

ORDINANCE NO. 241-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 1931 UNION STREET PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF ROSA C. FULLER RESIDING AT 2013 UNION STREET, CHARLOTTE, NC 28205.

WHEREAS, the dwelling located at 1931 Union Street in the City of Charlotte has been found by the Director of the Community Development Department to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by registered mail on December 8, 1993 and January 11, 1994.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Director of the Community Development Department is hereby ordered to cause the demolition and removal of the dwelling located at 1931 Union Street in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

Ant. J. D. [Signature]
CITY ATTORNEY

CERTIFICATION

I, BRENDA FREEZE, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of February, 1995, the reference having been made in Minute Book 106, and recorded in full in Ordinance Book 46, at Page(s) 260.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1st day of March, 1995.

Brenda B. Freeze
BRENDA FREEZE, CITY CLERK

ORDINANCE NO. 242-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 803-05 PARKWOOD AVENUE PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF RICHARD MILLS RESIDING AT 803 PARKWOOD AVENUE, CHARLOTTE, NC 28205.

WHEREAS, the dwelling located at 803-05 Parkwood Avenue in the City of Charlotte has been found by the Director of the Community Development Department to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by advertisement on June 28, 1991 and August 30, 1991.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Director of the Community Development Department is hereby ordered to cause the demolition and removal of the dwelling located at 803-05 Parkwood Avenue in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

L. Lind *J. Douglas Coffey*
CITY ATTORNEY

CERTIFICATION

I, BRENDA FREEZE, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of February, 1995, the reference having been made in Minute Book 106, and recorded in full in Ordinance Book 46, at Page(s) 261.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1st day of March, 1995.

Brenda R. Freeze
BRENDA FREEZE, CITY CLERK

ORDINANCE NO. 243-X

AN ORDINANCE ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 3230 ROZZELLES FERRY ROAD PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 19, PART 6, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA, SAID BUILDING BEING THE PROPERTY OF GEORGE HOUSIADAS AND WIFE, MARIA, RESIDING AT 3124 MAYFIELD AVENUE, CHARLOTTE, NC 28209.

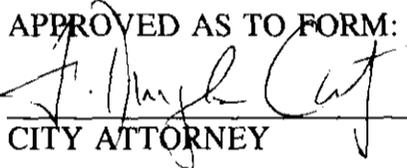
WHEREAS, the dwelling located at 3230 Rozzelles Ferry Road in the City of Charlotte has been found by the Director of the Community Development Department to be in violation of the Housing Code of the City of Charlotte and the owners thereof have been ordered to demolish and remove said dwelling, all pursuant to the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, said owner(s) have failed to comply with said order served by advertisement in Mecklenburg Times on June 28, 1994 and August 12, 1994.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Director of the Community Development Department is hereby ordered to cause the demolition and removal of the dwelling located at 3230 Rozzelles Ferry Road in the City of Charlotte in accordance with the Housing Code of the City of Charlotte and Article 19, Part 6, Chapter 160A of the General Statutes of North Carolina.

This Ordinance shall become effective upon its adoption.

APPROVED AS TO FORM:

and 
CITY ATTORNEY

CERTIFICATION

I, BRENDA FREEZE, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of February, 19 95, the reference having been made in Minute Book 106, and recorded in full in Ordinance Book 46, at Page(s) 262.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1st day of March, 19 95.


BRENDA FREEZE, CITY CLERK

ORDINANCE 244

**AN ORDINANCE AMENDING CHAPTER 14, SECTION 131
OF THE CHARLOTTE CITY CODE**

WHEREAS, on May 14, 1984, the Charlotte City Council approved a policy to provide for a 25 miles per hour speed limit on non-thoroughfare residential streets; and,

WHEREAS, it has been determined, upon the basis of an engineering and traffic investigation, that a lowered speed limit on certain streets of the City of Charlotte is not inappropriate; and,

WHEREAS, G.S. 20-141 (speed restrictions) requires adoption of a speed limit ordinance to amend Chapter 14, Section 131(c) of the Charlotte City Code,

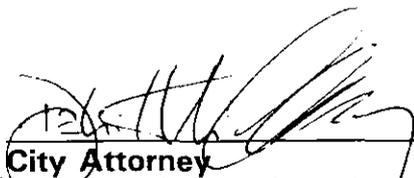
NOW THEREFORE BE IT ORDAINED by the City Council of the City of Charlotte,

SECTION 1: That Schedule X referred to in Chapter 14-131(c) of the Charlotte City Code be amended by declaring a speed limit on the following City System streets as described below:

Arnold Drive between Eastway Drive and Markham Court	25 MPH
Burgin Street from Medford Drive to Eastway Drive	25 MPH
Enfield Road between Kilborne Drive and Markham Court	25 MPH
Markham Court between Kilborne Drive and Arnold Drive	25 MPH
Medford Drive from Central Avenue to Burgin Street	25 MPH
Quail Hill Road from Hopeton Road to Park Road	25 MPH

SECTION 2: Section 1 shall become effective upon adoption by Charlotte City Council and after signs are erected giving notice of the speed limits, as required by N.C.G.S. Section 20-141.

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 27th day of February, 1995, the reference having been made in Minute Book 106, and is recorded in full in Ordinance Book 46, at page(s) 263.

Brenda R. Freeze
City Clerk

ORDINANCE NO. 245-X

Final - 02/01/95

ORDINANCE APPROVING THE TRANSFER OF THE FRANCHISE AGREEMENT BETWEEN THE CITY OF CHARLOTTE AND TIME WARNER ENTERTAINMENT COMPANY, L.P. DOING BUSINESS AS CABLEVISION OF CHARLOTTE TO TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE PARTNERSHIP

WHEREAS, on November 16, 1994, Time Warner Entertainment Company, L.P. (hereinafter referred to as "TWE") made a request to the City to transfer its cable television franchise agreement to Time Warner Entertainment-Advance/Newhouse Partnership (hereinafter referred to as "TWE-A/NP"); and

WHEREAS, pursuant to §6-58 of the City's cable communications regulatory ordinance, any franchise granted by the City cannot be sold, transferred, leased, assigned, or disposed of without the prior consent of the City and then, under such reasonable conditions as the City may establish; and

WHEREAS, §6-58 further allows the City to inquire into the legal, financial, character, technical and other public interest qualifications of the prospective controlling parties to the satisfaction of the City; and

WHEREAS, City staff have completed their review of that information contained in the TWE/TWE-A/NP application and compiled such findings in a report entitled "City of Charlotte and Mecklenburg County - Time Warner Entertainment Company, L.P. and Vision Cable of North Carolina, Inc. Cable Television Franchise Agreements Transfer to Time Warner Entertainment - Advance/Newhouse Partnership - Staff Report" which is attached hereto and incorporated herein by reference as Exhibit A; and

WHEREAS, pursuant to the report, staff recommends the approval of the application of transfer from TWE to TWE-A/NP subject to TWE-A/NP's compliance with certain conditions:

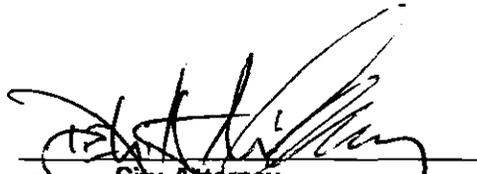
NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte as follows:

SECTION 1. The City of Charlotte hereby approves the transfer of the franchise agreement between the City of Charlotte and TWE to TWE-A/NP and authorizes the execution of an amended franchise agreement between the City and TWE-A/NP which shall include the following:

1. TWE-A/NP's execution of the "Transfer and Amendment of Franchise Agreement" agreement between the City of Charlotte and TWE-A/NP.
2. A performance bond in the name of TWE-A/NP to be delivered not later than 45 days after the effective date of the amended franchise, said performance bond to be obtained and maintained during the entire term of the franchise.
3. A TWE-A/NP certificate of insurance which shall be maintained in full force and effect throughout the term of the franchise.

SECTION 2. This ordinance shall become effective after having been read at two regular meetings of City Council.

APPROVED AS TO FORM:



Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of February, 1995, the reference having been made in Minute Book 106, and is recorded in full in Ordinance Book 46, at page(s) 264.

Brenda R. Freeze
City Clerk

ORDINANCE NO. 246-X

Final - 02/01/95

ORDINANCE APPROVING THE TRANSFER OF THE FRANCHISE AGREEMENT BETWEEN THE CITY OF CHARLOTTE AND VISION CABLE OF NORTH CAROLINA, INC. TO TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE PARTNERSHIP

WHEREAS, on November 16, 1994, Vision Cable of North Carolina, Inc. (hereinafter referred to as "Vision Cable") made a request to the City to transfer its cable television franchise agreement to Time Warner Entertainment-Advance/Newhouse Partnership (hereinafter referred to as "TWE-A/NP"); and

WHEREAS, pursuant to §6-58 of the City's cable communications regulatory ordinance, any franchise granted by the City cannot be sold, transferred, leased, assigned, or disposed of without the prior consent of the City and then, under such reasonable conditions as the City may establish; and

WHEREAS, §6-58 further allows the City to inquire into the legal, financial, character, technical and other public interest qualifications of the prospective controlling parties to the satisfaction of the City; and

WHEREAS, City staff have completed their review of that information contained in the Vision Cable/TWE-A/NP application and compiled such findings in a report entitled "City of Charlotte and Mecklenburg County -Time Warner Entertainment Company, L.P. and Vision Cable of North Carolina, Inc. Cable Television Franchise Agreements Transfer to Time Warner Entertainment-Advance/Newhouse Partnership - Staff Report - January 27, 1995," which is attached hereto and incorporated herein by reference as Exhibit A; and

WHEREAS, pursuant to the report, staff recommends the approval of the application of transfer from Vision Cable to TWE-A/NP subject to TWE-A/NP's compliance with certain conditions:

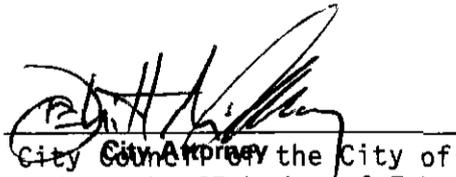
NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte as follows:

SECTION 1. The City of Charlotte hereby approves the transfer of the franchise agreement between the City of Charlotte and Vision Cable to TWE-A/NP and authorizes the execution of an amended franchise agreement between the City and TWE-A/NP which shall include the following:

1. TWE-A/NP's execution of the "Transfer and Amendment of Franchise Agreement" agreement between the City of Charlotte and TWE-A/NP.
2. A performance bond in the name of TWE-A/NP to be delivered not later than 45 days after the effective date of the amended franchise, said performance bond to be obtained and maintained during the entire term of the franchise.
3. A TWE-A/NP certificate of insurance which shall be maintained in full force and effect throughout the term of the franchise.

SECTION 2. This ordinance shall become effective after having been read at two regular meetings of City Council.

APPROVED AS TO FORM:



Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of February, 1995, the reference having been made in Minute Book 106, and is recorded in full in Ordinance Book 46, at page(s) 265.

Brenda R. Freeze
Coity Clerk

Ordinance Number 247-X

B-32

AN ORDINANCE TO AMEND ORDINANCE NO. 3890 – X, THE 1994–95 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION FOR A MUNICIPAL AGREEMENT WITH THE NCDOT FOR AN UPGRADED BRICK WALL ALONG THE NORTH SIDE OF THE US 74 PROJECT FROM PECAN TO WASENA AVENUES.

BE IT ORDAINED by the City Council of the City of Charlotte;

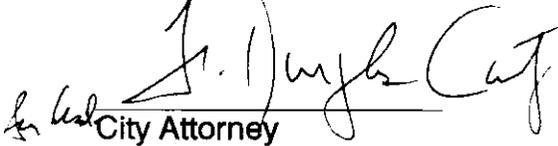
Section 1. That the sum of \$137,050 is hereby available from Street Bonds

Section 2. That the sum of \$137,050 is hereby appropriated to General Capital Improvement Fund 2010; 359.00 – Participation in State Roads – US 74.

Section 3. All ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall be effective immediately.

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 27th day of February, 1995, the reference having been made in Minute Book 106, and is recorded in full in Ordinance Book 46, at page(s) 266.

Brenda R. Freeze
City Clerk

AN ORDINANCE TO AMEND ORDINANCE NO. 3890-X, THE 1994-1995 BUDGET ORDINANCE, AUTHORIZING MID YEAR TRANSFERS OF FUNDS.

BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina:

Section 1. That the sum of \$118,563 is available in General Fund-Police and is hereby approved for payment of the local match of the State of North Carolina's Department of Crime Control and Public Safety Grant for Drug Control and Systems Improvement, Grant Award Number 60-193-10-D220, Grant Period of October 1, 1994 through June 30, 1995.

Section 2. That the sum of \$35,000 is hereby estimated to be available from Assets Forfeiture Funds and is hereby appropriated to the General Fund- Police for payment of administrative fees associated with forfeited vehicle procurement.

Section 3. That Section 1, Schedule E is hereby amended to reflect an increase of \$29,268, for a total of \$22,523,053 and that Section 3, Schedule E is hereby amended to reflect the following.

	<u>Original</u>	<u>Revised</u>
UMTA Grant	\$1,285,729	\$1,141,215
NCDOT Grant	1,865,951	2,894,963
Total	\$3,151,680	\$4,036,178

Section 4. That Section 2, Schedule E and Ordinance No. 118-X, Section 2 are hereby amended to reflect the following changes:

	<u>Original</u>	<u>Revised</u>
Water Bonds to be Authorized	\$56,888,147	\$58,388,147
Sewer Bonds to be Authorized	27,050,920	25,550,920
Total	\$83,939,067	\$83,939,067

Section 5. That Section 4, Schedule E is hereby amended to reflect the following changes:

	<u>Original</u>	<u>Revised</u>
Water and Sewer Fund Fund Balance	\$180,000	\$757,000
McAlpine Creek WWTP Improvements (636.25)	577,000	0
1991 Annex Sewer Collection System (633.10)	575,000	680,000
Prosp Church/Brown Rd Sewer Main (633.11)	105,000	0
Walker Branch Tributary No. 1 Trunk (633.28)	300,000	420,000
Mallard Creek WWTP Addition (633.37)	70,000	57,199
Mallard Creek WWTP Addition-Phase II (633.39)	200,000	80,000
Paw Creek Parallel Outfall (632.13)	0	12,801
Total	\$2,007,000	\$2,007,000

Section 6. That the sum of \$49,270 is estimated to be available from a US EPA grant and is hereby appropriated to Water and Sewer Capital Project Fund- McAlpine Creek WWTP Composting Complex (2071; 632.57).

Section 7. That the sum of \$1,600,000 is hereby appropriated to the Storm Water Construction Fund (2071; 358.00) from the following sources:

1994 Storm Water Bonds	\$1,000,000
Storm Water Operating Fund (7701) Fund Balance	600,000
Total	\$1,600,000

Section 8. That the sum of \$1,000,000 is hereby available in the Storm Water Operating Fund fund balance and is hereby appropriated for Transfer to the Storm Water Construction Fund (2071).

Section 9. That the sum of \$550,000 is estimated to be available from Duke Power (\$500,000) and the State of North Carolina (\$50,000) and is hereby appropriated to the General Capital Project Fund- NFL Practice Field (2010; 472.00).

Section 10. That the sum of \$271,500 is estimated to be available from Convention Center Capital Project Fund 2013 and is hereby appropriated for transfer to Convention Center Debt Service Fund (5104; 371.03).

Section 11. That the sum of \$275,405 is hereby transferred from the Convention Center Tax Fund to the Convention Center Debt Service Fund.

Section 12. That \$173,785 is estimated to be available in the City Housing Fund (Fund 0141) and is hereby appropriated to Scattered Site Housing (0141; 570.01).

Section 13. That Ordinance No 117-X, Section 1 is hereby amended to read that the sum of \$1,621,375 from the Federal CDBG Section 108 Loan Guarantee program is hereby appropriated to Fund 6806.

Section 14. That Section 3, Schedule L is hereby amended to reflect the following:

	<u>Original</u>	<u>Revised</u>
Interest Transferred from Other Funds	\$4,307,000	\$4,180,000
Unappropriated Fund Balance	170,852	297,852
Total	\$4,477,852	\$4,477,852

Section 15. That the sum of \$48,246 is estimated to be available from interest earnings and is hereby appropriated to General Capital Project Fund- Performing Arts (2010; 299.00).

Section 16. That the sum of \$183,825 is available from Aviation Operating Fund Balance and is hereby appropriated to Aviation Operating Fund- Contribution to Debt Service.

Section 17. That Schedule S in Sections 1 and 3 are hereby amended to reflect the following changes:

<u>Section 1</u>	<u>Original</u>	<u>Revised</u>
Total Appropriations	\$2,010,600	\$2,606,745
<u>Section 3</u>		
Transfer from Aviation Operation	\$1,960,600	\$6,391,855

Section 18. That Ordinance No. 192-X, Section 1, is hereby amended to read that the sum of \$1,547,366 is hereby estimated to be available from the Airport Operating Fund and \$4,642,100 is estimated to be available from a Federal Grant.

Section 19. That the additional sum of \$1,739,750 is estimated to be available from Interest Transferred from Other Funds and is hereby appropriated for Transfer to the Municipal Debt Service Fund (5101).

Section 20. That the sum of \$693,725 is estimated to be available from Interest Transferred from Other Funds and is hereby appropriated for Transfer to the Water and Sewer Debt Service Fund (5501).

Section 21. That the sum of \$758,525 is available from the following sources and is hereby appropriated in the Municipal Debt Service Fund for debt payments:

Municipal Debt Service Fund Fund Balance	\$325,000
Capitalized Interest Account	409,272
Accrued Interest Account	24,253
Total	\$758,525

Section 22. That the FY95 Fair Housing Assistance Grant is anticipated to extend beyond the fiscal year and therefore shall remain in effect for the duration of the project.

Section 23. That Section 3, Schedule L should read "Contribution from Other Funds" for \$155,139 rather than "Contribution from Public Transportation."

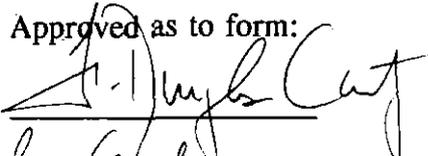
Section 24. That Section 15 should read "that the sum of \$39,000 is estimated to be available from Duke Power and is hereby appropriated to the General Fund- Fire/Emergency Management Division (402.46)."

Section 25. Copies of this ordinance shall be furnished to the Director of Finance, City Treasurer, and Chief Accountant to be kept on file by them for their direction in the disbursement of City funds.

Section 26. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 27. It is the intent of this ordinance to be effective upon 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 27th day of February, 1995, the reference has been made in Minute Book 106, and is recorded in full in Ordinance Book 46, at page(s) 267-271.

Brenda R. Freeze
City Clerk

ORDINANCE NUMBER : 249-X

AN ORDINANCE TO AMEND ORDINANCE NO. 3890 – X, THE 1994–95 BUDGET ORDINANCE, PROVIDING A SUPPLEMENTAL APPROPRIATION FOR THE CONSTRUCTION OF EXPANSION SPACE FOR THE NEW LAW ENFORCEMENT CENTER.

BE IT ORDAINED by the City Council of the City of Charlotte;

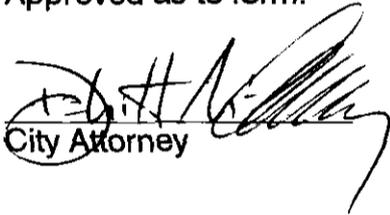
Section 1. That the sum of \$400,090 is hereby estimated to be available from the General Fund Fund Balance.

Section 2. That the sum of \$400,090 is hereby appropriated to General Capital Improvement Fund 2010; 234.00 – Law Enforcement Center.

Section 3. All ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall be effective immediately.

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 27th day of February, 1995, the reference having been made in Minute Book 106, and is recorded in full in Ordinance Book 46, at page(s) 272.

Brenda R. Freeze
City Clerk