

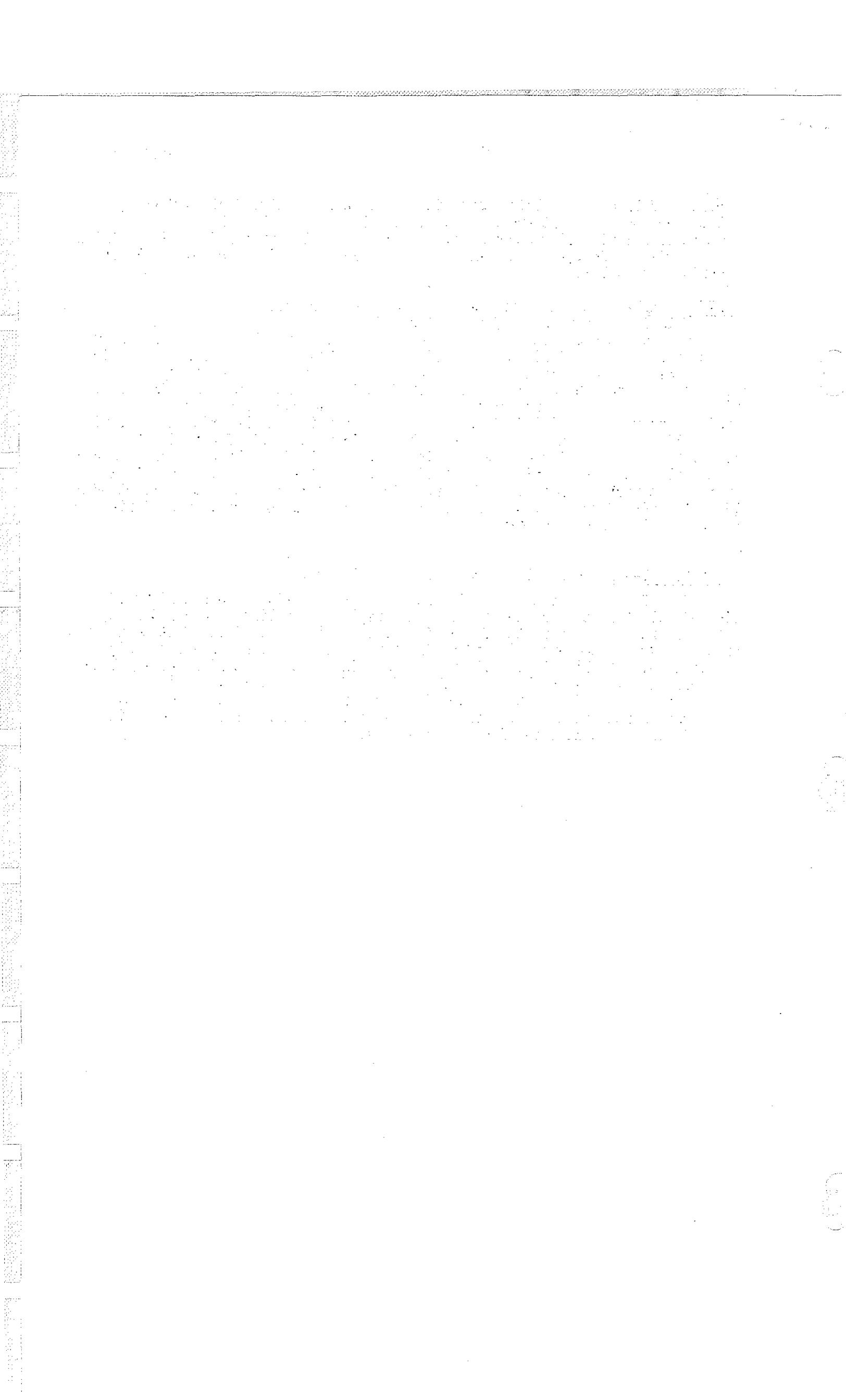
A parcel of land in Charlotte township, Mecklenburg County, North Carolina, located in Redevelopment Project No. N. C. R-78, Greenville, shown as "Abandonment of Existing City Streets Right of Way on a plat prepared by Wilbur Smith and Associates, Inc.,-Design, dated May 21, 1971, and being more particularly described as follows:

SPRING STREET-- Between Pharr Street and Johnson Street....

BEGINNING at a point of intersection of the existing south right of way line of Spring Street with the existing west right of way line of Pharr Street; thence along said west right of way line, N 40°-23'-30"E, 30.01 feet to a point on the existing north right of way line of Spring Street; thence along said north right of way line, S 52°-54'-29"E, 20.03 feet to a point on the existing east right of way line of Pharr Street; thence along said north right of way line of Spring Street, S. 54°-24'-08"E, 622.00 feet to a point on the existing west right of way line of Johnson Street; thence along said west right of way line S 34°-34"-35 W. 30.00 feet to a point on the existing south right of way line of Spring Street; thence along said south right of way line, N. 54°-24'-08" W, 625.05 feet to a point on the east right of way line of Pharr Street; thence along the south right of way line of Spring Street, N. 52°-37'-52" W. 20.03 feet to the point of beginning and containing 19,307 square feet.

PHARR STREET-- Between Polk Street and Spring Street....

BEGINNING at a point at the intersection of the existing north right of way line of Polk Street with the existing west right of way line of Pharr Street; thence along said west right of way line N. 40°-23'-30" E. 392.42 feet to a point on the south right-of-way line of Spring Street; thence along said south right of way line, S. 52°-37'-52" E. 20.03 feet to a point on the east right of way line of Pharr Street; thence along said east right of way line, S. 40°-23'-30" W. 391.53 feet to a point on the north right of way line of Polk Street; thence along said north right of way line, N. 55°-09'-59" W. 20.09 feet to the point of beginning and containing 7,839 square feet.



RESOLUTION CLOSING PORTIONS OF SPRING STREET AND PHARR STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

WHEREAS, a Petition has been filed and received in accordance with the provisions of Chapter 153, Section 9, Sub-section 17 and Chapter 160, Section 200, Sub-section 11 of the General Statutes of North Carolina requesting the closing of certain portions of Spring Street and Pharr Street, in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, the City Council has caused to be published a notice of public hearing all in accordance with said Statutes; and

WHEREAS, said public hearing was held on the 4th day of October, 1971; and

WHEREAS, the Petitioner, Redevelopment Commission of the City of Charlotte own all of the land adjoining the affected portions of Spring Street and Pharr Street; and

WHEREAS, no persons, firms, corporations or parties in interest, have appeared in opposition to the closing of said portions of Spring Street and Pharr Street.

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

That the Council hereby orders the closing of those portions of Spring Street and Pharr Street as same are more particularly described on Exhibit "A" attached hereto and made a part hereof, it appearing to the satisfaction of the City Council that the closing of those portions of said streets is not contrary to the public interest and that no individual, firms or corporations owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the office of the Register of Deeds for Mecklenburg County, North Carolina.

APPROVED AS TO FORM:

(Henry W. Underhill, Jr.)
City Attorney

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

I, Ruth Armstrong, City Clerk of 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 4th day of October, 1971, the reference having been made in Minute Book 56, beginning at Page 62, ending at Page 62, and is recorded in full in Resolution Book 7.

WITNESS MY HAND AND THE CORPORATE SEAL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, the 6th day of October, 1971.

Ruth Armstrong
City Clerk of the City of Charlotte, North Carolina

STATE OF NORTH CAROLINA - COUNTY OF MECKLENBURG
RESOLUTION CALLING FOR A PUBLIC HEARING ON
AMENDMENT NO. 4, REDEVELOPMENT PLAN
FOR
REDEVELOPMENT SECTION NO. 3, BROOKLYN URBAN RENEWAL AREA
PROJECT NO. N. C. R-37

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 Redevelopment Section No. 3, Brooklyn Urban Renewal Area; and

WHEREAS, the amended 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 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, November 1, 1971, at 3:00 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 Redevelopment Section No. 3, Brooklyn Urban Renewal Area.

2. That a 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 southeasterly right-of-way line of South McDowell Street and the north-easterly right-of-way line of East Fourth Street; thence southeasterly along said right-of-way line of East Fourth Street; thence southeasterly along said right-of-way line of East Fourth Street a distance of approximately 1,115 feet to the north edge of Sugar Creek; thence westerly and southwesterly along said north edge of Sugar Creek a distance of approximately 1,620 feet to the southwesterly right-of-way line of Independence Boulevard; thence northwesterly along said right-of-way line of Independence Boulevard a distance of approximately 1,690 feet to the intersection of the southwesterly right-of-way line of Independence Boulevard and the southeasterly right-of-way line of South McDowell Street; thence northeasterly along said right-of-way line of South McDowell Street approximately 1,690 feet to the southwesterly right-of-way line of East Fourth Street; thence northwesterly along said right-of-way line of East Fourth Street a distance of approximately 490 feet to the center line of South Myers Street; thence northeasterly along said center line of South Myers Street a distance of approximately 428 feet to the southwesterly right-of-way line of East Trade Street; thence southeasterly along said right-of-way line of East Trade Street a distance of approximately

(Resolution-Public Hearing-Amendment No. 4,
Redevelopment Plan, Redevelopment Section No. 3,
Brooklyn Urban Renewal Area, Project No. N. C. R-37,
Page 2)

478 feet to the southeasterly right-of-way line of South McDowell Street; thence southwesterly along said right-of-way line of South McDowell Street a distance of approximately 379 feet to the point of beginning.

The Project Area can be more particularly described as follows beginning at the intersection of East Fourth Street and South Myers Street:

East Fourth Street, 800 Block, unnumbered vacant lot at East Fourth Street and South Myers Street through 827; East Fourth Street, 900 Block, 900 through 928; East Fourth Street, 1000 Block, unnumbered vacant lot at East Fourth Street and South Long Street, and 1004 through 1030; East Fourth Street, 1100 Block, 1100 and unnumbered portion between South Morrow Street and Sugar Creek; Sugar Creek, all unnumbered property on the western bank of Sugar Creek between East Fourth Street and East Third Street; South Morrow Street, 308 through 326; the rear property lines of South Morrow Street, 325, 400 Block, 401 through 415; 500 Block, 505 through 527; South Independence Boulevard, 500 Block, 558 through 566; South Independence Boulevard, 600 Block, 600 through 622, and 533 South Long Street; South Independence Boulevard, 700 Block, 704 through 726 and 524 through 528 South Long Street; South McDowell Street, 500 Block, 501 through 539; South McDowell Street, 400 Block, unnumbered vacant lot at East Second Street and South McDowell Street, and 407 through 431; South McDowell Street, 300 Block, 301 through 331; South McDowell Street, 200 Block, 201 through 229; South McDowell Street, 100 Block, 100 through 120; East Trade Street, 800 Block, unnumbered vacant lot at East Trade Street and South Myers Street, and 806 through 826; South Myers Street, 100 Block, unnumbered vacant lot at South Myers Street and East Trade Street through unnumbered vacant lot at South Myers Street and East Fourth 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 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 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.

(Resolution-Public Hearing-Amendment No. 4,
Redevelopment Plan, Redevelopment Section No. 3,
Brooklyn Urban Renewal Area, Project No. N. C. R-37,
Page 3)

The foregoing Resolution was adopted by the City Council
of the City of Charlotte, North Carolina, on October 4, 1971.

BY ORDER OF THE CITY COUNCIL OF
THE CITY OF CHARLOTTE

Ruth Armstrong,
City Clerk

Read, approved and adopted by the City Council of the City of Charlotte,
North Carolina, in regular session convened on the 4th day of October,
1971, the reference having been made in Minute Book 56, at Page ,
and recorded in full in Resolution Book 7, beginning on Page 438.

Ruth Armstrong
City Clerk

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber of the City Hall, the regular place of meeting, at 3 o'clock P.M., on October 4, 1971.

Present: Mayor John M. Belk, presiding, and Councilmen Fred D. Alexander, Patrick N. Calhoun, Sandy R. Jordan, James D. McDuffie, Milton Short, James B. Whittington and Joe D. Withrow.

Absent: None.

* * * * *

Councilman Alexander introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSUANCE OF \$8,700,000 PUBLIC BUILDING BONDS, SERIES B (CIVIC CENTER)

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

Section 1. The City Council has determined and does hereby find and declare:

(a) That an ordinance authorizing \$10,700,000 Public Building Bonds was passed by the City Council of the City of Charlotte on October 13, 1969, which ordinance was approved by the vote of a majority of the qualified voters of said City who voted at an election duly called and held on December 12, 1969.

(b) That \$2,000,000 of said bonds have been issued, which bonds are designated "Public Building Bonds, Series A (Civic Center)", dated April 1, 1970, and consist of 400 bonds of the denomination of \$5,000 each, numbered 1 to 400, inclusive, maturing annually, April 1, in numerical order, lowest numbers first, \$350,000 1972, \$50,000 1973 to 1986, inclusive, \$100,000 1987, \$100,000 1988 and \$125,000 1989 to 1994, inclusive, without option

of prior payment.

(c) That it is necessary to issue the balance of said bonds at this time.

(d) That the probable period of usefulness of the building or buildings to be constructed pursuant to said ordinance is a period of forty years from October 13, 1970, a date not more than one year after the passage of said ordinance, and that such period expires on October 13, 2010.

Section 2. Pursuant to said ordinance there shall be issued the negotiable coupon bonds of the City of Charlotte in the aggregate principal amount of \$8,700,000, designated "Public Building Bonds, Series B (Civic Center)", dated November 1, 1971, maturing annually, May 1, in numerical order, lowest numbers first, \$300,000 1973 to 1988, inclusive, \$425,000 1989, \$475,000 1990 and \$750,000 1991 to 1994, inclusive, without option of prior payment, and consisting of 1740 bonds of the denomination of \$5,000 each, numbered 1 to 1740, inclusive. Said bonds shall bear interest from their date at a rate or rates to be determined by the Local Government Commission at the time the bonds are sold, which interest to the maturity thereof shall be payable semi-annually on the first days of May and November of each year, and both the principal of and the interest on said bonds shall be payable at The Chase Manhattan Bank (National Association), in the Borough of Manhattan, City and State of New York, or, at the option of the holder or registered owner, at First Union National Bank of North Carolina, in the City of Charlotte, North Carolina, in any coin or currency of the United States of America, which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts.

Section 3. Said bonds shall be executed with the facsimile signature of the Mayor and the City Clerk and a facsimile of the corporate seal of the City shall be imprinted on the bonds, and the interest coupons to be attached to said bonds shall be executed with the facsimile signature of said City Clerk. Said bonds and coupons and the endorsements to be printed upon the reverse of each bond shall be substantially in the following forms:

No. _____ \$5,000

United States of America
State of North Carolina
County of Mecklenburg

CITY OF CHARLOTTE

Public Building Bond, Series B (Civic Center)

The City of Charlotte, a municipal corporation in Mecklenburg County, North Carolina, is justly indebted and for value received hereby promises to pay to the bearer or, if this bond be registered, to the registered owner hereof, on the 1st date of May, 19 __, the principal sum of

FIVE THOUSAND DOLLARS

and to pay interest thereon from the date hereof at the rate of _____ per centum (_____ %) per annum until payment of such principal sum, such interest to the maturity hereof being payable semi-annually on the 1st days of May and November of each year upon the presentation and surrender of the coupons representing such interest as the same respectively become due. Both the principal of and the interest on this bond are payable at The Chase Manhattan Bank (National Association), in the Borough of Manhattan, City and State of New York or, at the option of the holder or registered owner, at First Union National Bank of North Carolina, in the City of Charlotte, North Carolina, in any coin or currency of the United States of America which, at the

respective dates of payment thereof, is legal tender for the payment of public and private debts. For the prompt payment hereof, both principal and interest as the same shall become due, the full faith and credit of said City of Charlotte are hereby irrevocably pledged.

This bond is one of a series issued by said City pursuant to and in full compliance with The Municipal Finance Act, 1921, as amended, and the Local Government Act, as amended, and an ordinance which was approved by the vote of a majority of the qualified voters of said City who voted thereon at an election duly called and held and resolutions duly passed by the City Council of said City for the purpose of providing funds, with any other available funds, for constructing a building or buildings to be used as a civic center, including, without limitation, convention, exhibition, auditorium, meeting room, parking and other appurtenant facilities, and the acquisition of necessary land and rights of way.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this bond have happen, exist and have been performed in regular and due form and time as so required; that provision has been made for the levy and collection of a direct annual tax upon all taxable property within said City sufficient to pay the principal of and the interest on this bond as the same shall become due; and that the total indebtedness of said City, including this bond, does not exceed any constitutional or statutory limitation thereon.

This bond may be registered as to principal alone in accordance with the provisions endorsed hereon.

IN WITNESS WHEREOF, said City of Charlotte has caused this bond to be executed with the facsimile signature of its Mayor and its City Clerk and a facsimile of the corporate seal of the City to be imprinted hereon, and has caused the interest coupons attached hereto to be executed with the facsimile signature of said City Clerk, all as of the 1st day of November, 1971.

Mayor

City Clerk

(Endorsements on bonds)

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of the within bond has been approved under the provisions of the Local Government Act of North Carolina.

H. E. BOYLES
Secretary, Local Government Commission

By _____
Designated Assistant

PROVISIONS FOR REGISTRATION

This bond may be registered as to principal alone in the Bond Register of the City of Charlotte by the City Treasurer of said City as Bond Registrar, at his office in the City of Charlotte, or by such other Bond Registrar as may be legally appointed by the governing body of said City, upon presentation hereof to the Bond Registrar who shall make notation of such registration in the registration blank below, and this bond may thereafter be transferred only upon a duly executed assignment of the registered owner or his attorney, in such form as shall be satisfactory to the Bond Registrar, such transfer to be made on such Bond Register and endorsed hereon by the Bond Registrar.

October 4, 1971
Resolution Book 7 - Page 446

Such transfer may be to bearer and thereby transferability by delivery shall be restored, but this bond shall again be subject to successive registrations and transfers as before. The principal of this bond, if registered, unless registered to bearer, shall be payable only to or upon the order of the registered owner or his legal representative. Notwithstanding the registration of this bond as to principal alone, the coupons shall remain payable to bearer and shall continue to be transferable by delivery.

<u>Date of Registration</u>	<u>Name of Registered Owner</u>	<u>Signature of Bond Registrar</u>
.....
.....
.....

(Form of coupons)

No. _____ \$ _____

On the 1st day of _____, 19____,
the City of Charlotte, a municipal corporation in Mecklenburg County, North Carolina, will pay to bearer at The Chase Manhattan Bank (National Association), in the Borough of Manhattan, City and State of New York, or, at the option of the bearer, at First Union National Bank of North Carolina, in the City of Charlotte, North Carolina, upon the presentation and surrender hereof, the sum of _____ Dollars in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts, as provided in and for the semi-annual interest then due upon its Public Building Bond, Series B (Civic Center), dated November 1, 1971, numbered _____.

City Clerk

Section 4. Said bonds may be registered as to principal alone in accordance with the provisions hereinabove in this resolution directed to be endorsed upon said bonds, and the City Clerk is hereby appointed Bond Registrar for the purpose of registering said bonds, subject to the right of the governing body of said City hereafter to appoint another Bond Registrar. No charge shall be made to any bondholder for the privilege of registration herein granted.

Section 5. The action of the City Treasurer in applying to the Local Government Commission to advertise and sell said bonds and the action of the Local Government Commission in asking for sealed bids for said bonds by publishing a sale notice and printing and distributing circulars be and the same are hereby ratified and confirmed.

Upon motion of Councilman Alexander, seconded by Councilman Calhoun, the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$8,700,000 PUBLIC BUILDING BONDS, SERIES B (CIVIC CENTER)" was passed by the following vote:

Ayes: Councilmen Alexander, Calhoun, Jordan, Short, Whittington and Withrow.

Noes: Councilman McDuffie

Thereupon Councilman Whittington introduced the following resolution which was read:

RESOLUTION AUTHORIZING THE PRINTING OF THE LEGAL OPINION ON THE \$8,700,000 PUBLIC BUILDING BONDS, SERIES B (CIVIC CENTER) TO BE ISSUED UNDER DATE OF NOVEMBER 1, 1971

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

Section 1. There shall be printed on the reverse of each of the \$8,700,000 Public Building Bonds, Series B. (Civic Center) to be issued by said City under date of November 1, 1971, the legal opinion of Mitchell, Petty & Shetterly, Bond Counsel to the City of Charlotte, with respect to the validity of said bonds, and there shall be printed immediately following such legal opinion a certificate signed with the facsimile signature of the Mayor of the City of Charlotte, said certificate to be in substantially the following form:

I HEREBY CERTIFY that the foregoing is a true and correct copy of the legal opinion on the bonds therein described which was manually signed by Mitchell, Petty & Shetterly, New York, N. Y., and was dated as of the date of delivery of and payment for said bonds.

(Facsimile signature)

Mayor of the
City of Charlotte, North Carolina

Upon motion of Councilman Whittington, seconded by Councilman Short, the foregoing resolution entitled: "RESOLUTION AUTHORIZING THE PRINTING OF THE LEGAL OPINION ON THE \$8,700,000 PUBLIC BUILDING BONDS, SERIES B (CIVIC CENTER) TO BE ISSUED UNDER DATE OF NOVEMBER 1, 1971" was passed by the following vote:

Ayes: Councilmen Whittington, Short, Alexander, Calhoun, Jordan and Withrow.

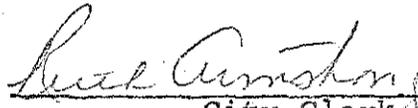
Noes: Councilman McDuffie

* * * * *

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of the proceedings of said City Council at a meeting held on October 4, 1971, so far as the same relate to the issuance of

\$8,700,000 Public Building Bonds, Series B (Civic Center) of
said City, as such proceedings are recorded in Minute Book
No. 56, beginning at page 67 and ending at page 68.

WITNESS my hand and the corporate seal of said City,
this 7th day of October, 1971.



City Clerk

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR THE DESIGN AND CONSTRUCTION OF BRONZE SCREENS, GATES AND PLACQUES FOR LIBRARY PARK PURSUANT TO MASTER PLAN.

WHEREAS, the City Council of the City of Charlotte has approved the Master Plan for the construction of Library Park as submitted by Lewis Clark Associates; and

WHEREAS, the Master Plan provides that the City of Charlotte is responsible for the design and construction of certain bronze screens, gates and plaques to be erected in Library Park; and

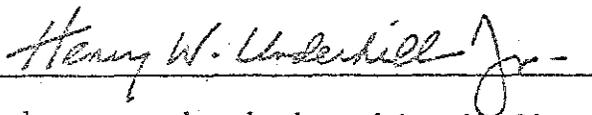
WHEREAS, pursuant to the Master Plan, the City Council of the City of Charlotte has approved and appropriated the sum of \$10,000.00 to be used for the design and construction of these said bronze screens, gates and plaques; and

WHEREAS, Harry Austin Foxx, Jr., a renowned sculptural designer, is qualified to design and construct the said bronze screens, gates and plaques; and

WHEREAS, the City of Charlotte is desirous of obtaining the services of Harry Austin Foxx, Jr. for the design and construction of these said bronze screens, gates and plaques as called for in the Master Plan for the Construction of Library Park.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled meeting of October 4, 1971, that the Mayor of the City of Charlotte is hereby authorized to execute a contract with Harry Austin Foxx, Jr., not to exceed \$10,000.00, for the design and construction of those certain bronze screens, gates and plaques pursuant to the Master Plan for the Construction of Library Park.

Approved as to form:



Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 4th day of October, 1971, the reference having been made in Minute Book 56, at Page , and recorded in full in Resolution Book 7, at Page 450.

Ruth Armstrong
City Clerk

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AMENDING THE RESOLUTION OF JULY 11, 1960 EXPANDING THE MEMBERSHIP OF THE AIRPORT ADVISORY COMMISSION.

WHEREAS, the City Council of the City of Charlotte at its meeting July 11, 1960, adopted a resolution expanding the membership of the Airport Advisory Commission and specifying the duties of said Commission; and

WHEREAS, as a part of said July 11, 1960 resolution, it was provided that a member of the Commission may be appointed to succeed himself only once; and

WHEREAS, the language of said resolution is, therefore, not clear as to whether members of the Commission appointed to fill unexpired terms may be eligible for reappointment after serving the balance of the unexpired term and a complete term; and

WHEREAS, the City Council is desirous of clarifying the eligibility of members to succeed themselves in this respect.

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

That the resolution adopted by it on July 11, 1960 be amended by the addition of the following sentence at the end of Section 1 of said resolution:

" . . . Persons appointed as members of the Commission to fill unexpired terms shall be eligible for reappointment to serve two (2) complete terms."

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 4th day of October, 1971, the reference having been made in Minute Book 56, Page 71, and recorded in full in Resolutions Book 7, Page 451.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 7th day of October, 1971.

Ruth Armstrong
City Clerk

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 4th day of October, 1971, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested", be refunded the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

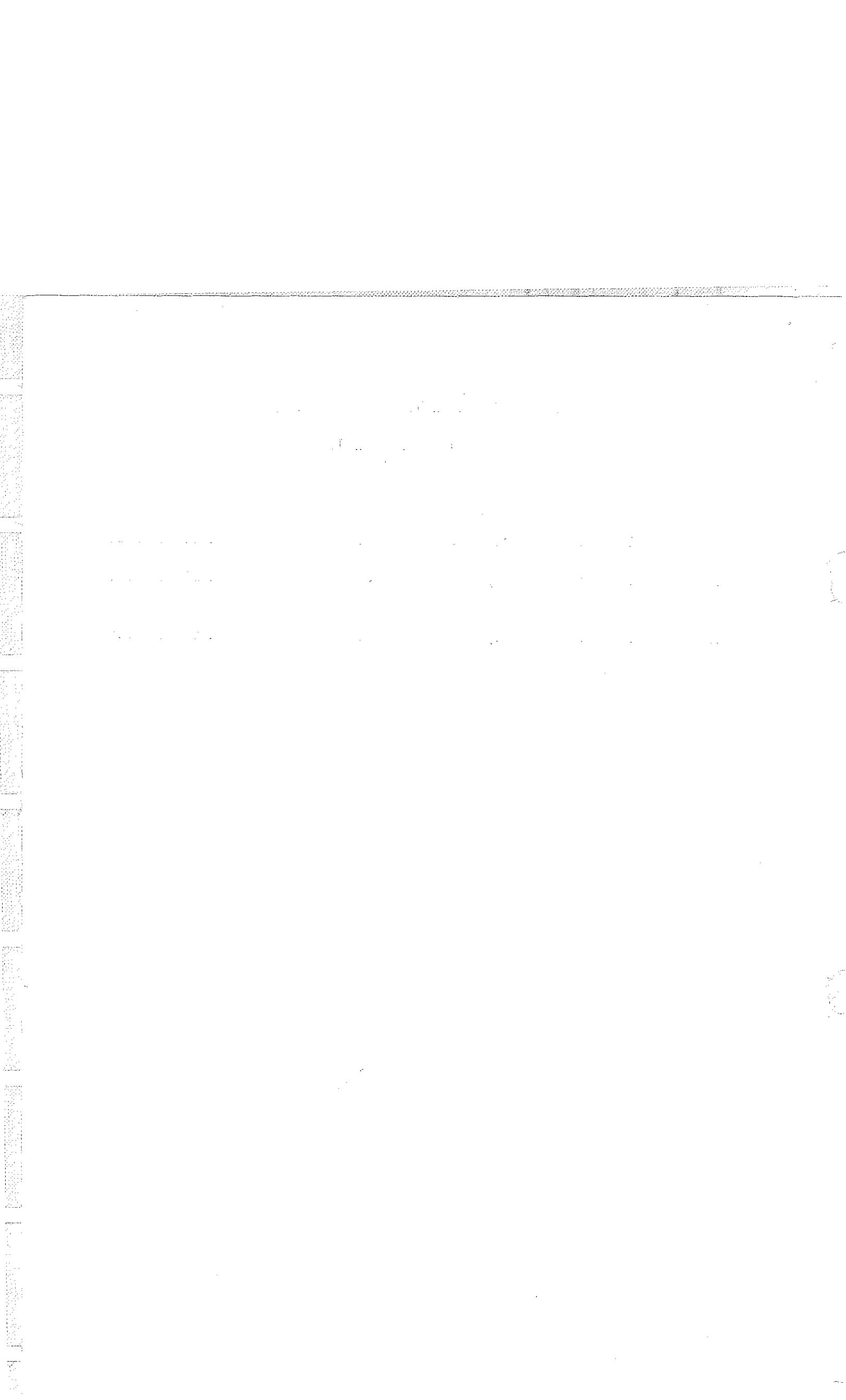
Henry W. Underhill Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 4th day of October, 1971, the reference having been made in Minute Book 56, at Page 72, and recorded in full in Resolution Book 7, at Page 452.

Ruth Armstrong,
City Clerk

TAXPAYERS AND REFUNDS REQUESTED

NAME	AMOUNT OF REFUND REQUESTED	REASON
Reliance Equipment and Supply Co.	\$228.15	Clerical error
Reliance Equipment and Supply Co.	230.98	Clerical error
Reliance Equipment and Supply Co.	<u>269.49</u>	Clerical error
TOTAL	\$728.62	



A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO ODELL WALLACE AND WIFE, ETHEL G. WALLACE, LOCATED AT 1000 and 1004 PARKWOOD AVENUE IN THE CITY OF CHARLOTTE, FOR THE BELMONT NEIGHBORHOOD IMPROVEMENT PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Odell Wallace and wife, Ethel G. Wallace, located at 1000 and 1004 Parkwood Avenue, Mecklenburg County, for a temporary construction easement and right of way purposes for the widening of Parkwood Avenue in connection with the Belmont Neighborhood Improvement 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 of the Charter of the City of Charlotte, as amended by Chapter 216, 1967 Session Laws of North Carolina, and further amended by Chapter 384, 1969 Session Laws of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Odell Wallace and wife, Ethel G. Wallace, located at 1000 and 1004 Parkwood Avenue in the City of Charlotte, Mecklenburg County, 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 \$445.00, 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 4th day of October, 1971, and the reference having been made in Minute Book 56, page 75, and recorded in full in Resolutions Book, page 453.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina this 7th day of October, 1971.

Ruth Armstrong
Ruth Armstrong, City Clerk

-6-

1. It has been determined that the original area to be acquired was 10.9484 acres rather than 11.6260 acres; and it has further been determined that 14.7790 acres, rather than 15.5152 acres, of redevelopment land will be acquired. The Highway Commission shall reimburse this Municipality one hundred (100) percent of the cost of the additional area of 3.8306 acres, rather than 3.8892 acres, of right of way based on the actual cost to the Charlotte Redevelopment Commission.

2. Based upon the bill submitted to the Municipality by the Charlotte Redevelopment Commission in the amount of \$1,006,376.14, it has been determined that the Commission now owes the Municipality \$260,852.70. Said amount being based upon new calculations made by the Municipality and concurred in by the Commission; and also based upon the bill paid to the Charlotte Redevelopment Commission by the Municipality.

3. The Commission will pay the Municipality \$260,852.70 within sixty (60) days of execution of this agreement and upon execution and delivery of deed or deed of easement to the Commission.

4. And, except as hereinabove provided, the agreements heretofore executed by this Municipality and the State Highway Commission on April 24, 1963, September 3, 1969, and on May 4, 1970, are ratified and affirmed as therein provided.

NOW, THEREFORE, BE IT RESOLVED that the supplemental agreement for Project 8.1654801, 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 (~~City Manager~~) 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 October, 1971.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 4th day of October, 1971, the reference having been made in Minute Book 56, and recorded in full in Resolution Book 7, beginning on Page 454.

Ruth Armstrong
City Clerk

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

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

WHEREAS, this Municipality has prepared and the State Highway Commission has adopted plans to make certain street and highway improvements within the City of Charlotte consisting of improvements at the intersection of Independence Boulevard, Caldwell Street, and Stonewall Street and at the intersection of Morehead Street, McDowell Street, and Dilworth Road, as shown on the plans of Projects 8.6100302 and 8.6100306, Mecklenburg County; said projects having a right of way width as shown on the plans of Projects 8.6100302 and 8.6100306, Mecklenburg County, as filed with the State Highway Commission in Raleigh, North Carolina; that said projects are considered to be most necessary improvements in the street and highway system within the corporate limits of this Municipality for the promotion of public safety and convenience; and,

WHEREAS, in the plans and proposals of said improvements, it is provided that this Municipality cooperate with the State Highway Commission to the extent of:

- (1) Exercising any rights which it may have under any franchise to effect the changing, adjusting or relocating of telephone, telegraph, electric power lines, underground cables and gas lines or any private or public owned utilities without expense to the Commission and without cost or obligation to the Commission, shall lay, change, relay, repair and otherwise adjust any municipal owned electric lines, water, sewer, gas or other pipelines or conduits, and shall make all necessary adjustments to house or lot connection or services lying within the right of way of projects which are owned by the Municipality or by others, agreeing to make every effort to promptly relocate municipal owned utilities and to make all necessary adjustments to house and lot connections or services lying within the right of way of the project so as not to delay the Highway Commission contractor in the performance of his contract; except the Commission will, in accordance with Section 307-3.3 of the Standard Specifications for Roads and Structures, have vertical adjustments of two feet or less in the existing manholes, valve boxes and meter boxes encountered within the limits of the projects, made at its own expense, and the Commission will reimburse the Municipality in accordance with the Municipal Owned Utility Policy of the Commission contained in the official minutes of the July 2, 1964, meeting of the Commission, which policy is incorporated herein by reference.

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- (2) Participating in the cost and expense of acquiring all of the rights of way necessary for the location and construction of said projects and the removal therefrom of all obstructions of any kind or character necessary for the construction thereof to the extent of twenty (20) percent of the total cost thereof to be paid in one (1) installment with the due date of said installment being October 1, 1972. The proportionate part that the Municipality shall pay will be based on cost estimates to be adjusted when the actual cost figures are determined.
- (3) Authorizing the State Highway Commission to withhold so much of the Municipality's share of funds allocated to said Municipality by the General Statutes of North Carolina, Section 136-41.1, in the event the Municipality fails for any reason to pay said Commission for said right of way costs, in accordance with the provisions for payment hereinabove provided, until such time as said Commission has received payment in full for said right of way costs.
- (4) Installing the traffic signal equipment for the project in accordance with the procedures set forth in the municipal agreement and to be reimbursed by the State Highway Commission to the extent of one hundred (100) percent of the actual cost of the installation.
- (5) Following the Reimbursement and Accounting Procedures as set forth in Exhibit "C" of the municipal agreement.
- (6) Complying with the Required Contract Provisions for Federal Aid Contracts in accordance with Exhibit "D" of the municipal agreement.
- (7) Entering into an agreement with the State Highway Commission as to establishing, maintaining, and enforcing traffic operating controls for the regulation and movement of traffic on said projects.

NOW, THEREFORE, BE IT RESOLVED that Projects 8.6100302 and 8.6100306, Mecklenburg County, be and they are hereby formally approved by the City Council of the City of Charlotte and that the Mayor and City Clerk (~~City Manager~~) 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 October, 1971.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 4th day of October, 1971, the reference having been made in Minute Book 56, and recorded in full in Resolution Book 7, at Pages 456-457.

Ruth Armstrong
City Clerk