlotte NORTH CAROLINA,
THIS DAY OF , 197 , AS FOLLOWS:

1. That the project referenced above is in the best interest of the Applicant and the general public.
2. That Charlotte Police Department
(Name and Title of Representative)
be authorized to file, in behalf of the Applicant, an application in the form prescribed by the Division of Law and Order for a subgrant in the amount of \$3,402 to be made to the
(federal dollar request)
Applicant to assist in defraying the cost of the project described in the application. This individual shall act as the authorized representative of the Applicant in connection with all aspects of the application process.
3. That if the subgrant is made, the Applicant shall provide or make arrangements to provide, a local cash matching contribution in the amount of \$189 and a local in-kind matching contribution valued under LEAA guidelines at -0- (local cash match)
(local in-kind match)
(or proportionately reduced local matching contributions if the subgrant amount is reduced) as required by the Act to defray the cost of 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, if approved, as may be required by the Division of Law and Order.
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 John M. Bell
Chairman/Mayor

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

Date: 11/10/76
ATTEST
by Rich. Armstrong
City Clerk

Seal

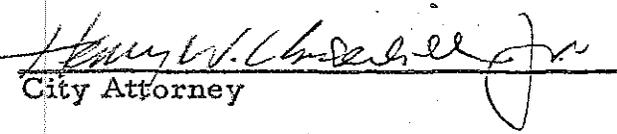
November 8, 1976
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A RESOLUTION AUTHORIZING DAVID A. BURKHALTER, CITY MANAGER, TO FILE APPLICATION FOR FEDERAL FUNDING FOR CONSTRUCTION OF SUGAR CREEK IMPROVEMENTS WITHIN FREEDOM PARK UNDER TITLE I OF THE PUBLIC WORKS EMPLOYMENT ACT OF 1976, ENACTED JULY 22, 1976, AS PUBLIC LAW 94-369.

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that David A. Burkhalter, City Manager, is hereby authorized and directed to file an application with the Economic Development Administration and to execute and file all documents necessary for the prosecution of the application for a Federal Grant to be administered by the Economic Development Administration for the construction of Sugar Creek Improvements within Freedom Park.

RESOLVED this 8th day of November, 1976.

APPROVED AS TO FORM:


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 8th day of November, 1976, the reference having been made in Minute Book 64, page and recorded in full in Resolutions Book 12, page 127.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.

City Clerk

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A RESOLUTION AUTHORIZING DAVID A. BURKHALTER, CITY MANAGER, TO FILE APPLICATION FOR FEDERAL FUNDING FOR CONSTRUCTION OF NEW SIDEWALK AT SPECIFIC LOCATIONS THROUGHOUT THE CITY OF CHARLOTTE, UNDER TITLE I OF THE PUBLIC WORKS EMPLOYMENT ACT OF 1976, ENACTED JULY 22, 1976, AS PUBLIC LAW 94-369.

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that David A. Burkhalter, City Manager, is hereby authorized and directed to file an application with the Economic Development Administration, and to execute and file all documents necessary for the prosecution of the application for a Federal Grant to be administered by the Economic Development Administration for construction of new sidewalk at specific locations throughout the City of Charlotte.

RESOLVED this 8th day of November, 1976.

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 8th day of November, 1976, the reference having been made in Minute Book 64, page , and recorded in full in Resolutions Book 12, page 128.
Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.

Ruth Armstrong
City Clerk

November 8, 1976
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A RESOLUTION AUTHORIZING DAVID A. BURKHALTER, CITY MANAGER, TO FILE APPLICATION FOR FEDERAL FUNDING FOR CONSTRUCTION OF CERTAIN IMPROVEMENTS WITHIN THE FOURTH WARD HISTORIC DISTRICT UNDER TITLE I OF THE PUBLIC WORKS EMPLOYMENT ACT OF 1976, ENACTED JULY 22, 1976, AS PUBLIC LAW 94-369.

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that David A. Burkhalter, City Manager, is hereby authorized and directed to file an application with the Economic Development Administration, and to execute and file all documents necessary for the prosecution of the application for a Federal Grant to be administered by the Economic Development Administration for construction of certain improvements within the Fourth Ward Historic District.

RESOLVED this 8th day of November, 1976.

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 8th day of November, 1976, the reference having been made in Minute Book 64, page and recorded in full in Resolutions Book 12, page 129.
Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.

Ruth Armstrong
City Clerk

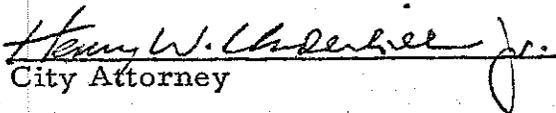
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A RESOLUTION AUTHORIZING DAVID A. BURKHALTER, CITY MANAGER, TO FILE APPLICATION FOR FEDERAL FUNDING FOR CONSTRUCTION OF THE MINT MUSEUM PARKING PLAZA, UNDER TITLE I OF THE PUBLIC WORKS EMPLOYMENT ACT OF 1976, ENACTED JULY 22, 1976, AS PUBLIC LAW 94-369.

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that David A. Burkhalter, City Manager, is hereby authorized and directed to file an application with the Economic Development Administration and to execute and file all documents necessary for the prosecution of the application for a Federal Grant to be administered by the Economic Development Administration for construction of the Mint Museum Parking Plaza.

RESOLVED this 8th day of November, 1976.

APPROVED AS TO FORM:


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 8th day of November, 1976, the reference having been made in Minute Book 64, page , and recorded in full in Resolutions Book 12, page 130.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.


City Clerk

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A RESOLUTION AUTHORIZING DAVID A. BURKHALTER, CITY MANAGER, TO FILE APPLICATION FOR FEDERAL FUNDING FOR A STREET TREE PLANTING PROJECT, UNDER TITLE I OF THE PUBLIC WORKS EMPLOYMENT ACT OF 1976, ENACTED JULY 22, 1976, AS PUBLIC LAW 94-369.

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that David A. Burkhalter, City Manager, is hereby authorized and directed to file an application and file all documents necessary for the prosecution of the application for a Federal Grant to be administered by the Economic Development Administration for Federal funding for a street tree planting project.

RESOLVED this 8th day of November, 1976.

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 8th day of November, 1976, the reference having been made in Minute Book 64, page , and recorded in full in Resolutions Book 12, page 131.
Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.

Ruth Armstrong
City Clerk

November 8, 1976
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A RESOLUTION AUTHORIZING DAVID A BURKHALTER, CITY MANAGER, TO FILE APPLICATION FOR FEDERAL FUNDING FOR CONSTRUCTION OF CIP APPROVED WATER DISTRIBUTION SYSTEMS THROUGH THE CITY OF CHARLOTTE & MECKLENBURG COUNTY UNDER TITLE I OF THE PUBLIC WORK EMPLOYMENT ACT OF 1976, ENACTED JULY 22, 1976, AS PUBLIC LAW 94-369.

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that David A. Burkhalter, City Manager, is hereby authorized and directed to file an application and file all documents necessary for the prosecution of the application for a Federal Grant to be administered by the Economic Development Administration for Federal funding for construction of water distribution systems at specific locations throughout the City of Charlotte and Mecklenburg County.

RESOLVED this 8th day of November, 1976.

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 8th day of November, 1976, the reference having been made in Minute Book 64, page , and recorded in full in Resolutions Book 12, page 132.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.

Ruth Armstrong
City Clerk

November 8, 1976
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A RESOLUTION AUTHORIZING DAVID A BURKHALTER, CITY MANAGER,
TO FILE APPLICATION FOR FEDERAL FUNDING FOR CONSTRUCTION
OF NEEDED WASTEWATER COLLECTION SYSTEMS THROUGHOUT THE CITY OF CHARLOTTE & MECKLENBURG COUNTY
UNDER TITLE I OF THE PUBLIC WORK EMPLOYMENT ACT OF 1976,
ENACTED JULY 22, 1976, AS PUBLIC LAW 94-369.

BE IT RESOLVED by the City Council of the City of Charlotte,
North Carolina, that David A. Burkhalter, City Manager, is hereby
authorized and directed to file an application and file all documents
necessary for the prosecution of the application for a Federal Grant
to be administered by the Economic Development Administration for
Federal funding for construction of wastewater collection systems throughout
the City of Charlotte and Mecklenburg County.

RESOLVED this 8th day of November, 1976.

APPROVED AS TO FORM:

Harold W. Churchill 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 8th day of November, 1976, the reference
having been made in Minute Book 64, page , and recorded
in full in Resolutions Book 12, page 133.

Witness my hand and the corporate seal of the City of Charlotte, North
Carolina, this the 10th day of November, 1976.

Ruth Armstrong
City Clerk

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A RESOLUTION AUTHORIZING DAVID A BURKHALTER, CITY MANAGER, TO FILE APPLICATION FOR FEDERAL FUNDING FOR CONSTRUCTION OF CHARLOTTE-MECKLENBURG UTILITY DEPARTMENT SEWER DIVISION VEHICLE STORAGE BUILDING UNDER TITLE I OF THE PUBLIC WORK EMPLOYMENT ACT OF 1976, ENACTED JULY 22, 1976, AS PUBLIC LAW 94-369.

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that David A. Burkhalter, City Manager, is hereby authorized and directed to file an application and file all documents necessary for the prosecution of the application for a Federal Grant to be administered by the Economic Development Administration for Federal funding for construction of Charlotte-Mecklenburg Utility Department Sewer Division Vehicle Storage Building

RESOLVED this 8th day of November, 1976.

APPROVED AS TO FORM:

Henry W. Chubb
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 8th day of November, 1976, the reference having been made in Minute Book 64, page _____, and recorded in full in Resolutions Book 12, page 134.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.

Ruth Armstrong
City Clerk

November 8, 1976
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A RESOLUTION AUTHORIZING DAVID A. BURKHALTER, CITY MANAGER, TO FILE APPLICATION FOR FEDERAL FUNDING FOR CONSTRUCTION OF A NEW PARK ON BOYCE ROAD IN SOUTHEAST CHARLOTTE, UNDER TITLE I OF THE PUBLIC WORKS EMPLOYMENT ACT OF 1976, ENACTED JULY 22, 1976, AS PUBLIC LAW 94-369.

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that David A. Burkhalter, City Manager, is hereby authorized and directed to file an application with the Economic Development Administration, and to execute and file all documents necessary for the prosecution of the application for a Federal Grant to be administered by the Economic Development Administration for construction of a new park on Boyce Road in Southeast Charlotte.

RESOLVED this 8th day of November, 1976.

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 8th day of November, 1976, the reference having been made in Minute Book 64, page 12, and recorded in full in Resolutions Book 12, page 135. Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.

Ruth Armstrong
City Clerk

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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO THE ROY PERRY HEIRS LOCATED EASTSIDE OF I-77 TO WESTSIDE OF SPRINGBROOK ROAD IN THE CITY OF CHARLOTTE FOR A SANITARY SEWER TO SERVE CHASTAIN AVENUE AND MINUET LANE.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to the Roy Perry Heirs located eastside of I-77 to westside of Springbrook Road in the City of Charlotte for a perpetual easement for a sanitary sewer in connection with the sanitary sewer to serve Chastain Avenue and Minuet Lane; 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 Roy Perry Heirs, located eastside of I-77 to westside of Springbrook 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 \$600.00, 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 8th day of November, 1976, and the reference having been made in Minute Book 64, page , and recorded in full in Resolutions Book 12, page 136.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.

Ruth Armstrong
Ruth Armstrong, City Clerk

November 8, 1976
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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO GETTYS CONSTRUCTION COMPANY, INC. LOCATED AT 5420 HICKORY GROVE ROAD IN THE COUNTY OF MECKLENBURG FOR THE CAMPBELL CREEK OUTFALL - PHASE II PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Gettys Construction Company, Inc. located at 5420 Hickory Grove Road in the County of Mecklenburg for a perpetual easement for a sanitary sewer plus a temporary construction easement in connection with the Campbell Creek Outfall - Phase II 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 owner 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 Gettys Construction Company, Inc. located at 5420 Hickory Grove Road in the County of Mecklenburg, 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 \$2,250.00, 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. 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 8th day of November, 1976, and the reference having been made in Minute Book 64, page , and recorded in full in Resolutions Book 12, page 137.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.

Ruth Armstrong
Ruth Armstrong, City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO CHARLES C. DUNHAM AND WIFE, HOPE G. DUNHAM LOCATED AT 1420 EAST INDEPENDENCE BOULEVARD IN THE CITY OF CHARLOTTE FOR PROPOSED RIGHT OF WAY 1400 BLOCK OF INDEPENDENCE BOULEVARD.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Charles C. Dunham and wife, Hope G. Dunham located at 1420 East Independence Boulevard in the City of Charlotte, for right of way purposes in connection with the proposed right of way in the 1400 block of Independence Boulevard; 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 Charles C. Dunham and wife, Hope G. Dunham, located at 1420 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 \$1,100.00, 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 8th day of November, 1976, and the reference having been made in Minute Book 64, page _____, and recorded in full in Resolutions Book 12, page 138.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.

Ruth Armstrong
Ruth Armstrong, City Clerk

November 8, 1976
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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO BASCOM V. BELK, JR. AND WIFE, HARRIET BELK; GEORGE W. MARSHALL AND JAMES L. COLE, CO-TRUSTEES; AND SMALL BUSINESS ADMINISTRATION, LOCATED AT 1415 EAST INDEPENDENCE BOULEVARD IN THE CITY OF CHARLOTTE FOR PROPOSED RIGHT OF WAY IN THE 1400 BLOCK OF EAST INDEPENDENCE BOULEVARD.

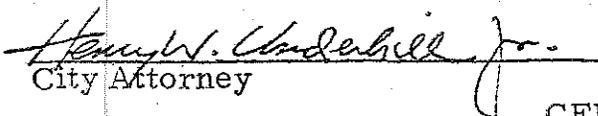
WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Bascom V. Belk, Jr. and wife, Harriet Belk; George W. Marshall and James L. Cole, Co-trustees; and Small Business Administration, located at 1415 East Independence Boulevard in the City of Charlotte, for right of way purposes in connection with the proposed right of way in the 1400 block of East Independence Boulevard; 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 Bascom V. Belk, Jr. and wife, Harriet Belk; George W. Marshall and James L. Cole, Co-trustees; and Small Business Administration, located at 1415 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 \$2,000.00, 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:


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 November, 1976, and the reference having been made in Minute Book 64, page , and recorded in full in Resolutions Book 12, page 139.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.


Ruth Armstrong, City Clerk

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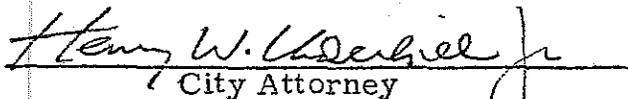
A RESOLUTION AUTHORIZING THE REFUND
OF CERTAIN TAXES

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 8th day of November, 19 76, 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 8th day of November, 1976, the reference having been made in Minute Book 64, and is recorded in full in Resolutions Book 12, at Page 140.

Ruth Armstrong, City Clerk

November 8, 1976
Resolutions Book 12 - Page 141

TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Charlie Homer Fortson	\$ 35.70	Illegal Levy
Michael S. & Rebecca Shulimson	89.76	Illegal Levy
Charlie H. & Jennie Mae Fortson	26.93	Illegal Levy
George T. & Mary E. Merritt	19.36	Clerical Error
Michael S. & Rebecca Shulimson	112.64	Illegal Levy
Anthony M. DiDonato & Wife	21.67	Illegal Levy
William John Williamson, Jr.	<u>10.38</u>	Illegal Levy
	\$316.44 =====	

November 8, 1976
Resolutions Book 12 - Page 142

A RESOLUTION CONSENTING TO AND APPROVING THE CONVEYANCE OF LAND BELONGING TO THE PUBLIC LIBRARY OF CHARLOTTE AND MECKLENBURG COUNTY TO THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE WIDENING OF MAIN STREET (N. C. 51), IN PINEVILLE, NORTH CAROLINA.

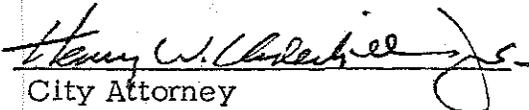
WHEREAS, a branch of the Public Library of Charlotte and Mecklenburg County is situated on Main Street in Pineville, North Carolina, and the Department of Transportation has advised the Board of Trustees of the Library that it intends to widen Main Street; and

WHEREAS, in the widening of Main Street, it will be necessary for the Board of Trustees of the Public Library to convey to the Department of Transportation approximately 522 square feet of real estate and improvements consisting of seeded area and walkway; and

WHEREAS, Chapter 710 of the 1965 N. C. Session Laws requires the consent and approval of the City Council and the Board of County Commissioners before the Board of Trustees of the Public Library may convey this real estate to the Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte at its regularly scheduled meeting of November 8, 1976, that it hereby consents to and approves the conveyance of the required 522 square feet of real estate by the Board of Trustees of the Public Library to the Department of Transportation to permit the widening of Main Street in Pineville, North Carolina.

Approved as to form:


City Attorney

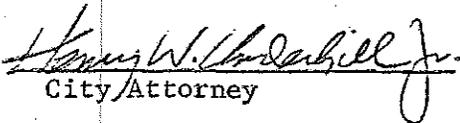
Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 8th day of November, 1976, the reference having been made in Minute Book 64, and is recorded in full in Resolutions Book 12, at Page 142.

Ruth Armstrong, City Clerk

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENCROACHMENT AGREEMENT WITH SOUTHERN RAILWAY SYSTEM FOR A 24 INCH SANITARY SEWER PRESSURE LINE UNDER SOUTHERN RAILROAD'S TRACKS AT OLD DOWD ROAD
516-76-192 A-1815

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 Southern Railway System to construct and maintain a 24 Inch Sanitary Sewer Pressure Line crossing under Southern Railroad's tracks 2,564 feet east of mile post #386 at Charlotte, North Carolina. The City is to pay Fifty dollars (\$50.00) to the railroad for administrative cost.

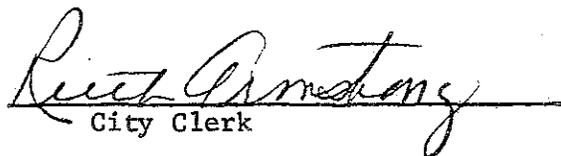
Approved as to form:


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 8th day of November, the reference having been made in Minute Book 64, page _____, and recorded in full in Resolutions Book 12, page 143.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1976.


City Clerk