

December 14, 1981
Resolutions Book 17 - Page 472

RESOLUTION

Be it resolved by the City Council in regular meeting assembled that the Mayor of said City be, and hereby is, authorized to enter into an agreement with SOUTHERN RAILWAY SYSTEM, and to sign same on behalf of said City whereby said Railroad Company grants unto said City the right or license to install and maintain, for the purpose of conducting WATER, a line of 24-inch pipe across the right of way and under tracks of Licensor at CHARLOTTE, NORTH CAROLINA; as more particularly described in said agreement, a copy of which is filed with this City Council.

I certify the above to be true and correct copy.

City Clerk

Extracts from minutes of meeting of the City Council of the City of Charlotte, North Carolina, held on the 14th day of December, 1981.

Approved as to form:

Henry W. Underhill, Jr.
Henry W. Underhill, Jr., City Attorney

Adopted by the City Council in regular session convened on the 14th day of December, 1981, the reference having been made in Minute Book 77, and recorded in full in Resolutions Book 17, at Page 472.

Ruth Armstrong
City Clerk

Project Name & Number:

New Steele Creek Pump Station Force Main
516-81-162 RR E-2528

RESOLUTION OF THE CHARLOTTE CITY COUNCIL ABANDONING
SANITARY SEWER EASEMENT WHICH IS NO LONGER REQUIRED

WHEREAS, The City of Charlotte acquired certain right-of-way by that certain Right-of-Way Agreement, dated December 19, 1967, recorded in Book 2948, Page 316, in the Mecklenburg County Registry; and

WHEREAS, The City of Charlotte has constructed and installed all such facilities as are needed or reasonably convenient to serve the surrounding property with sanitary sewer services and that such portion of the right-of-way, as is hereinafter described, is not needed to provide sanitary sewer services to surrounding property now or in the foreseeable future.

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, North Carolina, in regular session duly assembled, that the right-of-way, as set forth in Book 2948, Page 316, plus a portion of the right-of-way on the property formerly belonging to The City of Charlotte, conveyed to D. L. Phillips Investment Builders, Inc., recorded in Deed Book 4383, Page 675 in the Mecklenburg County Registry is abandoned, solely as it applies to that certain strip or parcel of land, ten (10) feet in width, in or near The City of Charlotte, County of Mecklenburg, the center line of which is more particularly described as follows:

To find the point of Beginning, commence at the easterly right-of-way line of Stuart Andrew Boulevard and the southwesterly corner of John D. Little, Sr., et ux, property as recorded in Deed Book 2594, Page 104; thence running with the easterly line of Stuart Andrew Boulevard in a northerly direction and following the arc of a curve to the left with a radius of 337.02 feet, an arc distance of 209.22 feet to a point;

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thence N. 2-08-23 E., 35+ feet to the point of Beginning; thence from the point of Beginning, the center line of a 10-foot right-of-way runs N. 59-05 E., 53+ feet to a point on the northerly line of the aforesaid John D. Little property and common southerly line of Parcel A-9 of Phillips Industrial Park as recorded in Map Book 19, Page 450 (formerly a portion of City of Charlotte property recorded in Deed Book 2340, Page 126); thence N. 59-05 E., 33+ feet to an existing manhole; thence N. 70-43 E., 320+ feet to an existing 10-foot right-of-way.

This Resolution shall not be interpreted or construed to abandon any easement or right-of-way, except over that certain strip or parcel of property, the center line of which is described above. Neither shall this Resolution be interpreted or construed to abandon any easement or right-of-way over any strip or parcel of property which is being used or is maintained by The City of Charlotte for any purpose. The Mayor shall be authorized and is directed to execute such documents as shall be reasonably necessary to evidence the abandonment of such right-of-way as is hereinabove described.

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 14th day of December, 1981, the reference having been made in Minute Book 77, Page , and recorded in full in Resolutions Book 17, Pages 473-74.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 18th day of December, 1981.

City Clerk

December 14, 1981
Resolutions Book 17 - Page 475

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:

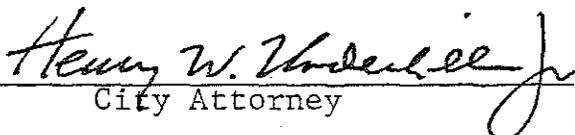
1. The City-County Tax Collector collected taxes from the taxpayers set out on the list attached to the Docket.

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 14th day of December, 1981, 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:


City Attorney

Read, approved, and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1981, the reference having been made in Minute Book 77, and recorded in full in Resolutions Book 17, beginning at Page 475, and ending at Page 476.

Ruth Armstrong
City Clerk

TAXPAYER AND REFUND REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Case Power & Equipment	\$7,993.67	Clerical Error
The Pantry, Incorporated	282.98	Illegal Levy
The Pantry, Incorporated	224.52	Illegal Levy
Nisbet Auto Parts	66.50	Clerical Error
New Life Builders, Incorporated	12.67	Illegal Levy
General Electric Credit Auto Lease, Inc.	157.15	Clerical Error
Dial Leasing Corporation	26.13	Illegal Levy
Colonial Leasing, Incorporated	61.09	Clerical Error
Ronnie S. Miller	12.44	Clerical Error
Alonzo Hudson	10.81	Clerical Error
Howard E. Blackwelder & wife Barbara	4.62	Illegal Levy
North Twenty One Truck Service	95.02	Clerical Error
Virginia Conrad Draper	23.18	Illegal Levy
Pool Doctor Company	102.54	Illegal Levy
Pool Doctor Company	112.02	Illegal Levy
	<u>\$9,185.34</u>	

December 14, 1981
Resolutions Book 17 - Page 477

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 14th day of December, 1981, 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

Adopted by City Council in meeting on December 14, 1981, the reference having been made in Minute Book 77, and recorded in full in Resolutions Book 17, at Page 477.

Ruth Armstrong, City Clerk

<u>NAME</u>	<u>TAXPAYER AND REFUND REQUESTED AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Taylor Home Improvements	\$25.30	Clerical Error

December 14, 1981
Resolutions Book 17 - Page 478

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 14th day of December, 1981, 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:


City Attorney

Adopted by City Council in meeting on December 14, 1981, the reference having been made in Minute Book 77, and recorded in full in Resolutions Book 17, beginning at Page 478, and ending at Page 482.

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 Finance Director collected taxes from the taxpayer set out on the list attached to the Docket.
2. The City Finance Director 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 14th day of December, 1981, 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. Linderhill Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14th day of December, 1981, the reference having been made in Minute Book 77 and recorded in full in Resolution Book 17, page(s) 479.

Ruth Armstrong
City Clerk

December 14, 1981
Resolutions Book 17 - Page 480

TAXPAYER AND REFUND REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
James J. White, Vice President for Nesbet Oil Company	\$66.50	Illegal levy

TAXPAYERS ASSESSED AND ADJUSTMENTS REQUESTED

<u>NAME</u>	<u>AMOUNT OF ADJUSTMENT REQUESTED</u>	<u>REASON</u>
Guardway Corporation	\$5.00	Illegal Levy
Cutlery Sales & Displays	5.00	Illegal Levy
International Gourmet	5.00	Illegal Levy
North 21 Truck Service	10.00	Illegal Levy
Pool Doctor Co.	10.00	Illegal Levy
Air Express, Int.	5.00	Clerical Error
Southern National Leasing	5.00	Clerical Error
Shamrock Leasing	10.00	Clerical Error
Com. Will Home Repairs	5.00	Illegal Levy
Moose's Gutter Service	15.00	Illegal Levy
Carolgate Builders Co.	5.00	Illegal Levy
D. L. Peterson Trust	5.00	Clerical Error
Leasing Consultants	5.00	Clerical Error
Jimike, Inc.	10.00	Clerical Error
Motor Carriage Marques of Distinction	45.00	Illegal Levy
Grace's Flowers & Gifts	15.00	Clerical Error
Smith & Associates	5.00	Clerical Error
Dale's Auto Service	495.00	Clerical Error
Don's Paint & Body Shop	5.00	Clerical Error
G. E. Vinroot	10.00	Clerical Error
Kerley & Associates	5.00	Illegal Levy
Pavement Coating Systems	10.00	Clerical Error
Kelly Tire Sales	5.00	Illegal Levy
Fudge & Greene Electric Co.	15.00	Illegal Levy
Continental Concessionaires	5.00	Clerical Error

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Taxpayers Assessed and Adjustments Requested
Page Two

<u>NAME</u>	<u>AMOUNT OF ADJUSTMENT REQUESTED</u>	<u>REASON</u>
Gibbs Plating Co.	\$ 5.00	Illegal Levy
Thrift Electrical Contractors	30.00	Illegal Levy
	<u>Total - \$ 755.00</u>	

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Resolutions Book 17 - Page 483

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE APPROVING
CANCELLATION OF CONTRACT WITH LACY'S ALIGNMENT SERVICE, INC. IN
WEST MOREHEAD NEIGHBORHOOD STRATEGY AREA AND APPROVING
REFUND OF DEPOSIT

WHEREAS, on the 10th day of March, 1980, the City Council of The City of Charlotte did approve the sale to LACY'S ALIGNMENT SERVICE, INC. of 9,092 square feet of land in Block No. 41, Parcel No. 2, in the West Morehead Neighborhood Strategy Area, the sales price of which was \$5,450.00 to be redeveloped as a service alignment shop, which was in accordance with the Redevelopment Plan for the Project, dated February, 1976; and

WHEREAS, previously a Contract had been entered into between THE CITY OF CHARLOTTE and LACY'S ALIGNMENT SERVICE, INC., said Contract being dated December 28, 1979; and

WHEREAS, Thomas W. Lacy of LACY'S ALIGNMENT SERVICE, INC. sent a letter dated October 16, 1981, to the Community Development Department of The City of Charlotte, notifying the City that his corporation was unable to fulfill the terms of the Contract with the City, a copy of said letter being attached hereto; and

WHEREAS, the Community Development Department of the City of Charlotte desires to cancel the Contract with LACY'S ALIGNMENT SERVICE, INC. and to refund the Good-Faith Deposit in the amount of \$545.52 to LACY'S ALIGNMENT SERVICE, INC., and believes this will be in the best interest of all parties.

NOW, THEREFORE, BE IT RESOLVED that the City Council of The City of Charlotte does hereby approve the cancellation of the Contract and of the sale to LACY'S ALIGNMENT SERVICE, INC. of 9,092 square feet of land in Block No. 41, Parcel No. 2, in the West Morehead Strategy Area, and does further approve the refund of \$545.52 Good-Faith Deposit to LACY'S ALIGNMENT SERVICE, INC.

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 14th day of December, 1981, and the reference having been made in Minute Book 77, Page , and recorded in full in Resolutions Book 17, Page 483.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 17th day of December, 1981.

Ruth Armstrong, City Clerk

December 14, 1981
Resolutions Book 17 - Page 484

A RESOLUTION PROVIDING FOR PUBLIC
HEARING ON PETITIONS FOR ZONING CHANGES

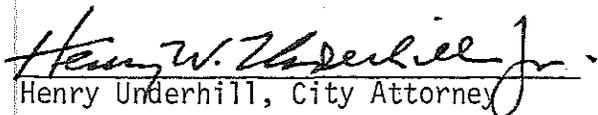
WHEREAS, the City Council has received petitions for zoning changes, which petitions, numbered 82-1 through 82-9, are on record in the Office of the City Clerk, and

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 Education Center, Board Meeting Room, Fourth Floor at 701 East Second Street beginning at 6:00 o'clock P. M. on Monday, the 18th day of January, 1982, on petitions for zoning changes numbered 82-1 through 82-9.

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

APPROVED AS TO FORM:


Henry Underhill, City Attorney

Adopted by City Council in meeting on December 14, 1981, the reference having been made in Minute Book 77, and recorded in full in Resolutions Book 17, at Page 484.

Ruth Armstrong
City Clerk

Notice to be published in Charlotte News, January 1 and January 8, 1982.

December 14, 1981
Resolutions Book 17 - Page 485

A RESOLUTION PROVIDING FOR A PUBLIC HEARING
TO CONSIDER THE ADOPTION OF A ZONING ORDINANCE
FOR AREAS TO BE ANNEXED BY THE CITY OF CHARLOTTE, NORTH CAROLINA

WHEREAS, the City Council of the City of Charlotte wishes to consider the adoption of a zoning ordinance for the two (2) areas to be annexed by the City of Charlotte effective on December 21, 1981, and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council that a public hearing be held in the Board Meeting Room on the Fourth Floor of the Education Center at 701 East Second Street beginning at 6:00 P. M. on Monday, the 18th day of January, 1982 to consider the adoption of a zoning ordinance for the annexed areas.

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

APPROVED AS TO FORM:


Henry W. Underhill, Jr., City Attorney

Adopted by City Council in meeting on December 14, 1981, the reference having been made in Minute Book 77, and recorded in full in Resolutions Book 17, at Page 485.

Ruth Armstrong
City Clerk

Notice to be published in Charlotte News January 1 and January 8, 1982.

December 14, 1981
Resolutions Book 17 - Page 486

A RESOLUTION PROVIDING FOR A PUBLIC HEARING
TO CONSIDER THE ADOPTION OF A SUBDIVISION ORDINANCE
FOR AREAS TO BE ANNEXED BY THE CITY OF CHARLOTTE, NORTH CAROLINA

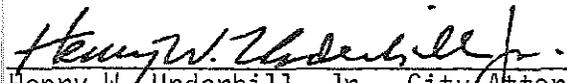
WHEREAS, the City Council of the City of Charlotte wishes to consider the adoption of a subdivision ordinance for the two (2) areas to be annexed by the City of Charlotte effective on December 21, 1981, and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council that a public hearing be held in the Board Meeting Room on the Fourth Floor of the Education Center at 701 East Second Street beginning at 6:00 P. M. on the 18th day of January, 1982 to consider the adoption of subdivision regulations for the annexed areas.

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

APPROVED AS TO FORM:


Henry W. Underhill, Jr., City Attorney

Adopted by City Council in meeting on December 14, 1981, the reference having been made in Minute Book 77, and recorded in full in Resolutions Book 17, at Page 486.

Ruth Armstrong
City Clerk

Notice to be published in Charlotte News on January 1, and January 8, 1982.

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:

Extend EMT supplemental pay of \$80 monthly (\$18.46 weekly) to Class No. 3020, District Fire Chief, for Emergency Medical Technician certification.

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

APPROVED AS TO FORM

Henry W. Zunderberg
City Attorney

Adopted by the City Council in meeting on December 14, 1981, the reference having been made in Minute Book 77, and recorded in full in Resolutions Book 17, at Page 487.

Ruth Armstrong
City Clerk

December 14, 1981
Resolutions Book 17 - Page 488

RESOLUTION AUTHORIZING THE FILING AND EXECUTION OF A NORTH CAROLINA DEPARTMENT OF TRANSPORTATION PLANNING ASSISTANCE GRANT

WHEREAS, the North Carolina Department of Transportaion 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 the goal of the applicant that Minority / Womens Business Enterprises 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 / Womens Business Enterprises 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, that:

1. The City Manager is authorized to file and execute an application on behalf of the City of Charlotte with the North Carolina Department of Transportation to aid in the financing of a transit planning assistance project in support of Charlotte's FY 1980 Unified Planning Work Program.
2. The City Manager is authorized to execute and file with such application an assurance or any other document required by the North Carolina Department of Transportation.
3. The Director of the Charlotte Department of Transportation is authorized to furnish such additional information as the North Carolina Department of Transportation may require in connection with the project.
4. The City Manager is authorized to set forth and execute affirmative minority business policies in connection with the projects procurement needs.
5. The Mayor or Mayor Pro-Tem is authorized to execute grant contract agreements on behalf of the City of Charlotte with the North Carolina Department of Transportation for transit planning assistance projects.

Approved as to Form:

Henry W. Underhill, Jr. by J. B. Hunt, Jr.
City Attorney

Dec 24 1981
Date

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, in meeting on December 14, 198, the reference having been made in Minute Book 77, and recorded in full in Resolutions Book 17, at Page 488.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 18th day of December, 1981.

Ruth Armstrong, City Clerk

A RESOLUTION APPROVING A HOUSING PROGRAM TO MEET THE CITY'S OBLIGATION UNDER THE KANNON-HARRIS LITIGATION.

WHEREAS the City of Charlotte entered into an order of summary judgement under the Kannon-Harris lawsuit; and

WHEREAS this order required the City to provide 60 additional housing units for the lowest of the low persons by December 7, 1982; and

WHEREAS, the City has provided 25 of those units in 1979;

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Charlotte approves the implementation of a program utilizing Thirty-Five Section 8 Moderate Rehabilitation Allocations to fulfill the remainder of its commitment as outlined on the attached program description.

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 14th day of December, 1981, the reference having been made in Minute Book 77, and recorded in full in Resolutions Book 17, at Page 489.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 18th day of December, 1981.

Ruth Armstrong
City Clerk

December 14, 1981
Resolutions Book 17 - Page 490

A RESOLUTION OF THE CHARLOTTE CITY COUNCIL AUTHORIZING THE MAYOR TO EXECUTE A LOAN AGREEMENT BETWEEN THE CITY AND NORTH CAROLINA NATIONAL BANK FOR A \$15,000,000.00 LOAN PROGRAM FOR THE THIRD WARD NEIGHBORHOOD STRATEGY AREA AND TO APPROVE THE EXECUTION AND ISSUANCE OF THE NOTE.

BE IT RESOLVED by the City Council of the City of Charlotte, in regular session duly assembled, that it does hereby authorize the Mayor to execute a loan agreement between the City of Charlotte and North Carolina National Bank for a \$15,000,000.00 loan program for the Third Ward Neighborhood Strategy Area.

BE IT FURTHER RESOLVED that the City Council of the City of Charlotte hereby approves the execution and issuance of the Note provided for in said loan agreement.

This the 14th day of December, 1981.

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 14th day of December, 1981, the reference having been made in Minute Book 77, page _____, and recorded in full in Resolutions Book 17, page 490.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 18th day of December, 1981.

Ruth Armstrong, City Clerk

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO AMON L. BAUCOM AND WIFE, IMOGENE BAUCOM; AND CHARLES C. CAMERON, TRUSTEE FOR CAMERON-BROWN COMPANY, LOCATED AT 1333 TARRINGTON AVENUE IN THE CITY OF CHARLOTTE FOR THE EDWARDS BRANCH TRUNK REPLACEMENT PROJECT

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to AMON L. BAUCOM and wife, IMOGENE BAUCOM; AND CHARLES C. CAMERON, TRUSTEE for Cameron-Brown Company, located at 1333 Tarrington Avenue in The City of Charlotte for a perpetual easement for a sanitary sewer plus a temporary construction easement in connection with the Edwards Branch Trunk Replacement 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 AMON L. BAUCOM and wife, IMOGENE BAUCOM; and CHARLES C. CAMERON, TRUSTEE for Cameron-Brown Company, located at 1333 Tarrington Avenue 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 \$225.00, 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:

Harmon W. Clendenen 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 14th day of December, 1981, and the reference having been made in Minute Book 77, Page _____, and recorded in full in Resolutions Book 17, Page 492.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 18th day of December, 1981.

Ruth Armstrong, City Clerk

RESOLUTION AMENDING THE DEFERRED COMPENSATION PLAN
TO PROVIDE FOR MAXIMUM AMOUNTS OF DEFERRAL

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Deferred Compensation Plan heretofore adopted by the City Council as subsequently amended, is hereby further amended as follows:

The maximum amount of compensation that may be deferred under this Plan for any taxable year is defined below:

- a) Except as provided in subsection b) below, the maximum limit shall not exceed the lesser of \$7,500, or 33 1/3% of the participant's includable compensation, as provided in Section 457 of the Internal Revenue Code.
- b) However, in each of the last three taxable years ending before the participant reaches normal retirement age (in accordance with the Employer's personnel policy), an additional catch-up limit is permitted if, in previous years, the full amount of the normal maximum limit has not been used. The maximum that can be deferred under this catch-up limit is the lesser of \$15,000 per year, or the sum of the normal maximum limit for the taxable year and the unused portion of the normal maximum limit for prior taxable years. Normal retirement age is the earliest age at which a participant is entitled to retire with full benefits under the retirement system applicable to the employees of the Employer.

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 regular session convened on the 14th day of December, 1981, the reference having been made in Minute Book 77, and recorded in full in Resolutions Book 17, at Page 493.

Ruth Armstrong
City Clerk