

February 22, 1988
 Resolution Book 24 - Page 180

A RESOLUTION OF THE CITY COUNCIL STATING THAT THE HOMELESS SHELTER COMMITTEE SHALL BE THE COMMUNITY FOCAL POINT FOR ISSUES OF THE HOMELESS.

BE IT RESOLVED by the City Council of the City of Charlotte that the Homeless Shelter Committee, established by the Human Services Planning Board of United Way, and chaired by Hunter Cook, will be the community focal point for issues of the homeless.

This committee will develop recommendations on site selection, program development and policies related to the homeless.

RESOLVED this 22nd day of February, 1988.

Approved as to form:

Henry W. Underhill, Jr.
 City Attorney

CERTIFICATION

I, Pat Sharkey, 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 22nd day of February, 1988, the reference having been made in Minute Book 90, and is recorded in full in Resolution Book 24, at page(s) 180.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of February, 1988.

 Pat Sharkey, City Clerk

February 22, 1988
Resolution Book 24 - Page 181

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AMENDING
THE FIVE YEAR CAPITAL IMPROVEMENT PROGRAM FOR FY1988-92.

WHEREAS, the City of Charlotte has adopted a five year program as a plan for needed capital facilities during fiscal years 1988 through 1992; and

WHEREAS, a need has been identified to accelerate the planning and design of the Water Main Along Sardis Road-Phase II and the Large Transmission Main from Franklin Plant from FY1989-90 to FY1987-88; and

WHEREAS, funds are available in FY1987-88 from 1985 Water Bonds; and

WHEREAS, these projects concur with the intent of the Capital Improvement Program to balance the City's future physical development with its long range financial capacity.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in its regular session duly assembled that it does hereby formally amend the Capital Improvement Program for FY1988-92 to include the acceleration of the planning and design of the two aforementioned utility projects.

This the 22nd day of February, 1988.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Pat Sharkey, 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 22nd day of February, 1988, the reference having been made in Minute Book 90, and is recorded in full in Resolution Book 24, at page(s) 181.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of February, 1988.

Pat Sharkey, City Clerk

February 22, 1988
Resolution Book 24 - Page 182

**RESOLUTION DECLARING AN INTENT TO ABANDON
AND CLOSE A PORTION OF KENSTEAD CIRCLE LOCATED
BETWEEN MT. HOLLY ROAD AND THE INTERSECTION OF MT. HOLLY
AND TOM SADLER ROADS IN THE CITY OF CHARLOTTE,
MECKLENBURG COUNTY, NORTH CAROLINA.**

WHEREAS, Paw Creek Presbyterian Church has filed a Petition to close a portion of Kenstead Circle in the City of Charlotte;

WHEREAS, the portion of Kenstead Circle petitioned to be closed lies in Paw Creek Township between Mt. Holly Road and the intersection of Mt. Holly and Tom Sadler Roads as shown on maps marked Exhibits A and B, and is more particularly described by metes and bounds in a document market Exhibit H, all of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina;

WHEREAS, the procedure for closing streets and alleys as outlined in N.C.G.S. § 160A-299 requires that Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question, that the resolution be published once a week for four successive weeks prior to any hearing, that a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and that a notice of the closing and public hearing be prominently posted in at least two places along the street;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of February 22, 1988, that it intends to close a portion of Kenstead Circle lying between Mt. Holly Road and the intersection of Mt. Holly and Tom Sadler Roads, said portion of Kenstead Circle being more particularly described on a map and by a metes and bound description available for inspection in the City Clerk's Office, and hereby calls a public hearing on the question to be held at 3:00 o'clock p m. on Monday, the 28th day of March, 1988, at City Hall. The City Clerk is hereby directed to publish a copy of this resolution in The Mecklenburg Times once a week for four successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. § 160A-299.

CERTIFICATION

I, Pat Sharkey, 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 22nd day of February, 1988, the reference having been made in Minute Book 90, and is recorded in full in Resolution Book 24, at page(s) 182.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of February, 1988.

Pat Sharkey, City Clerk

RESOLUTION DECLARING AN INTENT TO ABANDON
A PORTION OF TEMPLETON AVENUE
LOCATED ON THE WEST SIDE OF SOUTH BOULEVARD BETWEEN
EAST PALMER STREET AND ARLINGTON AVENUE IN THE
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, Light Fixtures, Inc. has filed a Petition to close a portion of Templeton Avenue in the City of Charlotte; and

WHEREAS, the portion of Templeton Avenue petitioned to be closed lies on the west side of South Boulevard between East Palmer Street and Arlington Avenue as shown on a map marked "Exhibit A", and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina; and

WHEREAS, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of February 22, 1988, that it intends to close a portion of Templeton Avenue located on the west side of South Boulevard between East Palmer Street and Arlington Avenue, said portion of Templeton Avenue being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's Office, and hereby calls a public hearing on the question to be held at 3:00 p.m., on Monday, the 28th day of March, 1988, at Council Chambers, City Hall. The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-299.

CERTIFICATION

I, Pat Sharkey, 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 22nd day of February, 1988, the reference having been made in Minute Book 90, and is recorded in full in Resolution Book 24, at page 183.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of February, 1988.

Pat Sharkey, 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 has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City Tax Collector has certified that those taxpayers have made proper 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 10th day of February, 1986, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in 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. Clendish Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of February 1988, the reference having been made in Minute Book 90 and recorded in full in Resolution Book 24, page(s) 184-187.

Pat Sharkey
City Clerk

TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
John W. Teate	\$1,442.80	Clerical Error
Brenda C. Gregory	1,697.80	Clerical Error
Robert McAfee	275.00	Clerical Error
Stella E. Thomas	18.17	Illegal Levy
Woodland Comfort Inn	958.73	Clerical Error
Charles A. Campbell	17.86	Illegal Levy
Martha H. Campbell	83.54	Illegal Levy
Gladys L. Clark	49.54	Clerical Error
Nancy A. Barnette	60.13	Clerical Error
Woodland Comfort Inn	862.86	Clerical Error
Wilfred W. & Marian E. Bailey	83.99	Clerical Error
Gladys L. Clark	41.29	Clerical Error
Rosena Foster	31.32	Illegal Levy
Clara L. & Thomas F. McWhirter	7.31	Clerical Error
Glenn J. & Alice J. O'Brien	63.37	Clerical Error
Patrick T. Price	81.34	Clerical Error
Jeffrey A. Rose	102.64	Clerical Error
Susan H. Rose	22.53	Clerical Error
Thomas P. Rose	73.96	Clerical Error
Verna A. Sifford	111.43	Clerical Error
Iris E. Warren	62.55	Clerical Error
Doyle F. Williams	127.02	Clerical Error
Chrysler Capital Corp.	61.91	Clerical Error
N.C. National Bank Consumer Credit	70.58	Illegal Levy
Laverne R. Emerson	76.73	Illegal Levy
Marine Midland Business Loans, Inc.	879.01	Clerical Error
H. Perrin & Elizabeth G. Anderson	16.50	Clerical Error
Wilfred W. & Marian E. Bailey	78.36	Clerical Error
Shirley W. Barrett	60.76	Illegal Levy
Sharon L. Bird	44.72	Illegal Levy
John S. Blackshaw	67.19	Clerical Error
Deloris P. Booth	78.11	Clerical Error
Gladys L. Clark	57.71	Clerical Error
Harold L. & Dorinda Davenport	29.77	Illegal Levy
Melvin L. & Jewell H. Davis	19.65	Clerical Error
Horace B. Betty B. Doggett	5.96	Clerical Error
Dorothy W. Flourney	52.21	Clerical Error
Gregory R. George	107.85	Clerical Error
Herman M. Grier	55.39	Clerical Error
Jerry W. Holt	92.54	Clerical Error
Malcom Jr. & Amelia H. Jackson	135.59	Clerical Error
William C. & Kim A. Jant	159.18	Clerical Error
Daniel M. Jenkins	88.96	Clerical Error
Bernie B. & Carol Johnson	21.88	Clerical Error
Donald E. & Sandra Kilgo	80.74	Clerical Error
John R. Kirwan	155.67	Clerical Error
Erwin J. & Helen G. Kosen	11.72	Clerical Error
Jill B. Lambdin	80.74	Clerical Error

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TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
George V. & Nadine M. Lubejko	\$76.04	Clerical Error
Charles E. Lyerly	25.28	Clerical Error
Terrence K. & Mary E. McClain	73.34	Clerical Error
Joseph H. Moody	104.90	Clerical Error
Lonnie Moore	25.90	Clerical Error
Cindy D. & Patrick Morgan	90.78	Clerical Error
William R. Murdaugh	84.88	Clerical Error
Brian R. & Leigh W. Nagy	151.77	Clerical Error
Glenn J. & Alice O'Brien	63.05	Clerical Error
Patrick J. & Joyce A. Pelosi	155.67	Clerical Error
Dorothy A. Presser	60.10	Clerical Error
Patrick T. Price	66.00	Clerical Error
Edward V. Reynolds	8.95	Clerical Error
Brend H. Rustin	90.79	Clerical Error
Joni K. Sossamon	68.32	Illegal Levy
William L. & Patricia M. Spencer	36.96	Clerical Error
Frederick G. Stees	90.47	Clerical Error
John W. & Anna B. Weil	137.94	Illegal Levy
Julia A. Weitzel	64.87	Clerical Error
Kenneth B. & Rosemarie Whitmire	68.32	Clerical Error
Richard L. Winterstein	76.60	Clerical Error
George E. Connett & Assoc.	85.45	Clerical Error
Matlack, Inc.	1,560.66	Clerical Error
N.C. National Bank, Consumer Credit Corp.	59.46	Illegal Levy
Robert D. Culbertson	50.48	Clerical Error
Harold P. Anderson	32.35	Clerical Error
Anthony Bonita	55.07	Clerical Error
Kenneth M. Barber	23.86	Clerical Error
Lee R. Bowling	24.76	Clerical Error
Brady D. Carlock	45.95	Illegal Levy
Wayne R. Covington	49.19	Clerical Error
Lucie B. Dulin	46.64	Clerical Error
Barbara S. Dupuis	8.90	Illegal Levy
Valerie J. Franseth	46.16	Clerical Error
Ted L. Leonard	73.22	Illegal Levy
Tommy L. Holland	44.70	Clerical Error
Raul L. Ibanez	81.64	Clerical Error
Raul L. Ibanez	56.38	Clerical Error
Catherine S. Owens	62.17	Clerical Error
Felicia C. Peasley	51.82	Clerical Error
William F. Reid	46.16	Clerical Error
Tony R. Richard	32.35	Clerical Error
Walter Schnneider	32.97	Clerical Error
Paul W. Stackhouse	2.63	Clerical Error
Bruce W. Stelzer	2.17	Clerical Error
Linda L. Talley	5.80	Clerical Error

TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
John B. Tillery	6.66	Clerical Error
Tracy M. Tillery	2.89	Clerical Error
Jane W. Timmons	95.30	Clerical Error
Edith B. Young	4.47	Clerical Error
David J. Pitre	7.01	Clerical Error
Aetna Life Insurance Co.	3,541.61	Clerical Error
Herbert Heckenbleker	77.15	Illegal Levy
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Total	\$16,801.57	

February 22, 1988
Resolution Book 24 - Page 188

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Plank Road C. D. Area Sanitary Sewer 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 condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
G. W. Foster	219 s. f. for sewer easement, plus 170 s. f. for a temporary construction easement of Tax Parcel No. 035-111-20	\$ 100.00
Any Other Parties in Interest	(Same)	(Included)

IT IS FURTHER RESOLVED that the appraised value of the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

Henry W. Chaswell Jr.
City Attorney

CERTIFICATION

I, Pat Sharkey, 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 22nd day of February, 19 88, and the reference having been made in Minute Book 90, Page , and recorded in full in Resolutions Book 24, Page 188.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 23rd day of February, 1988.

City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Stewart Creek Outfall 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 condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Annie Lee	591 s. f. for a sanitary sewer easement for Tax Parcel No. 069-113-06	\$ 150.00
Any Other Parties in Interest	(Same)	(Included)

IT IS FURTHER RESOLVED that the appraised value of the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, 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, Pat Sharkey, 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 22nd day of February, 19 88, and the reference having been made in Minute Book 90, Page , and recorded in full in Resolutions Book 24, Page 189.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 23rd day of February, 1988.

City Clerk