

RESOLUTION CLOSING A PORTION OF EXISTING TYVOLA ROAD
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH
CAROLINA.

WHEREAS, William R. Hill and wife, Sandra S. Hill have petitioned the Charlotte City Council to close a portion of existing Tyvola Road in the City of Charlotte, Mecklenburg County North Carolina;

WHEREAS pursuant to the provisions of North Carolina General Statutes 160A-299, the Charlotte City Council has caused to be published a resolution of intent to close a portion of existing Tyvola Road which calls for a public hearing on the question; and

WHEREAS there are no abutting property owners other than the City of Charlotte and the City Engineer has prominently posted a Notice of the closing and public hearing in at least two (2) places along the portion of existing (Old) Tyvola Road sought to be closed all as required by North Carolina General Statutes 160A-299.

WHEREAS, a public hearing was held on the 10th day of September, 19 79.

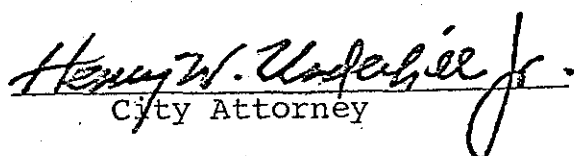
WHEREAS the Charlotte City Council has determined that the closing of said portion of existing Tyvola Road is not contrary to the public interest and that no individual firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, be it resolved by the Charlotte City Council at its regularly scheduled meeting of September 10th, 1979 that the Council hereby orders the closing of a portion of Old Tyvola Road in the City of Charlotte, County of Mecklenburg, North Carolina as described below:

BEGINNING at the northeasterly corner of Lot 1, Block 21, as shown in Map Book 7, Page 707 in the Mecklenburg Public Registry, said point being in the Southerly right of way of the Old Tyvola Road roadbed and running N-35-50-10-E 64 feet across said roadbed to the northerly right of way of Old Tyvola Road; thence in a northwesterly direction along the latter right of way 35 feet to a point in the southerly right of way of relocated Tyvola Road; thence N-61-10-34-W 99.86 feet along said right of way; thence along the latter right of way with a 200 foot radius 28.97 feet; thence S-35-50-10-W 28.72 feet; thence in a southeasterly direction along the southerly right of way of Old Tyvola Road two courses: on a 200 foot radius 34.29 feet; on a 571.31 foot radius 131.82 feet to the beginning point. Excepted from this grant is a 20 foot right of way extending 10 feet on each side of an existing 6 inch underground water main. Grantor also reserved an easement to go onto the land to dig, etc. for repairs and maintenance of the water main.

Be it further resolved that a certified copy of this resolution be filed in the Mecklenburg Public Registry.

Approved as to form:


City Attorney

C E R T I F I C A T I O N

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 10th day of September, 1979 the reference having been made in Minute Book 71, and is recorded in full in Resolutions Book 14, at Pages 397-398.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of September, 19 79.

Ruth Armstrong, City Clerk

RESOLUTION CLOSING GLENARDEN STREET
LOCATED BETWEEN GLENN STREET AND
CAROTHERS STREET IN THE CITY OF
CHARLOTTE, MECKLENBURG COUNTY, NORTH
CAROLINA.

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to Close Glenarden Street which calls for a public hearing on the question; and

WHEREAS, the petitioner sent a copy of the Resolution of Intent to Close Glenarden Street by registered or certified mail to all owners of property adjoining the said street, and the petitioner prominently posted a notice of the closing and public hearing in at least two places along Glenarden Street, all as required by G. S. 160A-299; and

WHEREAS, the public hearing was held on the 10th day of September 1979, and City Council determined that the closing of Glenarden Street 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 September 10th, 1979 that the Council hereby orders the closing of Glenarden Street in the City of Charlotte, Mecklenburg County, North Carolina, as described below:

BEGINNING at a point in the northwesterly margin of Glenn Street, said beginning point being the southeasterly corner of the L. E. Pinkerton property (as described in deed recorded in Book 4012 at page 42 in the Mecklenburg County Public Registry), and runs thence from said beginning point S. 45-37-00 W. 16.06 feet to an iron pin; thence N. 49-23-30 W. 209.18 feet to an iron pin in the easterly margin of Carothers Street; thence with the easterly margin of Carothers Street, N. 41-45-30 E. 16.00 feet to an iron; thence S. 49-23-30 E. 210.26 feet to the point and place of BEGINNING, the same containing 0.077 acres, as shown on survey prepared by R. B. Pharr & Associates, Registered Surveyors, dated April 27, 1979.

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.

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 10th day of September 1979, the reference having been made in Minute Book 71, page _____, and recorded in full in Resolution Book 14, page s 399 - 400.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of September, 1979.

Ruth Armstrong, City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
NORTH CAROLINA RESCINDING RESOLUTIONS ADOPTED ON
MAY 15, 1978
AND APPROVING A NEW REHABILITATION GRANT AND LOAN PROGRAM
AND CONDITIONS UNDER WHICH REHABILITATION LOANS
MAY BE MADE TO OWNERS OR TENANTS OF RESIDENTIAL
PROPERTIES AND OWNERS OR TENANTS OF
NONRESIDENTIAL OR MIXED-USE PROPERTIES AND CONDITIONS
UNDER WHICH GRANTS MAY BE MADE TO OWNER OCCUPANTS
OF RESIDENTIAL PROPERTIES

WHEREAS, Title I of the Housing and Community Development Act of 1974 (P.L. 93-383) created a new Community Development Funding Program and amended and extended laws related to housing and urban development and for other purposes; and

WHEREAS, the City of Charlotte has submitted an application in accordance with certain well-defined Federal objectives and has received approval from the United States of America for the execution of a comprehensive Community Development Block Grant Funds; and to be financed with Community Development Block Grant Funds; and

WHEREAS, one of the activities authorized to be assisted under the Community Development Program includes rehabilitation of residential, nonresidential and mixed-use properties in deteriorated or deteriorating areas, including interim assistance and financing rehabilitation of privately owned properties; and

WHEREAS, Community Development Block Grant Funds have been allocated for this purpose in the City of Charlotte; and

WHEREAS, on the 15th day of May, 1978, the City Council adopted a Resolution of the City Council of the City of Charlotte, North Carolina, Approving the Rehabilitation Grant and Loan Program and Conditions Under Which Grants or Loans May Be Made to Owner-Occupants or Tenants of Residential Properties and Owners or Tenants of Non-Residential or Mixed-Use Properties; and

WHEREAS, since the adoption of said Resolution, it has become appropriate and desirable to rescind the conditions for making rehabilitation loans and grants and to adopt new conditions for making loans and grants in order to increase the maximum amortization permitted to revise to clarify the wording of the existing provisions of the Remedial Repair Grant and to establish a new provision to the Remedial Repair Grant; and

WHEREAS, there has been prepared and referred to the City Council of the City of Charlotte for review and approval a new proposed Rehabilitation Grant and Loan Program and Conditions Under Which Rehabilitation Loans May Be Made To Owners Or Tenants

-2-

Of Residential Properties And Owners Of Non-Residential Or Mixed-Use Properties And Conditions Under Which Grants May Be Made To Owner-Occupants Of Residential Properties for use in the City of Charlotte Community Development Program incorporating new provisions concerning new maximum period for amortization of Loans, a revision to clarify the existing provision of the Remedial Repair Grant and the establishment of a new Remedial Repair Grant provision.

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

a. That the Resolution of the City Council of the City of Charlotte, North Carolina adopted on May 15, 1978 pertaining to the Grant and Loan Program be and is hereby rescinded.

b. That the Rehabilitation Grant and Loan Program and Conditions Under Which Rehabilitation Loans May Be Made Under the Community Development Program to Owners or Tenants of Residential Properties and Owners or Tenants of Residential Properties and Owners or Tenants of Nonresidential or Mixed-Use Properties and Conditions Under Which Grants May Be Made To Owner-Occupants Of Residential Properties in the City of Charlotte, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file said copy of the Program and Conditions with the minutes of this meeting.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of September, 1979, the reference having been made in Minute Book 71, and is recorded in full in Resolutions Book 14, at Pages 401 - 402.

Ruth Armstrong
City Clerk

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
AUTHORIZING THE ADVERTISEMENT FOR SALE OF CERTAIN
PROPERTY OWNED BY THE CITY LOCATED ON OLD DOWD ROAD
NEAR DOUGLAS MUNICIPAL AIRPORT

WHEREAS, the City has received an offer from National Welders Supply Company, Inc. for the purchase of a certain 5.53 acre parcel of property located on the south side of Old Dowd Road just north of the Southern Railroad right of way, just east of the controlled access right of way line for the Proposed Airport Connector, just west of the center line extended of the northeast-southwest runway at Douglas Municipal Airport and more particularly described as follows:

BEGINNING at an nail in the southerly right of way of existing Old Dowd Road, said beginning point being in the westerly line of property presently owned by National Welders Supply Company, Inc. and acquired by deed recorded in Book 1877, Page 16, in the Mecklenburg Public Registry, and proceeding with the said property of National Welders Supply Company, Inc. two courses and distances as follow: (1) S. 38-40 E. 369.76 feet to an old iron; (2) S. 0-28 W. 396.10 feet to an old iron in the line of the property currently owned by James Austin Turner and wife, Linerieux B. Turner; thence with said Turner line S. 64-32 W. 162.98 feet to a new iron in the proposed right of way of Southern Railroad; thence with the proposed right of way of Southern Railroad in a northwesterly direction 71.48 feet to an iron; thence N. 1-12 E. 75.97 feet to an old iron; thence N. 37-18 W. 422.04 feet to an iron; thence N. 26-42 W. 182.10 feet to a point in the southerly right of way of proposed Old Dowd Road (as relocated); thence with said right of way (1) with the arc of a circle to the right having a radius of 379.62, a distance of 156.02 feet to a point; (2) with the arc of a circle to the right having a radius of 529.36, a distance of 100.09 feet to a point; and (3) N. 63-04 E. 111.30 feet to the point or place of BEGINNING.

BEING all of Tracts 1, 2, 3 and 4 as shown on the map of the property of L. G. Odem recorded in Map Book 4, Page 283, in the Mecklenburg Public Registry, other than small parts which have been made a part of the right of way of Southern Railroad, the proposed Airport Connector right of way of the proposed relocated Old Dowd Road right of way.

WHEREAS, this offer for purchase recognizes that the City will reserve an avigation easement for the flight of aircraft in the northeast approach to the northeast-southwest runway at Douglas Municipal Airport; and

WHEREAS, the City Council has determined that said property will not be needed by the City and proposes to accept the offer of National Welders Supply Company, Inc. after compliance with the provisions of §160A-269 of the General Statutes of North Carolina which require a deposit of 5% of the bid with the City Clerk and publication of an advertisement for upset bids.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte in regular session duly assembled, that the City Manager is hereby authorized and directed to prepare a notice of the offer of National Welders Supply Company, Inc. as specified in said G.S. §160A-269, to cause this notice to be advertised by publication in a newspaper of general circulation in accordance with the provisions of said G.S. §160A-269, and to bring this matter back before the City Council at its next regular meeting following compliance with the upset bid requirements of said G.S. §160A-269.

CITY COUNCIL OF THE
CITY OF CHARLOTTE

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 10th day of September, 1979, the reference having been made in Minute Book 71, and is recorded in full in Resolutions Book 14, at Pages 403 - 404.

Ruth Armstrong
City Clerk

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 water supply system, and

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

Water Distribution Improvements: 6" and 8"
Water Mains to Serve Pottstown in Huntersville

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...

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RESOLUTION - STATE GRANT ASSISTANCE

Page 2

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 10th day of September, 19 79, the reference having been made in Minute Book 71, Page , and recorded in full in Resolutions Book 14, Pages 405-406.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of September, 19 79.

Ruth Armstrong
City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO JOE ALBERT FURR AND WIFE, JEAN McALLISTER FURR LOCATED AT RFD #3, JOSEPHINE DRIVE IN THE CITY OF CHARLOTTE FOR THE YORK ROAD LANDFILL PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Joe Albert Furr and wife, Jean McAllister Furr located at RFD #3, Josephine Drive in the City of Charlotte, to acquire land for a solid waste collection and disposal facility in connection with the York Road Landfill 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 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, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Joe Albert Furr and wife, Jean McAllister Furr located at RFD #3, Josephine Drive in the City of Charlotte, 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 \$50,000.00, 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 10th day of September, 1979, and the reference having been made in Minute Book 71, page _____, and recorded in full in Resolutions Book 14, page 407.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of September, 1979.

Ruth Armstrong, City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO ANN A. SWARTZ, LOCATED AT 6914 PROVIDENCE ROAD IN THE CITY OF CHARLOTTE FOR THE 12 INCH SANITARY SEWER TRUNK TO PROVIDENCE ROAD PROJECT.

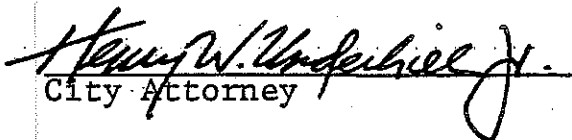
WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Ann A. Swartz, located at 6914 Providence Road in the City of Charlotte for a perpetual easement for a sanitary sewer plus a temporary construction easement in connection with the 12 inch sanitary sewer trunk to Providence Road; 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, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Ann A. Swartz; located at 6914 Providence Road in the City of Charlotte, 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 \$450.00, 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:


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 10th day of September, 1979, and the reference having been made in Minute Book 71, page _____ and recorded in full in Resolutions Book 14, page 408.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of September, 1979.

.....
Ruth Armstrong, City Clerk

"RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
APPROVING SALE OF LAND TO CAROLINA FOODS INCORPORATED
IN GREENVILLE REDEVELOPMENT PROJECT NO. N. C. R-78"

WHEREAS, on the 21st day of August, 1979, the City of Charlotte received from Carolina Foods, Incorporated, a proposal to purchase and develop 925,980 square feet of land known as Block No. 12, as designated on a plat entitled "Map Showing Property of City of Charlotte, Block "12", Greenville Urban Renewal Area, Charlotte, North Carolina," completed April 11, 1979, prepared by R. Dennis Smith, North Carolina Registered Surveyor, with a food processing plant, which is in accordance with the Redevelopment Plan for the Project, dated August 31, 1970, amended June 15, 1971; and

WHEREAS, the proposed developer has submitted a Purchase Contract, Redeveloper's Statement for Public Disclosure, and Redeveloper's Statement of Qualifications and Financial Responsibility, and a Good Faith Deposit in the amount of \$23,150.00, representing 10% of the total bid price for the land; and

WHEREAS, Section 160A-514(d) of the North Carolina Urban Redevelopment Law, as amended, requires that the sale of all urban redevelopment land shall be subject to the approval of the Governing Body of the Municipality.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby approve the sale to Carolina Foods, Incorporated, of 925,980 square feet of land in Block No. 12 in the Greenville Urban Renewal Area, Project No. N. C. R-78, the sales price of which shall be \$231,495.00, to be developed as a food processing plant, which is in accordance with the Redevelopment Plan for the Project, dated August 31, 1970, amended June 15, 1971.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of September, 1979, the reference having been made in Minute Book 71, and is recorded in full in Resolutions Book 14, at Page 409.

Ruth Armstrong
City Clerk

RESOLUTION AMENDING THE
PERSONNEL RULES AND REGULATIONS

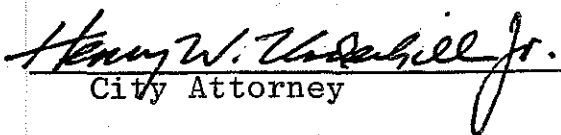
BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Personnel Rules and Regulations heretofore adopted by the City Council to be effective October 6, 1969, as subsequently amended, are hereby further amended by deleting the clause in the third sentence of the first paragraph of Rule III, Section 16, Educational Incentive Pay, which states that the degree held "must be based on a curriculum which includes courses having apparent transferability to fire or police work," such that Rule III, Section 16, reads in its entirety as follows:

Employees in uniformed classifications below and including the Fire Department rank of Captain and the Police Department rank of Sergeant shall be eligible to receive educational incentive pay in addition to basic salary. Educational incentive compensation shall be one pay step in addition to basic salary for an Associate Degree, and two pay steps in addition to basic salary for a Baccalaureate Degree, provided the degree held is from a recognized college or university. Such educational incentive compensation shall be effective upon receipt of the degree.

Firefighters and Police Officers shall receive the educational incentive differential for which they are eligible effective on the date of hire, i.e., candidates for Firefighter or Police Officer with an approved Associate Degree shall be hired at one pay step above the base entry-level rate and candidates with an approved Baccalaureate Degree shall be hired at two pay steps above the base entry-level rate.

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 of the City of Charlotte, North Carolina, in regular session convened on the 10th day of September 1979, the reference having been made in Minute Book 71, and is recorded in full in Resolutions Book 14, at Page 410.

Ruth Armstrong, City Clerk

A RESOLUTION PROVIDING FOR PUBLIC HEARING
ON PETITIONS FOR SPECIAL USE PERMITS

WHEREAS, the City Council has received a petition for Special Use Permit, which petition numbered SUP 79-5 is on record in the Office of the City Clerk, and

WHEREAS, the City Council deems it in the public interest that a hearing be held on said petition,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that a public hearing will be held in the City Council Chambers on the Second Floor of City Hall at 600 East Trade Street beginning at 9:00 o'clock A. M. on Tuesday, the 9th day of October, 1979.

BE IT FURTHER RESOLVED that notice of said hearings be published as required by law.

APPROVED AS TO FORM:


Henry Underhill, City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 10th day of September, 1979, the reference having been made in Minute Book 71 and is recorded in full in Resolutions Book 14, at Page 411.

Ruth Armstrong
City Clerk