

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO H. L. NUSSMAN AND WIFE, LOTTIE HAND NUSSMAN, LOCATED AT 7333 OLD DOWD ROAD IN BERRYHILL TOWNSHIP IN CONNECTION WITH THE AIRPORT EXPANSION PROGRAM.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to H. L. Nussman and wife, Lottie Hand Nussman, located at 7333 Old Dowd Road in Berryhill Township for right of way purposes for air freight facilities in connection with the construction of the new North-South Runway in the Airport Expansion Program; 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 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 H. L. Nussman and wife, Lottie Hand Nussman, located at 7333 Old Dowd Road in Berryhill Township, 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 \$29,000.00, 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:

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 22nd day of January, 1973, and the reference having been made in Minute Book 58, page \_\_\_\_\_, and recorded in full in Resolution Book 9, page 8.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23 day of January, 1973.

Ruth Armstrong  
City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO FRANCES BETHUNE (SINGLE) LOCATED AT 7204 OLD DOWD ROAD IN BERRYHILL TOWNSHIP IN CONNECTION WITH THE LAND ACQUISITION PROGRAM OF THE AIRPORT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Frances Bethune (Single) located at 7204 Old Dowd Road in Berryhill Township for right of way purposes for runway-taxiway construction in connection with the Land Acquisition Program for the expansion of the Airport; 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 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 Frances Bethune (Single) located at 7204 Old Dowd Road in Berryhill Township, 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 \$49,000.00, 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:

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 22nd day of January, 1973, and the reference having been made in Minute Book 58, page           , and recorded in full in Resolution Book 9, page 9.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of January, 1973.

Ruth Armstrong  
City Clerk

January 22, 1973  
Resolutions Book 9 - Page 10

A RESOLUTION EXPRESSING THE CONSENT OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE TO THE ASSIGNMENT OF THE CATV FRANCHISE PREVIOUSLY ASSIGNED TO CABLE TELEVISION COMPANY ON MAY 31, 1971, TO AMERICAN TELEVISION AND COMMUNICATIONS CORPORATION.

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WHEREAS, on May 31, 1971, the City Council of the City of Charlotte approved the assignment of the unexpired ten-year term of a CATV franchise originally held by Cox-Cosmos, Inc. of Charlotte to Charlotte Cablevision Company, now called Cable Television Company; and

WHEREAS, Cable Television Company has now agreed to sell all of its assets of its Charlotte CATV system, and all of its right, title and interest in the CATV Franchise granted to it on May 31, 1971, to American Television & Communications Corporation; and

WHEREAS, after appropriate investigation, the City Council is of the opinion that American Television & Communications Corporation is qualified to operate a CATV franchise, is financially responsible and further, has agreed to accept all the terms, conditions and obligations of the CATV Franchise previously granted to Cable Television Company; and

WHEREAS, the assignment and transfer of the Cable Television Company CATV Franchise to American Television & Communications Corporation is deemed to be in the public interest of the City of Charlotte.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in regular session assembled, that this Council does hereby consent to and approve the assignment of the Cable Television Company CATV Franchise to American Television & Communications Corporation for the unexpired term of said franchise under the same terms, conditions and

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obligations hereby previously granted to Cable Television Company; and

BE IT FURTHER RESOLVED that American Television & Communications Corporation shall file with the City all indemnity agreements, cash deposits, insurance and/or bond coverage as required by Section 6-68 and Section 6-75 of the CATV Ordinance as set out in the City Code, prior to the closing of the sale of the assets of Cable Television Company to American Television & Communications Corporation.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, on the first reading, in regular session convened on the 22nd day of January, 1973, the reference having been made in Minute Book 58, and recorded in full in Resolutions Book 9, beginning on Page 10.

Ruth Armstrong, City Clerk

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, on the second and final reading, in regular session convened on the 30th day of January, 1973, the reference having been made in Minute Book 58, and recorded in full in Resolutions Book 9, beginning on Page 10.

Ruth Armstrong, City Clerk