

May 7, 1979
Resolutions Book 14 - Page 217

A. 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 the City Manager 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 FY-80 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.
2. That the City Manager is authorized to execute and 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 the Public Transit 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 the City Manager is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.


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5. That the City Manager is authorized to execute and file any standard assurances required by UMTA for any UMTA grant programs including but not limited to Title VI Civil Rights, Charter and School Bus Operations, etc.
6. That, upon approval of this grant by the U.S. Department of Transportation, Urban Mass Transportation Administration, Charlotte's Mayor (or in the Mayor's absence Mayor Pro Tem) is hereby authorized to sign and comply with the terms of grant contracts for this project (UMTA Section 5 for FY-80) on behalf of the City of Charlotte.

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 Monday, May 7, 1979.

(City Seal)



Ruth Armstrong
City Clerk

May 9, 1979

Date

Approved as to form:



City Attorney

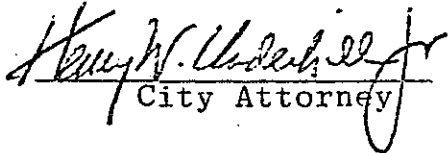
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RESOLUTION AMENDING THE PAY PLAN
OF THE
CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Pay Plan heretofore adopted by the City Council to be effective October 1, 1960, as subsequently amended, is hereby further amended by the addition of a class number 2128, Specialized Transportation Coordinator, pay range 21, pay steps A through F inclusive.

BE IT FURTHER RESOLVED that this resolution shall be effective on the date of its adoption.

Approved As To Form:


City Attorney

Read, approved and adopted by the City Council in meeting on Monday, May 7, 1979, the reference having been made in Minute Book 71, and recorded in full in Resolutions Book 14, at Page 219.

Ruth Armstrong
City Clerk

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A RESOLUTION AUTHORIZING MR. DAVID A. BURKHALTER, CITY MANAGER, TO
FILE APPLICATION REQUESTING STATE GRANT ASSISTANCE FOR WATER WORKS
IMPROVEMENTS

WHEREAS, the North Carolina Clean Water Bond Act of 1971 has authorized the making of grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, and

WHEREAS, the City of Charlotte has need for and intends to construct a wastewater collection system project, and

WHEREAS, the City of Charlotte intends to request State grant assistance for the project:

TRUNK TO ELIMINATE THE SPRINGFIELD PUMP STATION

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

That the City of Charlotte will arrange financing for all remaining costs of the project, if approved for a State grant award.

That the City of Charlotte will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Mr. David A. Burkhalter is hereby authorized to execute and file an application on behalf of the City of Charlotte with the State of North Carolina for a grant to aid in the construction of the project described above.

That Mr. David A. Burkhalter is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project; to make the assurances as contained above; and to execute such other documents as may be required in connection with the application, grant offer, or grant award.

That the City of Charlotte has substantially complied or will substantially comply with all Federal, State and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto; and hereby authorizes the above designated representative to execute an affidavit so stating.

- continued -

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RESOLUTION - STATE GRANT ASSISTANCE

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That the City of Charlotte agrees to adopt and place into effect on or before completion of the project a schedule of fees and charges which will provide adequate funds for proper operation, maintenance, and administration of the projects.

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 7th day of May, 1979, the reference having been made in Minute Book 71, Page , and recorded in full in Resolutions Book 14, Page 220 and 221.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 9th day of May, 1979.

Ruth Armstrong
Ruth Armstrong
City Clerk

May 7, 1979
Resolutions Book 14 - Page 222

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
AMENDING THE PLANS FOR SERVICES FOR AIRPORT AREA AND
MONROE ROAD-SARDIS ROAD NORTH AREA.

WHEREAS, the City Council had previously approved the report of plans for services for the Airport Area and the Monroe Road-Sardis Road North Area on April 9, 1979; and

WHEREAS, said reports contain an incorrect calculation and typographical errors that should be changed to insert the correct information.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that it hereby amends the report of plans for services previously adopted for the Airport Area in the following manner:

1. Delete the reference to "100%" on the 8th line, page 9 of the report and insert in lieu thereof "92%".
2. Delete the reference to "100%" on the 12th line, page 27 of the report and insert in lieu thereof "92%".

BE IT FURTHER RESOLVED by the City Council that it hereby amends the report of plans for services previously adopted for the Monroe Road-Sardis Road North Area in the following manner:

1. Delete the figure "1,310" on the last line, page 7 of the report and insert in lieu thereof "1,684".
2. Delete the figure "(633)" on the first line, page 8 of the report and insert in lieu thereof "(806)".

This 7th day of May, 1979.

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 7th day of May, 1979, the reference having been made in Minute Book 71, page _____, and recorded in full in Resolutions Book 14, page 222.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 9th day of May, 1979.

Ruth Armstrong
Ruth Armstrong, City Clerk

STATE OF NORTH CAROLINA - COUNTY OF MECKLENBURG
RESOLUTION CALLING FOR A PUBLIC HEARING ON
AMENDMENT NO. 3, REDEVELOPMENT PLAN FOR
THE GRIER HEIGHTS NEIGHBORHOOD STRATEGY AREA
(FORMERLY KNOWN AS THE GRIER HEIGHTS REDEVELOPMENT AREA)

WHEREAS, under the authority of Article 22 of Chapter 160A of the General Statutes of North Carolina and particularly Section 160A-513 of the General Statutes, the City of Charlotte has prepared an Amendment to the Redevelopment Plan for Grier Heights Neighborhood Strategy Area, Charlotte, North Carolina; and

WHEREAS, the Redevelopment Plan for the Grier Heights Neighborhood Strategy Area has been approved by the Charlotte-Mecklenburg Planning Commission ; and

WHEREAS, G. S. 160A-513(h) requires that the City Council of the City of Charlotte hold a public hearing upon the amended Redevelopment Plan.

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

1. That on Monday, June 4, 1979, at 7:30 P.M. in the Oakhurst Elementary School Building, the City Council shall hold a public hearing on the Amendment to the Redevelopment Plan for the Grier Heights Neighborhood Strategy Area.

2. That a description of the area specified in the Redevelopment Plan (1) by boundaries and (2) by City block, street, and house numbers is as follows:

That certain area in the City of Charlotte, County of Mecklenburg, State of North Carolina, described as follows:

"BEGINNING at the intersection of the northern right-of-way line of Monroe Road and the center line of the Seaboard Coastline Railroad track; thence southeast along the center line of said track approximately 6,360 feet to the southeastern right-of-way line of McAlway Road; thence southwest along the southeastern right-of-way line of McAlway Road and line extended across McAlway Road, approximately 1,620 feet to the southeastern right-of-way line of Beal Street; thence southwest along the southeastern right-of-way line of Beal Street, approximately 2,220 feet to the western right-of-way line of Ellington Street; thence continuing southwest along the extension of the southeastern right-of-way line of Beal Street and generally along the rear lot lines of parcels fronting on Billingsley Road, a distance of approximately 1,540 feet to a point; thence northwest continuing along the rear lot lines of parcels fronting on Billingsley Road, a distance of approximately 780 feet to a point; thence north along the easterly property line of parcel owned by the Mecklenburg County ABC Board, a distance of approximately 261 feet to the intersection with the southerly right-of-way line of Billingsley Road; thence west along the southerly right-of-way line of Billingsley Road and line extended across Randolph Road, a distance of approximately 740 feet to the western right-of-way line of Randolph Road; thence north and northwest along the western right-of-line of Ran-

(Resolution Calling for a Public Hearing on the Amendment to the Redevelopment Plan for Grier Heights Area - Page 2)

dolph Road, approximately 3,550 feet to the center line of Briar Creek; thence northeast along the center line of Briar Creek, approximately 2,240 feet to the northern right-of-way line of Monroe Road; thence east along the northern right-of-way line of Monroe Road, approximately 560 feet to the point of BEGINNING."

The Project Area can be more particularly described as follows:

"BEGINNING at the intersection of Monroe Road and the center line of the Seaboard Coastline Railroad track; thence southeast along the center line of the Seaboard Coastline Railroad track to its intersection with McAlway Road; thence McAlway Road, 1200 block, 1100 block, 1109 McAlway Road through 1123 McAlway Road; 1000 block, 1001 McAlway Road through 1055 McAlway Road; thence Beal Street, 900 block 901 Beal Street through 937 Beal Street; 800 block, 801 Beal Street through 825 Beal Street; 700 block, Beal Street; 600 block, Beal Street, 500 block, 501 Beal Street through 533 Beal Street; thence continuing southwest along the extension of Beal Street and generally along the rear lot lines of the following parcels fronting on Billingsley Road; 500 block, from Ellington Street through 504 Billingsley Road; 400 block, 434 Billingsley Road through 400 Billingsley Road; 300 block, 326 Billingsley Road through 306 Billingsley Road; 200 block, through 218 Billingsley Road; thence north along the easterly property line of the Mecklenburg County ABC Board to Billingsley Road; thence west along Billingsley Road 100 block, 100 Billingsley Road; thence Randolph Road, 3400 block through 2900 block; thence northeast along the centerline of Briar Creek to its intersection with Monroe Road; thence Monroe Road, 2700 block, 2718 Monroe Road through 2720 Monroe Road; 2800 block, Monroe Road to the point of BEGINNING. It is intended that all property located within the boundary description above, whether located on a named or unnamed street, alley, lane or court, vacant or improved, be included within the project area, whether or not cited in this block, street, and house number description."

3. The Redevelopment Plan for Grier Heights Neighborhood Strategy Area with such maps, plans, contracts, and other documents which are part of the proposal, together with the recommendation of the Planning Board and supporting data, are available for public inspection in the City Manager's Office, City Hall, and the office of the Director of the Community Development Department of the City of Charlotte, Suite 510, 301 South McDowell Street, Charlotte, North Carolina, and shall be available from the date of this Resolution until the time of the public hearing.

4. That this Resolution shall be published at least once a week for two consecutive weeks in The Charlotte News a newspaper of general circulation in the City of Charlotte, the first publication to be not less than fifteen (15) days prior to the date fixed for said hearing.

The foregoing Resolution was adopted by the City Council of the City of Charlotte, North Carolina, Monday, May 7, 1979.

BY ORDER OF THE CITY COUNCIL OF
THE CITY OF CHARLOTTE

Ruth Armstrong
City Clerk

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RESOLUTION DECLARING AN INTENT TO CLOSE A PORTION OF
NORTH PINE STREET IN THE CITY OF CHARLOTTE,
MECKLENBURG COUNTY, NORTH CAROLINA, AND CALLING A
PUBLIC HEARING ON THE QUESTION

WHEREAS, the Community Development Department of the City of Charlotte, by and through its Director, has requested the City to vacate and close a certain portion of North Pine Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled "Proposed Closing Portion of North Pine Street", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated December 7, 1978, Revised February 9, 1979, and February 12, 1979, a copy of which is available for inspection in the Office of the City Clerk in the City Hall at Charlotte, North Carolina; said portion of said street being more particularly described in Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, the procedure for closing street and public alleys as outlined in Chapter 160A, Section 299 of the General Statutes of North Carolina requires that Council first adopt a resolution declaring its intent to close the street or public alley and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for four (4) 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 or public alley as shown on the County tax records, and a notice of the closing and public hearing shall be prominently posted in at least two (2) places along said street or public alley; and

WHEREAS, the City of Charlotte is desirous of complying with the Petitioner's request.

NOW, THEREFORE, BE IT RESOLVED AND DECLARED by the City Council of the City of Charlotte, at its regularly scheduled session of Monday, May 7, 1979, that it intends to close that certain portion of North Pine Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on plat entitled "Proposed Closing Portion of North Pine Street", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated December 7, 1978, Revised February 9, 1979, and February 12, 1979, a copy of which is available for inspection in the Office of the City Clerk in the City Hall at Charlotte, North Carolina, said portion of said street being more particularly described in Exhibit "A" hereto attached and made a part hereof, and hereby calls a public hearing

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on the question to be held at 3:00 p.m., on Monday, the 11th day of June, 1979, in the Council Chamber of the City Hall. The City Clerk is hereby directed to publish a copy of this Resolution in the Mecklenburg Times once a week for four (4) successive weeks next preceding the date fixed here for such hearing as required by the provisions of Chapter 160A, Section 299, of the General Statutes of North Carolina; and further, the Petitioner is directed to send by registered or certified mail a copy of this Resolution to all owners of property adjoining the said portion of the street or public alley as shown on the county tax records as required by said Statute. The Petitioner is hereby directed to prominently post a notice of the closing and public hearing in at least two (2) places along the said portion of the street or public alley, as required by said Statute.

BY ORDER OF THE CITY COUNCIL

Ruth Armstrong
City Clerk

Fourth Ward Redevelopment Area
Abandonment of Portions of Existing Street Right-of-Way

1. That certain portion of North Pine Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled "Proposed Closing Portion of North Pine Street", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated December 7, 1978, Revised February 9, 1979, and February 12, 1979, being more specifically described as follows:

BEGINNING at an old iron, said iron being the point of intersection of the southerly right-of-way line of West Eighth Street with the westerly right-of-way line of North Pine Street, and running thence S. 41-05-35 E., 34.32 feet across the right-of-way of North Pine Street to a point, said point being the intersection of the southerly right-of-way line of West Eighth Street with the easterly right-of-way line of North Pine Street; thence running with the easterly right-of-way line of North Pine Street, S. 51-30-35 W. 47.87 feet to a point; thence running across the right-of-way of North Pine Street, N. 38-18-06 W. 34.44 feet to a point lying in the westerly right-of-way line of North Pine Street; thence running with said westerly right-of-way line of North Pine Street, N. 51-41-54 E. 46.20 feet to the point of Beginning, and containing approximately 1,616 square feet.

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RESOLUTION DECLARING AN INTENT TO CLOSE A PORTION OF
EAST TENTH STREET IN THE CITY OF CHARLOTTE,
MECKLENBURG COUNTY, NORTH CAROLINA, AND CALLING A
PUBLIC HEARING ON THE QUESTION

WHEREAS, the Community Development Department of the City of Charlotte, by and through its Director, has requested the City to vacate and close a certain portion of East Tenth Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled "First Ward Urban Renewal Right-of-Way To Be Abandoned A Portion of East Tenth Street", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated November 28, 1978, a copy of which is available for inspection in the Office of the City Clerk in the City Hall at Charlotte, North Carolina; said portion of said street being more particularly described in Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, the procedure for closing street and public alleys as outlined in Chapter 160A, Section 299 of the General Statutes of North Carolina requires that Council first adopt a resolution declaring its intent to close the street or public alley and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for four (4) 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 or public alley as shown on the County tax records, and a notice of the closing and public hearing shall be prominently posted in at least two (2) places along said street or public alley; and

WHEREAS, the City of Charlotte is desirous of complying with the Petitioner's request.

NOW, THEREFORE, BE IT RESOLVED AND DECLARED by the City Council of the City of Charlotte, at its regularly scheduled session of Monday, May 7, 1979, that it intends to close that certain portion of East Tenth Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on plat entitled "First Ward Urban Renewal Right-of-Way To Be Abandoned A Portion of East Tenth Street", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated November 28, 1978, a copy of which is available for inspection in the Office of the City Clerk in the City Hall at Charlotte, North Carolina, said portion of said street being more particularly described in Exhibit "A" hereto attached and made a part hereof, and hereby calls a public hearing on the question to be held at 3:00 P. .m., on Monday, the 11th day of June, 1979, in the Council Chamber of the City

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Hall. The City Clerk is hereby directed to publish a copy of this Resolution in The Mecklenburg Times once a week for four (4) successive weeks next preceding the date fixed here for such hearing as required by the provisions of Chapter 160A, Section 299, of the General Statutes of North Carolina; and further, the Petitioner is directed to send by registered or certified mail a copy of this Resolution to all owners of property adjoining the said portion of the street or public alley as shown on the County tax records as required by said Statute. The Petitioner is hereby directed to prominently post a notice of the closing and public hearing in at least two (2) places along the said portion of the street or public alley, as required by said Statute.

BY ORDER OF THE CITY COUNCIL

Ruth Armstrong
City Clerk

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First Ward Urban Renewal Area
Abandonment of Portions of Existing Street Right-of-Way

1. That certain portion of East Tenth Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on a plat entitled "First Ward Urban Renewal Right-of-Way To Be Abandoned A Portion of East Tenth Street", prepared by City of Charlotte, Department of Public Works, Engineering Division, dated November 28, 1978, being more specifically described as follows:

BEGINNING at an old iron, said iron being the intersection of the easterly right-of-way line of North Myers Street with the northerly right-of-way line of East Tenth Street, and running thence with the northerly right-of-way line of East Tenth Street, S. 42-57-25 E., 180.25 feet to a point, said point lying on the westerly right-of-way line of the Independence Expressway (now or formerly); thence S. 23-59-51 W., 43.76 feet to an old iron, said iron lying in the southerly right-of-way line of East Tenth Street; thence running with said southerly right-of-way of East Tenth Street, N. 42-43-10 W., 199.36 feet to a point, said point being the intersection of the southerly right-of-way line of East Tenth Street with the easterly right-of-way line of North Myers Street; thence N. 49-52-20 E., 37.11 feet to a point, and thence N. 50-18-57 E., 2.40 feet to the point or place of Beginning, and containing approximately 7,564 square feet (0.174 acre).

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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 7th day of May, 1979, 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:

Henry W. Underhill Jr.
City Attorney

Read, approved and adopted by the City Council in regular session convened on the 7th day of May, 1979, the reference having been made in Minute Book 71, and recorded in full in Resolutions Book 14, beginning at Page 231.

Ruth Armstrong
City Clerk

TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Harry Haynes Baird & Cornelia W. Baird	\$ 1.64	Clerical Error
Harry Hanyes Baird & Cornelia W. Baird	2.82	Clerical Error
Newman E. Walton	6.16	Clerical Error
Stanley S. Slesinger	9.34	Illegal Levy
Borough Lincoln Mercury, Inc.	175.86	Illegal Levy
Connecticut Mutual Life Insurance Company	369.25	Illegal Levy
	<hr/>	
	\$565.07	