

A RESOLUTION PROVIDING FOR PUBLIC
HEARINGS ON PETITIONS FOR ZONING CHANGES

WHEREAS, the City Council has received petitions for zoning changes, which petitions, numbered 75-22 through 75-27 are on record in the Office of the City Clerk, and

WHEREAS, the City Council deems it in the public interest that hearings be held on said petitions,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that public hearings will be held in the Board Meeting Room on the Fourth Floor of the Education Center at 701 East Second Street beginning at 7:30 P.M., on Monday, the 15th day of September, 1975 on petitions for zoning changes numbered 75-22 through 75-27.

BE IT FURTHER RESOLVED that notice of said hearings be published as required by law.

APPROVED AS TO FORM:

Henry Underhill, City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular meeting convened on the 25th day of August, 1975, the reference having been made in Minute 62, and recorded in full in Resolutions Book 11, at Page 58.

Ruth Armstrong
City Clerk

RESOLUTION

Resolution authorizing the filing of an application with the Department of Transportation, United States of America, for a grant under the Urban Mass Transportation Act of 1964, as amended.

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

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

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

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services:

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

1. That David A. Burkhalter is authorized to execute and file an application on behalf of the City of Charlotte with the U.S. Department of Transportation, to aid in the financing of eligible operating expenses of Charlotte's intra-city mass transit system under Section 5 of the Urban Mass Transportation Act of 1964, as amended November 26, 1974. The Charlotte City Transit System is presently operated by the City of Charlotte under lease and management contracts effective December 1, 1974.
2. That David A. Burkhalter is authorized to execute and

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Resolution (Cont'd)

file with such application an assurance or any other document required by the U. S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

- 3. That Herman J. Hoose, Transportation Planning Coordinator, is authorized to furnish such additional information as the U. S. Department of Transportation may require in connection with the application or the project.
- 4. That David A. Burkhalter is authorized to set forth and execute affirmative minority businesss policies in connection with the project's procurement needs.

CERTIFICATE

The undersigned duly qualified and acting City Clerk of the City of Charlotte, North Carolina, certifies that the foregoing is a true and correct copy of a resolution, adopted at a legally convened meeting of the City Council of Charlotte, North Carolina, held on August 25, 1975.

(City Seal)

Ruth Armstrong
 Ruth Armstrong
 City Clerk

8/25/75
 (Date)

Approved as to form:

Henry W. W. W. W.
 City Attorney

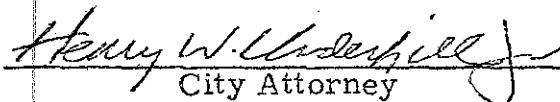
A RESOLUTION AUTHORIZING THE REFUND
OF CERTAIN TAXES

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 25th day of August, 19 75, 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 25th day of August, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, beginning at Page 61, and ending at Page 62.

Ruth Armstrong
City Clerk

TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Clearview Steak House (Make payable to the City- County Tax Collector)	\$ 41.00	Illegal Levy
Edgar Hall Hand Heirs	137.70	Clerical Error
Comm-Sound	280.60	Clerical Error
Korf Industries	3,110.00	Clerical Error
Zak Chemical Corporation	<u>150.00</u>	Illegal Levy
	\$3,719.30	

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO THOMPSON ORPHANAGE LOCATED AT 1111 EAST THIRD STREET IN THE CITY OF CHARLOTTE FOR THE PURPOSE OF ESTABLISHING A PARK, PLAYGROUND AND/OR RECREATIONAL AREA.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Thompson Orphanage located at 1111 East Third Street in the City of Charlotte for the purpose of establishing a park, playground and/or recreational area; 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 Thompson Orphanage located at 1111 East Third Street 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 \$434,500.00, 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. Anselmi
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 25th day of August, 1975, and the reference having been made in Minute Book 62, page _____, and recorded in full in Resolutions Book 11, page 63.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of August, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF THE REMAINDER OF THE PROPERTY BELONGING TO NICK D. KAPERONIS AND WIFE, PEARL N. KAPERONIS; ROBERT A. HOVIS, TRUSTEE; AND COLE PROPERTIES, INC., LOCATED AT 301 WEST TRADE STREET IN THE CITY OF CHARLOTTE FOR THE POPLAR STREET WIDENING PROJECT.

WHEREAS, the City Council by Resolution recorded in Resolutions Book 10, Page 53, at its regularly scheduled meeting on July 15, 1974 found as a fact that it was necessary to acquire certain property belonging to Nick D. Kaperonis and wife, Pearl N. Kaperonis; Robert A. Hovis, Trustee; and Cole Properties, Inc., located at 301 West Trade Street in the City of Charlotte, for right of way purposes and a temporary construction easement in connection with the Poplar Street Widening Project; and

WHEREAS, the City Council further resolved that \$52,500.00 was to be 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; and

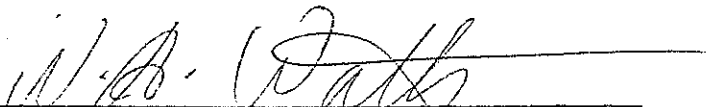
WHEREAS, the City now finds as a fact that it is necessary to acquire the remaining portion of that certain property belonging to Nick D. Kaperonis and wife, Pearl N. Kaperonis; Robert A. Hovis, Trustee; and Cole Properties, Inc., located at 301 West Trade Street in the City of Charlotte, for right of way purposes in connection with the Poplar Street Widening Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase price 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 Nick D. Kaperonis and wife, Pearl N. Kaperonis; Robert A. Hovis, Trustee; and Cole Properties, Inc., located at 301 West Trade Street 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 \$17,000.00, 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 Amended Complaint and Declaration of Taking.

Approved as to form:


Deputy City Attorney

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO J. R. RENFROW, JR. AND WIFE, MYRLE P. RENFROW; HELEN R. LONDON AND HUSBAND, JOHN LONDON; NINA R. WIGGINS (WIDOW); KATHERINE R. ERWIN AND HUSBAND, JAMES ERWIN; J. R. RENFROW (WIDOWER); GEORGE N. WILSON (WIDOWER); GEORGE N. WILSON, JR. AND WIFE, CELESTE R. WILSON; JOHN R. WILSON AND WIFE, SUZANNE R. WILSON; J. R. RENFROW, JR., TRUSTEE, AND WIFE, MYRTLE P. RENFROW; AND HELEN R. LONDON, TRUSTEE, AND HUSBAND, JOHN LONDON, LOCATED ON SARDIS ROAD NORTH AT MONROE ROAD IN THE CITY OF CHARLOTTE FOR THE SANITARY SEWER TO SERVE SARDIS OAKS SUBDIVISION PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to J. R. Renfrow, Jr. and wife, Myrle P. Renfrow; Helen R. London and husband, John London; Nina R. Wiggins (Widow); Katherine R. Erwin and husband, James Erwin; J. R. Renfrow (Widower); George N. Wilson (Widower); George N. Wilson, Jr. and wife, Celeste R. Wilson; John R. Wilson and wife, Suzanne R. Wilson; J. R. Renfrow, Jr., Trustee, and wife, Myrtle P. Renfrow; and Helen R. London, Trustee, and husband, John London, located at Sardis Road North at Monroe Road in the City of Charlotte for a perpetual easement for a sanitary sewer in connection with the sanitary sewer to serve Sardis Oaks Subdivision Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property, but has been unable to reach an agreement with the owners for the purchase price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of J. R. Renfrow, Jr. and wife, Myrle P. Renfrow; Helen R. London and husband, John London; Nina R. Wiggins (Widow); Katherine R. Erwin and husband, James Erwin; J. R. Renfrow (Widower); George N. Wilson (Widower); George N. Wilson, Jr. and wife, Celeste R. Wilson; John R. Wilson and wife, Suzanne R. Wilson; J. R. Renfrow, Jr., Trustee, and wife, Myrtle P. Renfrow; and Helen R. London, Trustee, and husband, John London, located at Sardis Road North at Monroe 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 \$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

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO JACK HAROLD MATTOX (MINOR); JEANETTE ELIZABETH MATTOX; JOHN RAYMOND MATTOX; AND JAMES ORMAND MATTOX, JR., LOCATED AT 1101 WENDOVER ROAD (CORNER OF RANDOLPH ROAD AND WENDOVER ROAD) IN THE CITY OF CHARLOTTE FOR THE RANDOLPH ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Jack Harold Mattox (minor); Jeanette Elizabeth Mattox; John Raymond Mattox; and James Ormand Mattox, Jr., located at 1101 Wendover Road (corner of Randolph Road and Wendover Road) in the City of Charlotte, for right of way purposes and a temporary construction easement in connection with the Randolph Road Widening Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property, but has been unable to reach an agreement with the owners for the purchase price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7. 81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Jack Harold Mattox (minor); Jeanette Elizabeth Mattox; John Raymond Mattox; and James Ormand Mattox, Jr., located at 1101 Wendover Road (corner of Randolph Road and Wendover 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 \$5,100.00, 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 25th day of August, 1975, and the reference having been made in Minute Book 62, page _____, and recorded in full in Resolutions Book 11, page 66.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of August, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk