

August 26, 1974
Resolutions Book 10 - Page 84

A RESOLUTION PROVIDING FOR PUBLIC
HEARINGS ON PETITIONS FOR ZONING CHANGES

WHEREAS, the City Council has received petitions for zoning changes, which petitions, numbered 74-44 through 74-46 are on record in the Office of the City Clerk, and

WHEREAS, the City Council deems it in the public interest that hearings be held on said petitions,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that public hearings will be held in the Council Chamber on the Second Floor of the Charlotte City Hall beginning at 2:00 o'clock P. M. on Monday, the 16th day of September, 1974 on petitions for zoning changes numbered 74-44 through 74-46.

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 26th day of August, 1974, the reference having been made in Minute Book 60, and recorded in full in Resolutions Book 10, at Page 84.

Ruth Armstrong, City Clerk

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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the City Hall, the regular place of meeting, at 3:00 P.M., on August 26, 1974.

Present: Mayor John M. Belk, presiding,
Councilmembers
and Councilmen: Alexander, Harris, Locke, Whittington and Williams.

Absent: Councilmen Short and Withrow.

* * * * *

Councilman Alexander introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSUANCE
OF \$4,000,000 SANITARY SEWER BOND
ANTICIPATION NOTES

BE IT RESOLVED by the City Council of the City of Charlotte:

Section 1. The City Council has determined and does hereby find and declare:

(a) That an ordinance authorizing \$13,620,000 Sanitary Sewer Bonds was adopted on July 10, 1972, which ordinance was approved by the vote of a majority of the qualified voters of said City who voted thereon at an election duly called and held on September 2, 1972.

(b) That \$7,400,000 of said bonds has been issued, which bonds are dated June 1, 1973, are designated "Sanitary Sewer Bonds, Series A", and mature in annual installments on June 1 in the years 1975 to 1995, inclusive and that it is necessary to issue at this time \$4,000,000 notes in anticipation of the receipt of the proceeds of a like amount of said bonds.

Section 2. In anticipation of the receipt of the proceeds of a like amount of said bonds, the issuance of \$4,000,000 negotiable notes of the City of Charlotte is hereby authorized, which

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notes shall be designated "Sanitary Sewer Bond Anticipation Notes", shall be dated September 23, 1974, shall mature on February 19, 1975, without option of prior payment, and shall bear interest at a rate to be determined by the Local Government Commission at the time the notes are sold, which interest shall be payable at the maturity of the notes to which no interest coupons shall be attached. Said notes shall be payable as to both principal and interest at such bank or trust company, shall have such denomination or denominations and shall bear such number or numbers as may be fixed by the Mayor after the award of the notes by the Local Government Commission, and both the principal of and the interest on said notes shall be payable in any coin or currency of the United States of America which, at the time of payment, is legal tender for the payment of public and private debts.

Section 3. This resolution shall take effect upon its passage.

Thereupon, upon motion of Councilman Alexander, seconded by Councilman Whittington, the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$4,000,000 SANITARY SEWER BOND ANTICIPATION NOTES" was passed by the following vote:

Ayes: ^{Councilmembers} ~~Councilmen~~ Alexander, Harris, Locke, Whittington and Williams.

Noes: None

Thereupon Councilman Whittington introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSUANCE
OF \$1,500,000 AIRPORT BOND ANTICIPATION
NOTES

BE IT RESOLVED by the City Council of the City of
Charlotte:

Section 1. The City Council has determined and does hereby find and declare:

(a) That an ordinance authorizing \$6,250,000 Airport Bonds was adopted by the City Council of the City of Charlotte on July 10, 1972, which ordinance was approved by the vote of a majority of the qualified voters of said City who voted thereon at an election duly called and held on September 2, 1972.

(b) That none of said bonds has been issued and that it is necessary to issue at this time \$1,500,000 notes in anticipation of the receipt of the proceeds of a like amount of said bonds.

Section 2. In anticipation of the receipt of the proceeds of a like amount of said bonds, the issuance of \$1,500,000 negotiable notes of the City of Charlotte, North Carolina, is hereby authorized, which notes shall be designated "Airport Bond Anticipation Notes", shall be dated September 23, 1974, shall mature on February 19, 1975, without option of prior payment, and shall bear interest at a rate to be determined by the Local Government Commission at the time the notes are sold, which interest shall be payable at the maturity of the notes to which no interest coupons shall be attached. Said notes shall be payable as to both principal and interest at such bank or trust company, shall have such denomination or denominations and shall bear such number or numbers as may be fixed by the Mayor after the award of the notes by the Local Government Commission, and both the principal of and the interest on said notes shall be payable in any coin or currency of the United States of America which, at the time of payment, is legal tender for the payment of public and private debts.

Section 3. This resolution shall take effect upon its passage.

Thereupon, upon motion of Councilman Whittington, seconded by Councilman Harris, the foregoing resolution

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entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$1,500,000
AIRPORT BOND ANTICIPATION NOTES" was passed by the following vote:

Councilmembers
Ayes: ~~Councilmen~~ Councilman Alexander, Harris, Locke, Whittington and Williams.

Noes: None

Councilwoman
Thereupon ~~Councilman~~ Councilman Locke introduced the
following resolution which was read:

RESOLUTION FIXING THE FORM AND MANNER OF
EXECUTION OF \$5,500,000 BOND ANTICIPATION
NOTES TO BE ISSUED UNDER DATE OF SEPTEMBER
23, 1974 AND RATIFYING APPLICATION TO LOCAL
GOVERNMENT COMMISSION FOR THE APPROVAL OF
SAID NOTES

BE IT RESOLVED by the City Council of the City of
Charlotte:

Section 1. The \$4,000,000 Sanitary Sewer Bond Anticipation
Notes and the \$1,500,000 Airport Bond Anticipation Notes to be
issued by the City of Charlotte under date of September 23, 1974
shall be signed by the Mayor and the City Clerk and the corporate
seal of said City shall be affixed to said notes.

Section 2. Said notes and the endorsement to be placed
upon the reverse of said notes shall be in substantially the fol-
lowing forms:

No. _____ \$ _____

United States of America
State of North Carolina
County of Mecklenburg

CITY OF CHARLOTTE

..... Bond Anticipation Note

The City of Charlotte, a municipal corporation in
Mecklenburg County, North Carolina, is justly indebted and for

value received hereby promises to pay to the bearer on the 19th day of February, 1975, the principal sum of

_____ THOUSAND DOLLARS

and to pay interest thereon from the date hereof at the rate of _____ per centum (___%) per annum, payable upon the presentation and surrender of this note at its maturity. Both the principal of and the interest on this note are payable at

_____, in _____,

in any coin or currency of the United States of America which, at the time of payment, is legal tender for the payment of public and private debts. For the prompt payment hereof, both principal and interest as the same become due, the full faith and credit of said City of Charlotte are hereby irrevocably pledged.

This note is given for money borrowed in the amount of the face of this note in anticipation of the receipt of the proceeds of a like amount of Bonds duly authorized by an ordinance adopted by the City Council of said City on July 10, 1972, which ordinance was approved by the vote of a majority of the qualified voters of said City who voted thereon at an election duly called and held, and this note is issued pursuant to and in full compliance with The Local Government Bond Act, as amended (succeeding The Municipal Finance Act, 1921, as amended), Article 9, as amended, of Chapter 159 of the General Statutes of North Carolina and resolutions duly passed by the City Council of said City.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist, and be performed precedent to and in the issuance of this note have happened, exist, and have been performed in regular and due form and time as so required, and that the total

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indebtedness of said City, including this note, does not exceed any constitutional or statutory limitation thereon.

IN WITNESS WHEREOF, said City of Charlotte has caused this note to be signed by its Mayor and its City Clerk and the corporate seal of the City to be affixed hereto, all as of the 23rd day of September, 1974.

Mayor

Deputy City Clerk

(To be endorsed upon reverse of notes)

Local Government
Commission Serial No. _____

The issuance of this note has been approved under the provisions of The Local Government Bond Act of North Carolina.

H. E. BOYLES
Secretary, Local Government Commission

By: _____
Designated Assistant

Section 3. The dotted lines in the note form set forth in Section 2 of this resolution shall be filled as follows:

In the Sanitary Sewer Bond Anticipation Notes there shall be inserted the words "Sanitary Sewer".

In the Airport Bond Anticipation Notes there shall be inserted the word "Airport".

Section 4. The action of the Director of Finance in applying to the Local Government Commission to approve, advertise and sell said notes and the action of the Local Government Commission in asking for bids for said notes by publishing a sale notice and printing and distributing circulars are hereby ratified and confirmed.

Section 5. This resolution shall take effect upon its passage.

Thereupon, upon motion of ^{Councilwoman} ~~Councilman~~ Locke, seconded by Councilman Alexander, the foregoing resolution entitled: "RESOLUTION FIXING THE FORM AND MANNER OF EXECUTION OF \$5,500,000 BOND ANTICIPATION NOTES TO BE ISSUED UNDER DATE OF SEPTEMBER 23, 1974 AND RATIFYING APPLICATION TO LOCAL GOVERNMENT COMMISSION FOR THE APPROVAL OF SAID NOTES" was passed by the following vote:

Ayes: ^{Councilmembers} ~~Councilmen~~ Alexander, Harris, Locke, Whittington and Williams

Noes: None

* * * * *

Clerk,
I, Louise H. Comfort, Deputy City of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing has been carefully copied from the actually recorded minutes of the City Council of the City of Charlotte at a meeting held on August 26, 1974, the record having been made in Minute Book No. 60, beginning at page _____ and ending at page _____, and is a true copy of so much of said proceedings as relate in any way to the issuance of bond anticipation notes of said City.

WITNESS my hand and the corporate seal of said City, this 29th day of August, 1974.

Deputy City Clerk

August 26, 1974

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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 water supply distribution system project, and

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

Annexation Area III - 6
Plaza Road Extension
16" Water Main Project

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 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.

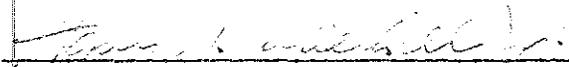
That the City of Charlotte agrees to adopt and place into effect on or before completion of the project a schedule of fees and charges which will provide adequate funds for proper operation, maintenance, and administration of the project.

- CONTINUED -

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Resolution
Continued
Page - 2

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 26th day of August 1974, the reference having been made in Minute Book 60 Page _____, and recorded in full in Resolutions Book 10 Page 92-93.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of August 1974.

Ruth Armstrong
City Clerk

August 26, 1974

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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 water supply distribution system project, and

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

North Mecklenburg

24" Water Main Project

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 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.

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 project.

- CONTINUED -

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Resolution
Continued
Page - 2

Approved as to form:

James H. Little
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 26th day of August 1974, the reference having been made in Minute Book 60 Page _____, and recorded in full in Resolutions Book 10 Page 94-95.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of August 1974.

Ruth Armstrong
City Clerk

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A RESOLUTION AUTHORIZING THE PLANNING COMMISSION OF THE CITY OF CHARLOTTE AND THE COUNTY OF MECKLENBURG TO EXECUTE AGREEMENTS WITH THE NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION FOR THE ALLOCATION AND USE OF FEDERAL PLANNING FUNDS PROVIDED BY SECTION 112 AND FEDERAL-AID HIGHWAY ACT OF 1973.

WHEREAS, the Congress of the United States through its enactment of the Federal-Aid Highway Act of 1973 has authorized planning funds to be apportioned to the State and to be made available to the metropolitan planning organizations designated by the State for carrying out of a continuing, cooperative, and comprehensive urban transportation planning process; and,

WHEREAS, the Federal-Aid Highway Act of 1973 provides that the Federal planning funds provided by Section 112 shall be distributed by the State to the designated planning agency in accordance with a formula developed by the State and approved by the U. S. Secretary of Transportation and said formula shall be based on consideration of, but not necessarily limited to, population, status of planning, and metropolitan area transportation; and,

WHEREAS, Federal funds provided to the State of North Carolina Section 112 of the Federal-Aid Highway Act of 1973 are to be allocated to the planning agency designated by the Governor for each of the urbanized areas; and,

WHEREAS, the Governor has heretofore designated the Charlotte-Mecklenburg Planning Commission as the designated planning agency for the Charlotte-Mecklenburg urban area; and,

WHEREAS, the designated planning agency shall be responsible for the use and administration of the funds and shall be responsible for providing the funds required to match the Federal funds; and,

WHEREAS, the funds distributed to the metropolitan planning agency are to be used for the purpose of carrying out urban transportation planning as required by Section 134, Title 23, U. S. Code; and,

WHEREAS, these funds are to be made available to the designated planning agency on the condition that these funds shall be used in addition to existing or planned commitments and shall not be used for replacement of any local funds; and,

WHEREAS, it is the sincere desire of the City Council of the City of Charlotte to do everything possible to assure the accomplishment of effective and efficient urban transportation planning process for the City of Charlotte.

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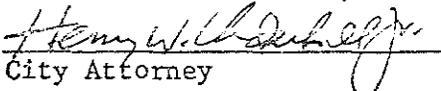
NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte at its regular session on the 26th day of August, 1974 that it hereby authorizes the Planning Commission of the City of Charlotte to carry out the necessary functions as the Governor's designated planning agency; necessary functions shall include, but not be limited to the following:

1. The agency shall carry out the provisions of Section 134, Title 23, United States Code, and to be the recipient of its share of the planning funds apportioned to the State by Section 112 of the Federal-Aid Highway Act of 1973.

2. To execute all contracts and agreements with the North Carolina State Department of Transportation for the allocation and use of the Federal planning funds provided by Section 112 of the Federal-Aid Highway Act of 1973.

Resolved, this the 26th day of August, 1974.

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 26th day of August, 1974, the reference having been made in Minute Book 60, and recorded in full in Resolutions Book 10, beginning on Page 96.

Ruth Armstrong, City Clerk

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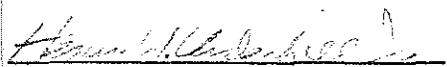
RESOLUTION AMENDING THE PAY PLAN OF
THE CITY OF CHARLOTTE

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 as follows:

Schedule IV, "Pay Range Assignment of Classes", is hereby
amended to add Class Number 425, Finance Systems Analyst, assigned
to Pay Range 30, pay steps A-F.

BE IT FURTHER RESOLVED that this resolution shall be effective
on August 28, 1974.

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 26th day of August, 1974, the
reference having been made in Minute Book 60, and recorded in full in Resolutions
Book 10, at Page 98.

Ruth Armstrong, 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 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 26th day of August, 19 74, 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. Cheshire
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of August, 1974, the reference having been made in Minute Book 60, and recorded in full in Resolutions Book 10, at Page 99.

Ruth Armstrong, City Clerk

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a-d

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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO ELLA MAE BARNETTE; MARY B. COFFEY AND HUSBAND, JOHN COFFEY, JR.; M. A. BARNETTE AND WIFE, HAZEL BARNETTE; FRANK BARNETTE AND WIFE, BARBARA BARNETTE; ROBERT FRANKLIN BARNETTE; AND H & W DEVELOPING CORPORATION, LESSEE, LOCATED AT 2707 NORTH I-85 (OFF STATESVILLE ROAD) IN THE CITY OF CHARLOTTE FOR THE DERITA WOODS AREA SANITARY SEWER TRUNKS PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Ella Mae Barnette; Mary B. Coffey and husband, John Coffey, Jr.; M. A. Barnette and wife, Hazel Barnette; Frank Barnette and wife, Barbara Barnette; Robert Franklin Barnette; and H & W Developing Corporation, Lessee, located at 2707 North I-85 (off Statesville Road) in the City of Charlotte for a perpetual easement for a sanitary sewer in connection with the Derita Woods Area Sanitary Sewer Trunks; 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 Ella Mae Barnette; Mary B. Coffey and husband, John Coffey, Jr.; M. A. Barnette and wife, Hazel Barnette; Frank Barnette and wife, Barbara Barnette; Robert Franklin Barnette; and H & W Developing Corporation, Lessee, located at 2707 North I-85 (off Statesville 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 \$600.00, 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. L. ...
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 Resolutinn adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26 day of August, 1974, and the reference having been made in Minute Book 60, page , and recorded in full in Resolutions Book 10 page 100.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28 day of August, 1974.

Ruth Armstrong, City Clerk

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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO A. H. ALEXANDER AND WIFE, HELEN W. ALEXANDER, LOCATED AT 7801 PLAZA ROAD EXTENSION AT JAMES ROAD IN THE CITY OF CHARLOTTE FOR AN ELEVATED WATER TANK SITE.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to A. H. Alexander and wife, Helen W. Alexander, located at 7801 Plaza Road Extension at James Road in the City of Charlotte on which to construct an elevated water tank, a part of the water supply and distribution system; 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 A. H. Alexander and wife, Helen W. Alexander, located at 7801 Plaza Road Extension at James 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 \$24,500.00, 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:

Thomas L. Davidson 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 26 day of August, 1974, and the reference having been made in Minute Book 60, page , and recorded in full in Resolutions Book 10, page 101.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28 day of August, 1974.

Ruth Armstrong, City Clerk

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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO FLETCHER L. HONEYCUTT AND WIFE, SALLY T. HONEYCUTT, LOCATED AT 549 TWILIGHT ROAD (OFF PARK ROAD) IN THE CITY OF CHARLOTTE FOR THE ANNEXATION AREA I (1&12) SANITARY SEWER TRUNKS PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Fletcher L. Honeycutt and wife, Sally T. Honeycutt, located at 549 Twilight Road (off Park Road) in the City of Charlotte for a perpetual easement for a sanitary sewer in connection with the Annexation Area I (1&12) Sanitary Sewer Trunks; 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 Fletcher L. Honeycutt and wife, Sally T. Honeycutt, located at 549 Twilight Road (off Park 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 \$100.00, 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:

Thomas L. ...
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 26 - day of August, 1974, and the reference having been made in Minute Book 60, page , and recorded in full in Resolutions Book 10, page 102.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28 day of August, 1974.

Ruth Armstrong, City Clerk

August 26, 1974
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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO F. L. HONEYCUTT AND WIFE, SALLY T. HONEYCUTT; THOMAS C. RUFF, TRUSTEE; AND THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES, LOCATED AT 7730 PARK ROAD IN THE CITY OF CHARLOTTE FOR THE ANNEXATION AREA I (1&12) SANITARY SEWER TRUNKS PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to F. L. Honeycutt and wife, Sally T. Honeycutt; Thomas C. Ruff, Trustee; and The Equitable Life Assurance Society of the United States, located at 7730 Park Road in the City of Charlotte for a perpetual easement for a sanitary sewer in connection with the Annexation Area I (1&12) Sanitary Sewer Trunks; 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 F. L. Honeycutt and wife, Sally T. Honeycutt; Thomas C. Ruff, Trustee; and The Equitable Life Assurance Society of the United States, located at 7730 Park 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 \$962.00, 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;

Thomas C. Ruff
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 26 day of August, 1974, and the reference having been made in Minute Book 60, page , and recorded in full in Resolutions Book 10, page 103.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28 day of August, 1974.

Ruth Armstrong, City Clerk

August 26, 1974
Resolutions Book 10 - Page 104

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENCROACHMENT AGREEMENT WITH SEABOARD COAST LINE RAILROAD COMPANY

BE IT RESOLVED by the City Council of the City of Charlotte, that the Mayor and City Clerk are hereby authorized to execute an Encroachment Agreement with the Seaboard Coast Line Railroad Company for the construction of an eighteen inch sanitary sewer line on the property of the Seaboard Coast Line Railroad Company property fronting on Berryhill Road near the intersection of Freedom Drive.

Approved as to form:

Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk for 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 a regular session convened on the 26 day of August, 1974, the reference having been made in Minute Book 60, page , and recorded in full in Resolutions Book 10, page 104.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of August, 1974.

City Clerk

Sanitary Sewer to Serve Berryhill Road Trunk
Parcel 4
621-70-015

August 26, 1974
Resolutions Book 10 - Page 105

A RESOLUTION OF THE CITY COUNCIL REQUESTING THE
BOARD OF COUNTY COMMISSIONERS TO EXPRESS THEIR
INTENT TO FRANCHISE AMBULANCE SERVICE.

WHEREAS, North Carolina General Statute Section 153-250 gives authority to either the City of Charlotte or Mecklenburg County to operate or franchise ambulance services; and

WHEREAS, the statute also provides that if the City is exercising the power granted to it by the same section, then the City should request the County to provide for ambulance service; and

WHEREAS, the statute further provides that if the County does not provide ambulance service within 180 days, then the City shall have authority to operate or franchise ambulance services.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that the City of Charlotte this 26th day of August, 1974, hereby request the Board of County Commissioners of Mecklenburg County to provide ambulance service to Mecklenburg County; and

August 26, 1974
Resolutions Book 10 - Page 106²-

BE IT FURTHER RESOLVED, that if the Board of County Commissioners has not acted within 180 days, then the City of Charlotte will franchise ambulance service operations.

Approved as to form:

James W. ...
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 26th day of August, 1974, the reference having been made in Minute Book 60, Page , and recorded in full in Resolutions Book 10, Page 105-106

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of August, 1974,
19 .

City Clerk