

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

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

WHEREAS, the Commission and the Municipality, on the 24th day of April, 1963, entered into a certain Municipal Agreement as to the construction of a Northwest Expressway with full control of access within the Municipality from near the intersection of Independence Boulevard and McDowell Street and the intersection of Independence Boulevard and Louise Avenue, thence in a northwesterly direction to the interchange with the North-South Expressway, thence continuing to the interchange with Interstate Route 85; and as to the construction of a North-South Expressway with full control of access within the Municipality from the south city limits thence in a northerly direction to the interchange with the Northwest Expressway, thence continuing to the southern limits of the interchange with Interstate Route 85 and Interstate Route 77; said expressway project being a part of the master thoroughfare plan heretofore agreed upon between the Commission and the Municipality; and,

WHEREAS, the Commission and the Municipality, on the 30th day of October, 1967, entered into a supplemental agreement as to the construction of two (2) culverts on the Northwest Expressway and on the 15th day of July, 1968, entered into a supplemental agreement for the construction of a bridge carrying the Seaboard Coast Line Railroad Company's tracks over French Street and a vehicular underpass carrying the waterworks access road under the Northwest Expressway and Seaboard Coast Line Railroad Company's tracks; and,

WHEREAS, in paragraph number 3 of the Master agreement dated the 24th day of April, 1963, the Municipality agreed, at its own

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expense and without cost or liability whatsoever to the Commission, to provide all necessary rights of way and easements required for the construction of the Northwest Expressway from the eastern limits of the interchange of the Northwest Expressway with the North-South Expressway to the termini of the Northwest Expressway near the intersection of Independence Boulevard and McDowell Street and the intersection of Independence Boulevard and Louise Avenue; and to remove from the said rights of way all obstructions and encroachments of any kind or character except municipally owned utility lines, where encroachment agreements are arrived at between the Municipality and the Commission; and now the parties wish to amend said paragraph to the extent that the Commission shall provide a portion of the right of way for the above described portion of the Northwest Expressway; and,

WHEREAS, except as herein provided the City Council ratifies and affirms the Municipal Agreement entered into on the 24th day of April, 1963, between this Municipality and the State Highway Commission; and,

WHEREAS, pursuant to paragraphs 1 and 5 of the Master agreement, the parties hereto have agreed that supplementary agreements will be entered into for the changing, adjusting or relocating of Municipally owned utilities and the costs thereof and for the regulation and movement of traffic on said expressway; and,

WHEREAS, in the plans and proposals for the construction of said portion of Project 8.1654801, it is provided that this Municipality cooperate with the State Highway Commission to the extent of:

- (1) Providing the necessary right of way on Project 8.1654801 from the eastern limits of the North-South Expressway to 4th Street, with the exception of the right of way that the Commission shall acquire which is shown on the final right of way plans as being outside of the original right of way lines and between the revised right of way lines and the original right of way lines, and it is further agreed that the Municipality will donate any residues or remainders that it may have outside of the original right of way lines that lie within the revised right of way lines. The Commission will not require the Municipality to convey to the Commission any portion of land that the Municipality originally acquired that will not now be needed for right of way purposes and that lies outside of the revised or final right of way limits.

- (2) Effecting all necessary changes, adjustments and relocation of telephone, telegraph or electric power lines, underground cables, gas or other pipelines or conduits, and other facilities of any privately or publicly owned utility lying within the right of way of the street or sidewalk affected by the portion of the project that the Municipality is providing the right of way on, and the Municipality shall lay, change, relay, repair and otherwise adjust any municipally owned electric lines, water, sewer, gas or other pipelines or conduits, and shall make all necessary adjustments to house or lot connections or services lying within the right of way of said portion of the project, whether said connections or services are owned by the Municipality or by others.
- (3) Exercising any rights on that portion of the project that the Commission is providing right of way on, 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 privately or publicly owned utilities without expense to the Commission and the Municipality, without cost or obligation to the Commission, except as set out in this agreement, shall lay, change, relay, repair and otherwise adjust any municipally owned electric lines, water, sewer, gas or other pipelines or conduits and shall make all necessary adjustments to house or lot connections or services lying within the right of way of said portion of the project, whether said connections or services are owned by the Municipality or by others. Except the Commission will, on that portion of the project that the Commission is providing right of way on, reimburse the Municipality in accordance with the Municipal Owned Utility Policy of the Commission contained within the official minutes of the July 2, 1964, meeting of the Commission, which policy is incorporated herein by reference.
- (4) Agreeing that 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 project, made at its own expense.
- (5) Agreeing to reimburse the Commission for the actual cost of constructing the Smith-Seaboard Connector after completion of the project and within sixty (60) days after receipt of an invoice from the Commission for said construction.
- (6) Entering into an agreement with the State Highway Commission as to establishing and maintaining traffic operating controls for the regulation of movement of traffic on a portion of Project 8.1654801, Mecklenburg County.
- (7) Reimbursing the Commission the estimated amount of \$19,030.00 for the Commission's negotiations for the removal of a Southern Railway spur track located within the right of way of the project and in the vicinity of Survey Station 157+00.

NOW; THEREFORE, BE IT RESOLVED that the Supplemental Municipal Agreement of 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 (or 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.

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This Resolution was passed and adopted the 2nd day of  
December, 1968.

I, Ruth Armstrong, Clerk ~~XXXXXXXXXXXX~~ of the  
City of Charlotte, North Carolina, do hereby certify that the  
foregoing is a true and correct copy of excerpts from the minutes  
of the City Council of this Municipality;

WITNESS, my hand and the official seal of the City of  
Charlotte on this 3rd day of December, 1968.

*Soul* Ruth Armstrong  
~~CLERK XXXXXXXXXXXXXXX~~  
CITY OF CHARLOTTE  
NORTH CAROLINA

A RESOLUTION AUTHORIZING MR. W. J. VEEDER, CITY MANAGER, TO ACCEPT A FEDERAL GRANT EXTENDED FOR SEWERAGE WORK IMPROVEMENTS.

WHEREAS, the City of Charlotte has been extended a Federal Grant in the amount of \$113,280 to aid in the construction of intercepting sewers as described in its application dated March 21, 1967 for Project WPC- NC- 253.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that W. J. Veeder, City Manager, is hereby authorized to accept this Federal Grant in the amount of \$113,280 and to make the assurances contained in Section II of the Offer and Acceptance Document, to the Commissioner of the Federal Water Pollution Control Administration on behalf of the City of Charlotte.

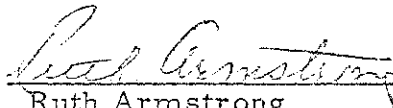
Approved as to form:

  
Assistant 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 2nd day of December, 1968, the reference having been made in Minute Book 51, at page \_\_\_\_\_, and in Resolutions Book 6, at page 228.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December, 1968.

  
Ruth Armstrong  
City Clerk

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RESOLUTION AUTHORIZING SUBMISSION OF A COMPREHENSIVE CITY DEMONSTRATION PROGRAM FOR FUNDING UNDER TITLE I OF THE DEMONSTRATION CITIES AND METROPOLITAN DEVELOPMENT ACT OF 1966.

WHEREAS, the Charlotte Model Neighborhood Commission has prepared a comprehensive city demonstration program; and

WHEREAS, the City Council of the City of Charlotte, North Carolina, finds that the program is necessary and desirable in order to improve the living conditions of people living in the model neighborhood; and

WHEREAS, the City Council of the City of Charlotte, North Carolina, desires that the comprehensive city demonstration program be submitted to the Secretary of Housing and Urban Development (herein called the Secretary), for funding under Title I of the Demonstration Cities and Metropolitan Development Act of 1966.

NOW, THEREFORE, BE IT RESOLVED by the City of Charlotte, North Carolina that the Chairman of the Model Neighborhood Commission, Stan R. Brookshire, Mayor, or his successor is authorized to submit to the Secretary the comprehensive city demonstration program and such supporting and collateral material as shall be necessary.

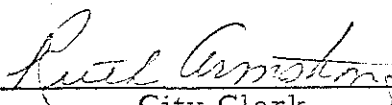
Approved as to form:

  
Assistant City Attorney

CERTIFICATION

I, Ruth Armstrong, the duly appointed City Clerk of the City of Charlotte, North Carolina, do hereby certify that the attached extract from the Minutes of the City Council Meeting of the City of Charlotte, North Carolina held on December 2, 1968, is a true and correct copy of the original minutes of said meeting on file and of record insofar as said original minutes relate to the matters set forth in said attached extract, and I do further certify that the attached Resolution is a true and correct copy of such Resolution adopted at said meeting and on file and of record.

In testimony whereof, I have hereunto set my hand and the seal of the said City of Charlotte, North Carolina, this 3rd day of December, 1968.

  
City Clerk

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE FILING OF AN APPLICATION FOR AN OUTDOOR RECREATION GRANT FOR THE FREEDOM PARK-NATURE MUSEUM AREA.

WHEREAS, the Land and Water Conservation Fund Act of 1965, provides for the making of grants by the Bureau of Outdoor Recreation, Department of Interior, to states and local public organizations in support of outdoor recreation projects and such funds are available after approval of appropriate state agencies; and

WHEREAS, the proposed activities will take place in Freedom Park, which is publicly owned land in the Freedom Park and the Nature Museum Area; and

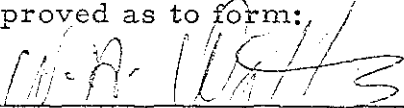
WHEREAS, the Park and Recreation Commission will have the responsibility for the planning and development work contemplated in the Freedom Park Area, and the Nature Museum Board will be responsible for the projected improvements for the Nature Museum Area; and

WHEREAS, Title VI of the Civil Rights Act of 1964, and regulations declared pursuant to said Act by the Secretary of Interior provide that no person shall be discriminated against on the basis of race, creed, color, national origin, or residence.

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

1. That an application be made to the Bureau of Outdoor Recreation, Department of Interior, through the State of North Carolina, for a grant in the amount of \$122,825 (Fifty percent of cost of development), and that the City of Charlotte will pay the balance of the total development cost.
2. That the Superintendent of the Charlotte Park and Recreation Commission is hereby authorized and directed by the City Council of the City of Charlotte to execute and to file such application with the Bureau of Outdoor Recreation, Department of Interior, through the State of North Carolina, to provide additional information and to furnish such documents as may be required by said Bureau.
3. That the proposed development is in accordance with the Master Plan of the Charlotte Park and Recreation Commission.
4. That the proposed development is in accordance with the Comprehensive Community Plan for the City and Mecklenburg County and with the State-Wide Recreation Plan developed by the Recreation Commission of the State of North Carolina.
5. That the Director of the Bureau of Outdoor Recreation, United States Department of Interior be, and he hereby is, assured of full compliance with applicable regulations of the B.O.R. by the City of Charlotte and the Charlotte Park and Recreation Commission.

Approved as to form:

  
Assistant City Attorney

Read, approved and adopted by the City of Charlotte, North Carolina in regular session convened on the 2nd day of December, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Resolutions Book 6, at page 230.

Ruth Armstrong  
City Clerk