

January 8, 1990
Resolution Book 26 Page 30

RESOLUTION CLOSING OLD DIXIE ROAD
LOCATED BETWEEN JASON DRIVE AND MORRIS FIELD
DRIVE IN THE CITY OF CHARLOTTE, MECKLENBURG
COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-229 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to Close OLD DIXIE ROAD to be sent by registered or certified mail to all owners of property adjoining the said street (or portion thereof), and prominently posted a notice of the closing and public hearing in at least two places along OLD DIXIE ROAD, all as required by G. S. 160-299; and

WHEREAS, the public hearing was held on the 8th day of January, 1990, and City Council determined that the closing of OLD DIXIE ROAD is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of January 8, 1990, that the Council hereby orders the closing of Old Dixie Road in the City of Charlotte, Mecklenburg County, North Carolina as described below:

(Metes and Bounds Description)

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.

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 8th day of January, 1990, the reference having been made in Minute Book 94, page _____, and recorded in full Resolution Book 26, Page 30.

EXHIBIT "B"

Beginning at a point in the northerly right-of-way boundary of Old Dixie Road; said point being the northeast corner of Lot 4 in Block 1 of Sunset Gardens as shown on a map recorded in Map Book 3, page 154 of the Mecklenburg County Registry and running thence from said beginning point; S.27°-30'E., 25.67 feet to a point in the northerly right-of-way boundary of Morris Field Drive; thence along said right-of-way boundary in a southwesterly direction with an arc of a circular curve to the right having a radius of 1855.21 feet, arc distance of 79.49 feet to a point; thence S.61°-06'-51"W., 70.57 feet to a point; thence N.27°-53'W., 36.93 feet to a point in the northerly right-of-way boundary of Old Dixie Road; thence along right-of-way boundary N.64°-45'-00"E., 150.13 feet to the point or place of beginning. Containing 0.110 acres all as shown on a map prepared by Hugh E. White, Jr., RLS-2646, dated August 4, 1989.

BEGIN.R/NPP51200

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 8th day of January, 1990, the reference having been made in Minute Book 94, and is recorded in full in Resolution Book 26, at page(s) 30-32.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of January, 1990.

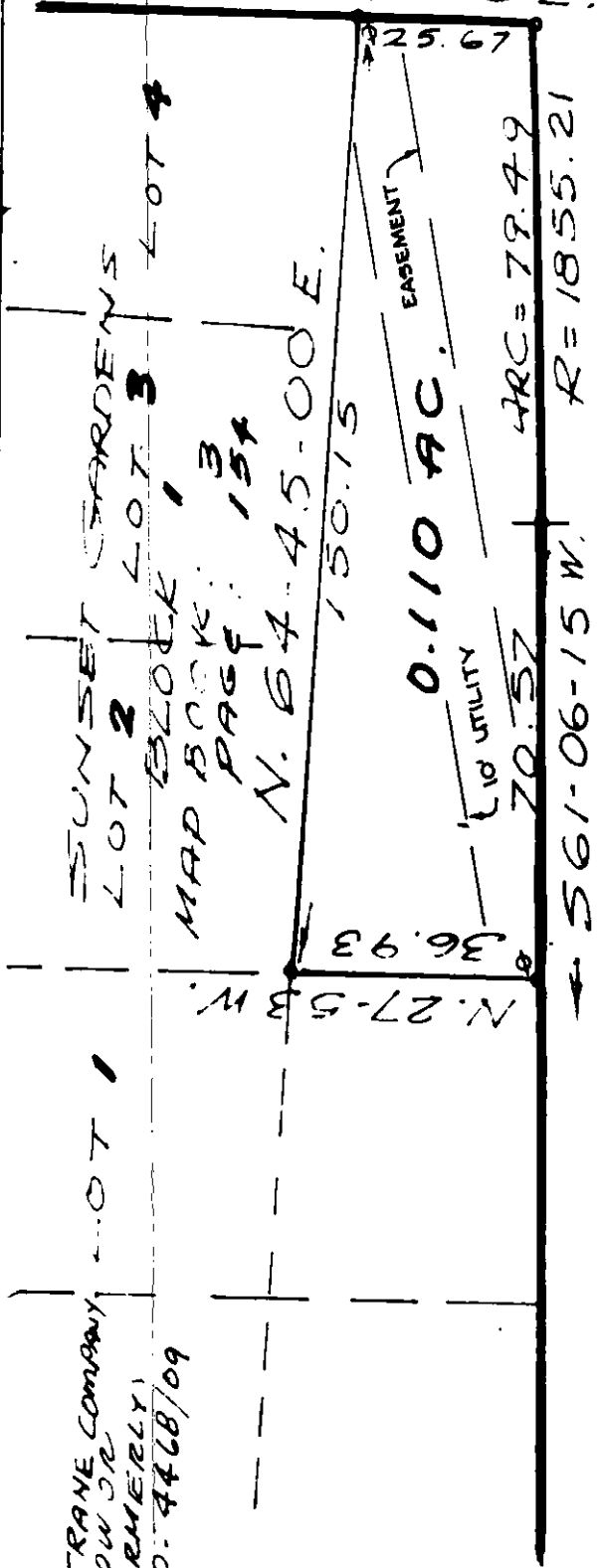
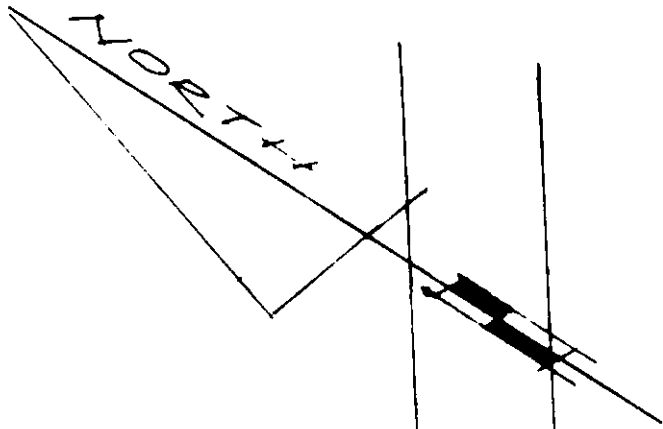
Pat Sharkey, City Clerk

32

THIS IS TO CERTIFY THAT ON THE 4th DAY OF AUGUST 1889 I SURVEYED THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE TITLE LINES AND THE WALLS OF THE BUILDINGS IF ANY ARE AS SHOWN HEREON

SIGNED [Signature]
REGISTERED SURVEYOR

JASON
ADLER
(FORMERLY JAMES
AVG.)
S. 27-30 E.



MORRIS FIELD DR.

R/W
R/W

THE TRANE COMPANY
(NOW OR
FORMERLY)
DEED: 4468/09

R/W ABANDONMENT OF SURVEY

AS SHOWN

CAROLINA SURVEYORS
INC.
P. O. BOX 1451
RANDLEN, N. C. 28134

SCALE 1" = 30'

CHARLOTTE, N. C.

WILLIAM H. BUSH

MAP RECORDED IN BOOK _____ AT PAGE _____ DEED RECORDED IN BOOK _____ PAGE _____
DRAWN BY RR FIELD WORK _____ FIELD BOOK # _____

RESOLUTION OF THE CITY OF CHARLOTTE AMENDING THE FIVE-YEAR
CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 1990 TO 1994.

WHEREAS, the City Council of the City of Charlotte at its regular session duly assembled on June 26, 1989 adopted the Capital Improvement Program for fiscal years 1990 to 1994; and

WHEREAS, the Science Museums, Inc. Board of Directors desires to amend the fiscal years 1990 to 1994 Capital Improvement Program to advance the funding schedule for Discovery Place Phase II Expansion; and

WHEREAS, the planning/design and construction of Discovery Place Phase II Expansion - Phase B is scheduled for fiscal years 1991 and 1992, respectively.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that it does hereby amend the Capital Improvement Program for fiscal years 1990 to 1994 to reflect planning/design and construction funding totalling \$3,000,000 for Discovery Place Phase II Expansion in fiscal year 1990.

This 8th day of January, 1990

Approved as to form:


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 8th day of January, 1990, the reference having been made in Minute Book 94, and is recorded in full in Resolution Book 26, at page(s) 33.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of January, 1990.

Pat Sharkey, City Clerk

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF APPLICATIONS WITH THE U.S. DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, AND THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR TRANSIT ASSISTANCE GRANTS 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 accordance 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 the City Manager is authorized to execute and file applications on behalf of the City of Charlotte with the U. S. Department of Transportation and North Carolina Department of Transportation, to aid in the financing of transit assistance projects.
2. That the City Manager is authorized to execute and file with such applications an assurance or any other document required by the U. S. Department of Transportation or the North Carolina Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.
3. That the Director of the Charlotte Department of Transportation is authorized to furnish such additional information as the U. S. Department of Transportation may require in connection with the application for the project;

4. That the City Manager or his designee is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.
5. That the Mayor is authorized to execute grant agreements and any amendments thereto on behalf of the City of Charlotte with the U. S. Department of Transportation and the North Carolina Department of Transportation for aid in the financing of the transit assistance projects.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

1/17/90
Date

CERTIFICATION

The undersigned duly qualified and acting City Clerk of the City of Charlotte certifies that the foregoing is a true and correct copy of a resolution, adopted at a legally convened meeting of the Charlotte City Council held on January 8, 1990.

Pat Sharkey
City Clerk

January 18, 1990

Date

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 1989 Annexation Sewer I-77 Area (East); and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a 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:

Parties in Interest

Mary Elizabeth Benoit Goldstein; Henry B. Benoit, III; Dick Hutchinson Benoit; Any Other Parties in Interest

Property Description

10,193 square feet for fee-simple; 6,796 square feet for a temporary construction easement; and any other interest as shown on the Plat attached hereto and incorporated herein by reference for Tax Parcel No. 045-421-02.

Appraised Value

\$1,300.00

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 8th day of January, 1990, and the reference having been made in Minute Book 94, Page , and recorded in full in Resolutions Book 26, Page 36.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 17th day of January, 1990.

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:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 8th day of January, 1990, the reference having been made in Minute Book 94 and recorded in full in Resolution Book 26, page(s) 37-38.

Pat Sharkey
City Clerk

TAXPAYERS AND REFUNDS REQUESTED

<u>Name</u>	<u>Refund Requested</u>	<u>Reason</u>
Carolina Production c/o James Aldridge	\$ 105.05	Clerical Error
Odell Associates	544.81	Clerical Error
Michael R. Jordan	94.66	Illegal Levy
Stork Screen America, Inc.	8,993.03	Clerical Error
World Omni Leasing, Inc.	83.27	Clerical Error
Odell Associates	437.11	Clerical Error
Milton D. Anderson	20.00	Illegal Levy
Michael R. Jordan	116.17	Illegal Levy
Carolina Production c/o James Aldridge	52.30	Clerical Error
Sonitrol Security Services, Inc.	213.95	Clerical Error
Stork Screen America, Inc.	2,409.69	Clerical Error
Odell Associates	217.97	Clerical Error
IBM Credit Corp. c/o Personal Property Tax Dept.	9,942.74	Clerical Error
IBM Credit Corp. c/o Personal Property Tax Dept.	188.25	Clerical Error
Kathleen H. Stuck	47.95	Clerical Error
James L. Todd, Jr.	66.23	Illegal Levy
Creative Credit Service, Inc.	78.99	Illegal Levy
General Electric Credit	106.09	Illegal Levy
Sonitrol Security Services, Inc.	800.40	Clerical Error
IBM Credit Corp. c/o Personal Property Tax Dept.	6,747.24	Clerical Error
IBM Credit Corp. c/o Personal Property Tax Dept.	66.87	Clerical Error
Claudette Beatty	52.84	Clerical Error
M. Eleanor Belk	49.26	Clerical Error
Stanley R. & Mary Y. Lamperski	23.59	Clerical Error
Mathai K. Potha	6.21	Clerical Error
Coldell & Ermintrude B. Welch	64.87	Clerical Error
Carousel International Corp. c/o Carolyn A. Pryor	225.00	Clerical Error
Sael Abdulhadi	50.00	Clerical Error
Bargreen, Inc.	100.00	Clerical Error
Essanelle Salon Co.	60.00	Clerical Error
Total	\$32,018.74	