

February 10, 1986
Resolution Book 22 - Page 29

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, FOR A GRANT TO FUND AN EXPRESS SERVICE PROJECT, DURING CONSTRUCTION OF A 54-INCH WATERLINE ALONG THE PROVIDENCE ROAD CORRIDOR.

WHEREAS, the North Carolina Department of Transportation is authorized to make grants for 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;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Charlotte, North Carolina,

1. That the City Manager is authorized to execute and file an application on behalf of the City of Charlotte with the North Carolina Department of Transportation, to aid in the financing of an express service project during construction of a 54-inch waterline along the Providence Road Corridor.
2. That 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. That 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 application or the project.
4. That the City Manager is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.

February 10, 1986
Resolution Book 22 - Page 30

- 5. That, upon approval of this grant by the North Carolina Department of Transportation Charlotte's Mayor (or in the Mayor's absence Mayor Pro Tem) is hereby authorized to sign and comply with the terms of grant contracts for this project on behalf of the City of Charlotte.

CERTIFICATE

The undersigned duly qualified and acting City Clerk of the City of Charlotte, North Carolina, certifies that the foregoing is a true and correct copy of a resolution, adopted at a legally convened meeting of the City Council of Charlotte, North Carolina, held on February 10, 1986

City Clerk
(SEAL)

Date

Approved as to form:

Henry W. Underhill, Jr.
City Attorney

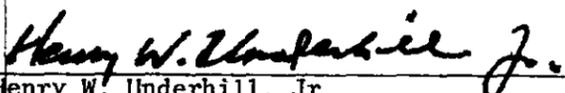
February 10, 1986
Resolution Book 22 - Page 31

A RESOLUTION ACCEPTING THE TRANSFER FROM THE COUNTY OF MECKLENBURG THE ALLOCATION OF \$1,298,614 IN STATE WATER AND SEWER GRANT FUNDS TO THE CITY OF CHARLOTTE.

WHEREAS, at its regular meeting on January 21, 1986, the Board of County Commissioners adopted a resolution (a copy of which is attached) transferring \$1,298,614 in State water and sewer grant funds to the City of Charlotte.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session duly assembled this 10th day of February, 1986, that it accept the transfer from the County of Mecklenburg the allocation of \$1,298,614 in State water and sewer grant funds.

APPROVED AS TO FORM:


Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, PAT SHARKEY, 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 February, 1986, the reference having been made in Minute Book 85, and recorded in full in Resolution Book 22, at Page(s) 31-32(a).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 20th day of February, 1986.

PAT SHARKEY, CITY CLERK

February 10, 1986
Resolution Book 22 - Page 32

MECKLENBURG COUNTY

RESOLUTION TRANSFERRING STATE WATER AND SEWER FUNDING SUBALLOCATIONS
FOR F.Y. 85-86 AND F.Y. 86-87 TO THE CITY OF CHARLOTTE

WHEREAS, the 1985 General Assembly appropriated under Chapter 480 of the 1985 Session Laws \$60 million in each year of the 1985-87 biennium to support up to fifty-percent of the nonfederal cost for water and sewer construction projects of city and county governments; and

WHEREAS, using the formula stated in the legislation for the distribution of the funds, the Office of State Budget and Management has informed Mecklenburg County that the following suballocation has been made to Mecklenburg County:

<u>PURPOSE</u>	<u>1985-86</u>	<u>1986-87</u>
Wastewater collection/ treatment facilities	\$ 422,048.00	\$ 422,048.00
Water facilities	<u>227,259.00</u>	<u>227,259.00</u>
Total allocation	\$ 649,307.00	\$ 649,307.00

and

WHEREAS, Sec. 5.12(g) of Chapter 480 of the 1985 Session Laws provides that "[a] county may at any time by resolution transfer some or all of its suballocation to a city, or to a government unit authorized to provide water or sewer services, which unit serves or will serve customers within that county"; and

WHEREAS, Sec. 5.12(h) of Chapter 480 of the 1985 Session Laws provides that "[a]ny city, county, or government unit adopting a resolution under this Section shall file a copy with the State Budget Office within fifteen days of its adoption"; and

WHEREAS, water and sewer services are provided within the unincorporated areas of Mecklenburg County by the Charlotte-Mecklenburg Utility Department pursuant to an Agreement between the City of Charlotte and Mecklenburg County effective midnight, January 17, 1972; and

WHEREAS, said Agreement, as modified, is still in effect, and the Charlotte-Mecklenburg Utility Department is still providing water and sewer services to the unincorporated areas of Mecklenburg County; now, therefore,

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February 10, 1986
Resolution Book 22 - Page 32(a)

BE IT RESOLVED that pursuant to Sec. 5.12(g) of Chapter 480 of the 1985 Session Laws, Mecklenburg County hereby transfers all of its suballocation for 1985-86 and all of its suballocation for 1986-87 to the Charlotte-Mecklenburg Utility Department of the City of Charlotte; and

BE IT FURTHER RESOLVED that the Clerk to the Board of Commissioners is hereby authorized and directed to file a certified copy of this resolution with the Office of State Budget and Management within fifteen days of the date of its adoption.

Adopted this the 21st day of January, 1986.

I, Hazel H. Hatley, Clerk to the Mecklenburg County Board of Commissioners, hereby certify that this is a true and correct copy of the resolution adopted by the Board of Commissioners at its regular meeting on January 21, 1986.

Hazel H. Hatley
Hazel H. Hatley
Clerk to the Board

SEAL

Unused Page

February 10, 1986
 Resolution Book 22 - Page 33

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION
 REQUESTING STATE GRANT ASSISTANT FOR THE CONSTRUCTION OF
 WASTEWATER TREATMENT WORKS, WASTEWATER COLLECTION SYSTEMS,
 AND WATER SUPPLY SYSTEMS

WHEREAS, The North Carolina 1985 General Assembly 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 various water and sewer facilities which do qualify for state grant assistance; and,

WHEREAS, the City of Charlotte intends to request \$7,921,084 in State Grant funds to assist in the construction of approximately \$60,000,000+ in water and sewer facilities to be constructed in various locations in Mecklenburg County.

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

That the City of Charlotte and the County of Mecklenburg will arrange financing for all remaining costs of the projects, if approved for State grant award;

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

That Mr. O. Wendell White, City Manager, and successors so titled, 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 projects outlined in the attached summary;

That Mr. O. Wendell White is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the projects; to make the assurances as may be required; and to execute such other documents as may be requested 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 projects and to Federal and State grants and loans pertaining thereto; and hereby authorizes the above designated representative to execute an affidavit so stating.

February 10, 1986
Resolution Book 22 - Page 34

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.
Henry Underhill, Jr.
City Attorney

CERTIFICATION

I, Pat Sharkey, 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 February, 1986, the reference having been made in Minute Book 85, Page _____, and recorded in full in Resolutions Book 22, Page 33-34.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 17th day of February, 1986.

City Clerk

February 10, 1986
Resolution Book 22 - Page 35

RESOLUTION AUTHORIZING EXECUTION OF ANNEXATION
PETITION CONTAINING REAL PROPERTY OF CITY OF CHARLOTTE.

WHEREAS, the City of Charlotte desires to join with the State of North Carolina in annexing certain real property owned by the City of Charlotte and State of North Carolina which is eligible for annexation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlotte:

That Mayor Harvey Gantt, or Mayor Pro Tempore Al Rousso in the Mayor's absence, is authorized and directed to sign the petition, a copy of which is attached.

Approved as to form:

Henry W. Clendenen, Jr.
City Attorney

CERTIFICATION

I, PAT SHARKEY, 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 February, 1986, the reference having been made in Minute Book 85, and recorded in full in Resolution Book 22, at Page(s) 35-40.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of February, 1986.

PAT SHARKEY, CITY CLERK

February 10, 1986
Resolution Book 22 - Page 36

PETITION FOR THE ANNEXATION OF PROPERTY
TO THE CITY OF CHARLOTTE, NORTH CAROLINA

(Date) _____

TO THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA:

1. We the undersigned owners of real property respectfully request that the area described in Paragraph 2 below be annexed to the City of Charlotte.

2. The area to be annexed is contiguous to the City of Charlotte and the boundaries of such territory are described in Exhibit A, attached herto and incorporated herein by reference as fully as if set forth herein.

CITY OF CHARLOTTE, NORTH CAROLINA

STATE OF NORTH CAROLINA

By: *James H. [Signature]*
600 East Trade Street
Charlotte, North Carolina 28202

By: *Grace J. Rohrer*
Grace J. Rohrer, Secretary
Department of Administration
116 West Jones Street
Raleigh, NC 27611

EXHIBIT A

ANNEXATION

BILLY GRAHAM PARKWAY - WILMONT ROAD

BEGINNING at a point in the present Charlotte City Limit Line, said point being located where a line 40.0 feet south of and parallel with the centerline of West Boulevard SR. 1181 (New Dixie Road) intersects with the westerly right-of-way margin of Billy Graham Parkway, said point also being located approximately 1,525. feet east from the centerline of Airport Drive and running thence in an easterly direction with the present Charlotte City Limit Line, 40.0 feet south of and parallel with the centerline of West Boulevard SR. 1181 (New Dixie Road) approximately 491. feet to a point of intersection with the easterly right-of-way margin of Billy Graham Parkway; thence leaving the present Charlotte City Limit Line and following along the easterly right-of-way margin of Billy Graham Parkway in eight (8) courses as follows: (1) S. 21-00-58 E., approximately 255. feet to a point. (2) S. 4-43-46 E., approximately 401. feet to a point. (3) S. 10-08-39 W., approximately 365. feet to a point. (4) S. 24-07-20 W., 136.75 feet to a point. (5) S. 4-41-06 W., 26.93 feet to a point. (6) S. 4-41-08 W., 346.85 feet to a point. (7) S. 4-11-27 W., 195.96 feet to a point. (8) With an arc of a circular curve to the left, having a radius of 3,665.72 feet, an arc distance of 662.27 feet to a point in the northerly boundary line of lot as described in Deed Book 671, Page 49 and Deed Book 1109, Page 137; thence with a portion of the northerly and a portion of the easterly boundary line of lot as described in said Deed Book 671, Page 49 and Deed Book 1109, Page 137 and continuing with the easterly right-of-way margin of Billy Graham Parkway in eleven (11) courses as follows: (1) S. 79-17-00 E., approximately 101. feet to a point. (2) S. 8-23-00-W., 288.80 feet to a point. (3) S. 1-46-00 E., 95.0 feet to a point. (4) S. 42-55-00 E., 224.30 feet to a point. (5) S. 1-13-00 E., 162.20 feet to a point. (6) S. 28-00-00 E., 147.00 feet to a point. (7) S. 15-05-00 E., 353.40 feet to a point. (8) S. 39-09-00 E., 137.00 feet to a point. (9) S. 47-44-00 E., 164.00 feet to a point. (10) S. 40-00-00 E., 100.0 feet to a point. (11) S. 28-38-30 E., 193.81 feet to a point; thence continuing with the easterly right-of-way margin of Billy Graham Parkway S. 38-14-18 E., 243.39 feet to a point in the northwesterly right-of-way margin of Wilmont Road SR. 1256; thence with the northwesterly right-of-way margin of Wilmont Road SR. 1256 in five (5) courses as follows: (1) N. 45-53-09 E., 197.61 feet to a point. (2) S. 49-19-27 E., 36.35 feet to a point. (3) N. 34-33-51 E., 169.73 feet to a point. (4) S. 58-45-19 E., 10.99 feet to a point. (5) N. 31-14-41 E., 927.34 feet, crossing Von Kirkendol Drive to a point; thence S. 39-08-29 E., 21.23 feet to a point in or near the old centerline of Wilmont Road SR 1256; thence S. 39-14-33 E. 21.22 feet to a point in the southeasterly right-of-way margin of Wilmont Road SR. 1256; thence with the southeasterly right-of-way margin of Wilmont Road SR. 1256 in six (6) courses as follows:

February 10, 1986
 Resolution Book 22 - Page 38

(1) S. 31-14-41 W., 992.51 feet to a point. (2) S. 27-37-12 E., 5.84 feet to a point. (3) S. 31-14-41 W., 109.91 feet to a point. (4) N. 58-45-19 W., 5.00 feet to a point. (5) S. 31-14-41 W., 183.00 feet to a point. (6) S. 58-45-19 E., 33.90 feet to a point in the present Charlotte City Limit Line; thence continuing with the southeasterly right-of-way margin of Wilmount Road SR. 1256 and the present Charlotte City Limit Line in three (3) courses as follows: (1) S. 58-45-19 E., approximately 37.7 feet to a point. (2) S. 31-37-20 W., 87.74 feet to a point. (3) S. 6-25-13 E., 38.11 feet to a point in the northerly right-of-way margin of Billy Graham Parkway; thence in a southeasterly direction with the northerly right-of-way margin of Billy Graham Parkway and continuing with the present Charlotte City Limit Line with an arc of a circular curve to the left, having a radius of 7,392.35 feet, an arc distance of approximately 1,687. feet to a point in or near the centerline of Big Sugar Creek; thence leaving the present Charlotte City Limit Line and running in a southwesterly direction with a line in or near the centerline of Big Sugar Creek, crossing Billy Graham Parkway, approximately 275.0 feet to a point in the present Charlotte City Limit Line, said point being located 40.0 feet north of and normal to the old centerline of Yorkmont Road; thence continuing in a southwesterly direction with a line in or near the centerline of Big Sugar Creek and with the present Charlotte City Limit Line, crossing Yorkmont Road, approximately 150.0 feet to a point in the southwesterly right-of-way margin of Yorkmont Road (relocated); thence continuing with the present Charlotte City Limit Line and with a line in or near the centerline of Big Sugar Creek, approximately 1,380 feet to a point, said point being the northeasterly corner of lot as described in Deed Book 1109, Page 137; thence continuing with a line in or near the centerline of Big Sugar Creek and following along the easterly boundary line of lot as described in said Deed Book 1109, Page 137 and with the present Charlotte City Limit Line in five (5) courses as follows: (1) S. 39-40-38 W., 175.50 feet to a point. (2) S. 22-54-38 W., 169.60 feet to a point. (3) S. 3-34-22 E., 194.49 feet to a point. (4) S. 18-39-22 E., 275.00 feet to a point. (5) S. 4-24-38 W., 103.70 feet to a point; thence continuing with a line in or near the centerline of Big Sugar Creek and with the present Charlotte City limit line and following along the easterly boundary of a tract owned by the City of Charlotte (and designated as Tax Code 143-121-11 on a map prepared by the City of Charlotte Engineering Department, dated October 21, 1985 and entitled "Map Showing Annexation for the City of Charlotte, Billy Graham Parkway - Wilmount Road Area") approximately 3,135 feet to a point which is the most southerly corner of said City of Charlotte tract; thence leaving the present Charlotte City limit line and following along the southerly and westerly boundary of said City of Charlotte tract in eight (8) courses as follows: (1) S. 75-54-20 W., approximately 40. feet to a point; (2) N. 79-25-10 W., 90.00 feet to a point; (3) N. 49-52-50 W., 170.00 feet to a point; (4) N. 24-44-10 W., 92.00 feet to a point;

(5) N. 01-12-40 W., 118.00 feet to a point; (6) N. 82-24-40 W., 935.55 feet to a point; (7) N. 10-29-20 E., 2,149.12 feet to a point; (8) N. 08-00-00 E., 688.91 feet to a point; thence with the westerly boundary line of lot as described in Deed Book 1109, Page 137 N. 9-52-07 E., 900.45 feet to a point; thence with the easterly boundary line of lot as described in Deed Book 664, Page 255 in two (2) courses as follows: (1) N. 7-23-48 E., 272.91 feet to a point. (2) N. 49-36-10 W., 55.53 feet to a point in the southerly right-of-way margin of Wilmount Road SR. 1156; thence with the southerly right-of-way margin of Wilmount Road SR. 1156 in eight (8) courses as follows: (1) S. 52-26-22 W., 363.44 feet to a point. (2) S. 52-56-21 W., 112.83 feet to a point. (3) With an arc of a circular curve to the right, having a radius of 1,038.05 feet, an arc distance of 282.66 feet to a point. (4) With an arc of a circular curve to the right, having a radius of 1,106.75 feet, an arc distance of 221.80 feet to a point. (5) S. 78-47-22 W., 586.02 feet, crossing Williams Road SR. 1173 to a point. (6) S. 78-32-15 W., 505.77 feet to a point. (7) S. 78-42-42 W., 250.00 feet to a point. (8) With an arc of a circular curve to the right, having a radius of 2,128.37 feet, an arc distance of 256.14 feet to a point; thence continuing with the southerly right-of-way margin of Wilmount Road SR. 1156, approximately 180. feet to a point of intersection with the easterly right-of-way margin of Borden Road SR. 1174; thence in a northerly direction, crossing Wilmount Road SR. 1156, approximately 60. feet to a point in the northerly right-of-way margin of Wilmount Road SR. 1156; thence in an easterly direction with the northerly right-of-way margin of Wilmount Road SR. 1156 approximately 155. feet to a point; thence continuing in an easterly direction with the northerly right-of-way margin of Wilmount Road SR. 1156 in eight (8) courses as follows: (1) With an arc of a circular curve to the left, having a radius of 2,068.37 feet, an arc distance of 248.92 feet to a point. (2) N. 78-42-42 E., 249.91 feet to a point. (3) N. 78-32-15 E., 505.81 feet to a point. (4) N. 78-47-22 E., 568.15 feet to a point. (5) With an arc of a circular curve to the left, having a radius of 1,046.75 feet, an arc distance of 209.09 feet to a point. (6) With an arc of a circular curve to the left, having a radius of 978.05 feet, an arc distance of 266.32 feet to a point. (7) N. 52-56-21 E., 112.57 feet to a point. (8) N. 52-26-22 E., 350.25 feet to a point; thence with the proposed westerly right-of-way margin of the south bound ramp (Tyvola Road Extension) in five courses as follows: (1) N. 37-11-51 E., 200.42 feet to a point. (2) N. 7-49-01 E., 146.03 feet to a point. (3) N. 2-39-30 E., 350.54 feet to a point. (4) N. 10-54-28 W., 407.05 feet to a point. (5) N. 3-50-42 W., 151.89 feet to a point in the south-westerly right-of-way margin of Billy Graham Parkway; thence with the westerly right-of-way margin of Billy Graham Parkway in five (5) courses as follows: (1) With an arc of a circular curve to the right, having a radius of 3,973.71 feet, an arc distance of 2,436.31 feet to a point. (2) With an arc of a spiral curve to the right having a chord bearing and distance of N. 3-26-19 E., 204.03 feet to a point. (3) N. 3-56-37 E.,

February 10, 1986
 Resolution Book 22 - Page 40.

346.79 feet to a point. (4) With an arc of a spiral curve to the left, having a chord bearing and distance of N. 2-56-18 E., 195.96 feet to a point. (5) With an arc of a circular curve to the left having a radius of 3,665.71 feet, an arc distance of 758.70 feet to a point. (6) N. 87-20-05 W., 125.23 feet to a point in the present Charlotte City Limit Line, the point of BEGINNING. All as shown on a map prepared by the City of Charlotte Engineering Department, dated October 21, 1985 and entitled "Map Showing Annexation of the City of Charlotte, Billy Graham Parkway - Wilmount Road Area."

Excepting from above described area to be annexed is a tract of land bounded on the northeast by Billy Graham Parkway on the southwest by Yorkmont Road (relocated) and on the northwest by Wilmount Road and being know and designated as Parcel No. 66 and Parcel No. 67 containing 1.872 acres, as shown on the above-referenced Map.

Parcel Nos. 66 and 67

BEGINNING at a point of intersection of the southwesterly right-of-way margin of Billy Graham Parkway with the southeasterly right-of-way margin of Wilmount Road SR. 1256, said point being the northeast corner of lot as described in Deed Book 4534, Page 79, and running thence with the southwesterly right-of-way margin of Billy Graham Parkway in two (2) courses as follows: (1) S. 89-02-25 E., 51.66 feet to a point, said point being located 132.00 feet southwest of and normal to survey station 108+40 southbound lane Billy Graham Parkway. (2) With an arc of a circular curve to the left, having a radius of 7,883.42 feet, an arc distance of 456.23 feet, crossing old Yorkmont Road to a point, said point being located 132.00 feet southwest of and normal to survey station 103+90 southbound lane Billy Graham Parkway; thence S. 51-32-56 W., 71.42 feet to a point; thence with the northerly right-of-way margin of Yorkmont Road (relocated) in five (5) courses as follows: (1) N. 75-32-32 W., 291.91 feet to a point. (2) N. 16-38-40 E., 85.40 feet. (3) S. 88-56-45 W., 99.96 feet to a point. (4) S. 79-31-14 W., 72.48 feet to a point. (5) N. 22-24-56 W., 27.57 feet to a point in the southeasterly right-of-way margin of Wilmount Road SR. 1256; thence with the southeasterly right-of-way margin of Wilmount Road SR. 1256 N. 31-12-32 E., 240.26 feet to the point or place of BEGINNING.

February 10, 1986
Resolution Book 22 - Page 41

RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION
OF ANNEXATION PURSUANT TO G.S. 160A-31, AS AMENDED

WHEREAS, a petition requesting annexation of the area described herein has been received; and

WHEREAS, the City Clerk has investigated the sufficiency thereof; and

WHEREAS, certification by the City Clerk as to the sufficiency of said petition has been made;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlotte, North Carolina:

1. That a public hearing on the question of annexation of the area described herein will be held at City Hall, 600 East Trade Street, Charlotte, North Carolina at 3:00 o'clock, p.m. on the 24th day of February, 1986.

2. The area proposed for annexation is described in Exhibit A, attached hereto and incorporated herein by reference.

3. Notice of said public hearing shall be published in The Charlotte Observer, a newspaper having general circulation in the City of Charlotte, at least ten (10) days prior to the date of said public hearing.

Approved as to form:


City Attorney

CERTIFICATION

I, PAT SHARKEY, 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 February, 19 86, the reference having been made in Minute Book 85, and recorded in full in Resolution Book 22, at Page(s) 41-45.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of February, 19 86.

PAT SHARKEY, CITY CLERK

February 10, 1986
 Resolution Book 22 - Page 42

EXHIBIT "A"

BILLY GRAHAM PARKWAY - WILMONT ROAD

BEGINNING at a point in the present Charlotte City Limit Line, said point being located where a line 40.0 feet south of and parallel with the centerline of West Boulevard SR. 1181 (New Dixie Road) intersects with the westerly right-of-way margin of Billy Graham Parkway, said point also being located approximately 1,525. feet east from the centerline of Airport Drive and running thence in an easterly direction with the present Charlotte City Limit Line, 40.0 feet south of and parallel with the centerline of West Boulevard SR. 1181 (New Dixie Road) approximately 491. feet to a point of intersection with the easterly right-of-way margin of Billy Graham Parkway; thence leaving the present Charlotte City Limit Line and following along the easterly right-of-way margin of Billy Graham Parkway in eight (8) courses as follows: (1) S. 21-00-58 E., approximately 255. feet to a point. (2) S. 4-43-46 E., approximately 401. feet to a point. (3) S. 10-08-39 W., approximately 365. feet to a point. (4) S. 24-07-20 W., 136.75 feet to a point. (5) S. 4-41-06 W., 26.93 feet to a point. (6) S. 4-41-08 W., 346.85 feet to a point. (7) S. 4-11-27 W., 195.96 feet to a point. (8) With an arc of a circular curve to the left, having a radius of 3,665.72 feet, an arc distance of 662.27 feet to a point in the northerly boundary line of lot as described in Deed Book 671, Page 49 and Deed Book 1109, Page 137; thence with a portion of the northerly and a portion of the easterly boundary line of lot as described in said Deed Book 671, Page 49 and Deed Book 1109, Page 137 and continuing with the easterly right-of-way margin of Billy Graham Parkway in eleven (11) courses as follows: (1) S. 79-17-00 E., approximately 101. feet to a point. (2) S. 8-23-00-W., 288.80 feet to a point. (3) S. 1-46-00 E., 95.0 feet to a point. (4) S. 42-55-00 E., 224.30 feet to a point. (5) S. 1-13-00 E., 162.20 feet to a point. (6) S. 28-00-00 E., 147.00 feet to a point. (7) S. 15-05-00 E., 353.40 feet to a point. (8) S. 39-09-00 E., 137.00 feet to a point. (9) S. 47-44-00 E., 164.00 feet to a point. (10) S. 40-00-00 E., 100.0 feet to a point. (11) S. 28-38-30 E., 193.81 feet to a point; thence continuing with the easterly right-of-way margin of Billy Graham Parkway S. 38-14-18 E., 243.39 feet to a point in the northwesterly right-of-way margin of Wilmount Road SR. 1256; thence with the northwesterly right-of-way margin of Wilmount Road SR. 1256 in five (5) courses as follows: (1) N. 45-53-09 E., 197.61 feet to a point. (2) S. 49-19-27 E., 36.35 feet to a point. (3) N. 34-33-51 E., 169.73 feet to a point. (4) S. 58-45-19 E., 10.99 feet to a point. (5) N. 31-14-41 E., 927.34 feet, crossing Von Kirkendol Drive to a point; thence S. 39-08-29 E., 21.23 feet to a point in or near the old centerline of Wilmount Road SR 1256; thence S. 39-14-33 E. 21.22 feet to a point in the southeasterly right-of-way margin of Wilmount Road SR. 1256; thence with the southeasterly right-of-way margin of Wilmount Road SR. 1256 in six (6) courses as follows: (1) S. 31-14-41 W., 992.51 feet to a point. (2) S. 27-37-12 E.,

5.84 feet to a point. (3) S. 31-14-41 W., 109.91 feet to a point. (4) N. 58-45-19 W., 5.00 feet to a point. (5) S. 31-14-41 W., 183.00 feet to a point. (6) S. 58-45-19 E., 33.90 feet to a point in the present Charlotte City Limit Line; thence continuing with the southeasterly right-of-way margin of Wilmount Road SR. 1256 and the present Charlotte City Limit Line in three (3) courses as follows: (1) S. 58-45-19 E., approximately 37.7 feet to a point. (2) S. 31-37-20 W., 87.74 feet to a point. (3) S. 6-25-13 E., 38.11 feet to a point in the northerly right-of-way margin of Billy Graham Parkway; thence in a southeasterly direction with the northerly right-of-way margin of Billy Graham Parkway and continuing with the present Charlotte City Limit Line with an arc of a circular curve to the left, having a radius of 7,392.35 feet, an arc distance of approximately 1,687. feet to a point in or near the centerline of Big Sugar Creek; thence leaving the present Charlotte City Limit Line and running in a southwesterly direction with a line in or near the centerline of Big Sugar Creek, crossing Billy Graham Parkway, approximately 275.0 feet to a point in the present Charlotte City Limit Line, said point being located 40.0 feet north of and normal to the old centerline of Yorkmont Road; thence continuing in a southwesterly direction with a line in or near the centerline of Big Sugar Creek and with the present Charlotte City Limit Line, crossing Yorkmont Road, approximately 150.0 feet to a point in the southwesterly right-of-way margin of Yorkmont Road (relocated); thence continuing with the present Charlotte City Limit Line and with a line in or near the centerline of Big Sugar Creek, approximately 1,380 feet to a point, said point being the northeasterly corner of lot as described in Deed Book 1109, Page 137; thence continuing with a line in or near the centerline of Big Sugar Creek and following along the easterly boundary line of lot as described in said Deed Book 1109, Page 137 and with the present Charlotte City Limit Line in five (5) courses as follows: (1) S. 39-40-38 W., 175.50 feet to a point. (2) S. 22-54-38 W., 169.60 feet to a point. (3) S. 3-34-22 E., 194.49 feet to a point. (4) S. 18-39-22 E., 275.00 feet to a point. (5) S. 4-24-38 W., 103.70 feet to a point; thence continuing with a line in or near the centerline of Big Sugar Creek and with the present Charlotte City limit line and following along the easterly boundary of a tract owned by the City of Charlotte (and designated as Tax Code 143-121-11 on a map prepared by the City of Charlotte Engineering Department, dated October 21, 1985 and entitled "Map Showing Annexation for the City of Charlotte, Billy Graham Parkway - Wilmount Road Area") approximately 3,135 feet to a point which is the most southerly corner of said City of Charlotte tract; thence leaving the present Charlotte City limit line and following along the southerly and westerly boundary of said City of Charlotte tract in eight (8) courses as follows: (1) S. 75-54-20 W., approximately 40. feet to a point; (2) N. 79-25-10 W., 90.00 feet to a point; (3) N. 49-52-50 W., 170.00 feet to a point; (4) N. 24-44-10 W., 92.00 feet to a point; (5) N. 01-12-40 W., 118.00 feet to a point; (6) N. 82-24-40 W.,

February 10, 1986
 Resolution Book 22 - Page 44

935.55 feet to a point; (7) N. 10-29-20 E., 2,149.12 feet to a point; (8) N. 08-00-00 E., 688.91 feet to a point; thence with the westerly boundary line of lot as described in Deed Book 1109, Page 137 N. 9-52-07 E., 900.45 feet to a point; thence with the easterly boundary line of lot as described in Deed Book 664, Page 255 in two (2) courses as follows: (1) N. 7-23-48 E., 272.91 feet to a point. (2) N. 49-36-10 W., 55.53 feet to a point in the southerly right-of-way margin of Wilmount Road SR. 1156; thence with the southerly right-of-way margin of Wilmount Road SR. 1156 in eight (8) courses as follows: (1) S. 52-26-22 W., 363.44 feet to a point. (2) S. 52-56-21 W., 112.83 feet to a point. (3) With an arc of a circular curve to the right, having a radius of 1,038.05 feet, an arc distance of 282.66 feet to a point. (4) With an arc of a circular curve to the right, having a radius of 1,106.75 feet, an arc distance of 221.80 feet to a point. (5) S. 78-47-22 W., 586.02 feet, crossing Williams Road SR. 1173 to a point. (6) S. 78-32-15 W., 505.77 feet to a point. (7) S. 78-42-42 W., 250.00 feet to a point. (8) With an arc of a circular curve to the right, having a radius of 2,128.37 feet, an arc distance of 256.14 feet to a point; thence continuing with the southerly right-of-way margin of Wilmount Road SR. 1156, approximately 180. feet to a point of intersection with the easterly right-of-way margin of Borden Road SR. 1174; thence in a northerly direction, crossing Wilmount Road SR. 1156, approximately 60. feet to a point in the northerly right-of-way margin of Wilmount Road SR. 1156; thence in an easterly direction with the northerly right-of-way margin of Wilmount Road SR. 1156 in eight (8) courses as follows: (1) With an arc of a circular curve to the left, having a radius of 2,068.37 feet, an arc distance of 248.92 feet to a point. (2) N. 78-42-42 E., 249.91 feet to a point. (3) N. 78-32-15 E., 505.81 feet to a point. (4) N. 78-47-22 E., 568.15 feet to a point. (5) With an arc of a circular curve to the left, having a radius of 1,046.75 feet, an arc distance of 209.09 feet to a point. (6) With an arc of a circular curve to the left, having a radius of 978.05 feet, an arc distance of 266.32 feet to a point. (7) N. 52-56-21 E., 112.57 feet to a point. (8) N. 52-26-22 E., 350.25 feet to a point; thence with the proposed westerly right-of-way margin of the south bound ramp (Tyvola Road Extension) in five courses as follows: (1) N. 37-11-51 E., 200.42 feet to a point. (2) N. 7-49-01 E., 146.03 feet to a point. (3) N. 2-39-30 E., 350.54 feet to a point. (4) N. 10-54-28 W., 407.05 feet to a point. (5) N. 3-50-42 W., 151.89 feet to a point in the south-westerly right-of-way margin of Billy Graham Parkway; thence with the westerly right-of-way margin of Billy Graham Parkway in five (5) courses as follows: (1) With an arc of a circular curve to the right, having a radius of 3,973.71 feet, an arc distance of 2,436.31 feet to a point. (2) With an arc of a spiral curve to the right having a chord bearing and distance of N. 3-26-19 E., 204.03 feet to a point. (3) N. 3-56-37 E., 346.79 feet to a point. (4) With an arc of a spiral curve to the

February 10, 1986
Resolution Book 22 - Page 45

left, having a chord bearing and distance of N. 2-56-18 E., 195.96 feet to a point. (5) With an arc of a circular curve to the left having a radius of 3,665.71 feet, an arc distance of 758.70 feet to a point. (6) N. 87-20-05 W., 125.23 feet to a point in the present Charlotte City Limit Line, the point of BEGINNING. All as shown on a map prepared by the City of Charlotte Engineering Department, dated October 21, 1985 and entitled "Map Showing Annexation of the City of Charlotte, Billy Graham Parkway - Wilmount Road Area."

Excepting from above described area to be annexed is a tract of land bounded on the northeast by Billy Graham Parkway on the southwest by Yorkmont Road (relocated) and on the northwest by Wilmount Road and being know and designated as Parcel No. 66 and Parcel No. 67 containing 1.872 acres, as shown on the above-referenced Map.

Parcel Nos. 66 and 67

BEGINNING at a point of intersection of the southwesterly right-of-way margin of Billy Graham Parkway with the southeasterly right-of-way margin of Wilmount Road SR. 1256, said point being the northeast corner of lot as described in Deed Book 4534, Page 79, and running thence with the southwesterly right-of-way margin of Billy Graham Parkway in two (2) courses as follows: (1) S. 89-02-25 E., 51.66 feet to a point, said point being located 132.00 feet southwest of and normal to survey station 108+40 southbound lane Billy Graham Parkway. (2) With an arc of a circular curve to the left, having a radius of 7,883.42 feet, an arc distance of 456.23 feet, crossing old Yorkmont Road to a point, said point being located 132.00 feet southwest of and normal to survey station 103+90 southbound lane Billy Graham Parkway; thence S. 51-32-56 W., 71.42 feet to a point; thence with the northerly right-of-way margin of Yorkmont Road (relocated) in five (5) courses as follows: (1) N. 75-32-32 W., 291.91 feet to a point. (2) N. 16-38-40 E., 85.40 feet. (3) S. 88-56-45 W., 99.96 feet to a point. (4) S. 79-31-14 W., 72.48 feet to a point. (5) N. 22-24-56 W., 27.57 feet to a point in the southeasterly right-of-way margin of Wilmount Road SR. 1256; thence with the southeasterly right-of-way margin of Wilmount Road SR. 1256 N. 31-12-32 E., 240.26 feet to the point or place of BEGINNING.

February 10, 1986
Resolution Book 22 - Page 46

North Carolina
Mecklenburg County

RESOLUTION

WHEREAS, the North Carolina Department of Transportation has requested that the City of Charlotte agree to have a portion of Sardis Road North lying between Monroe Road and Independence Boulevard, located within the city limits of Charlotte, be added to the state's highway system; and,

WHEREAS, it is in the public interest for the City of Charlotte to comply with the request of the State of North Carolina; and,

WHEREAS, N.C.G.S. § 136-66.2(d) requires that both the municipal governing body and the North Carolina Department of Transportation agree to any change in the state's highway and street system;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that City Council approves adding that portion of Sardis Road North lying between Monroe Road and Independence Boulevard in the City of Charlotte to the state's highway system.

Approved as to form:

Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Pat Sharkey, 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 February, 19 86, and the reference having been made in Minute Book 85, Page , and recorded in full Resolutions Book 22, Page 46.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of February, 19 86.

Pat Sharkey, City Clerk

February 10, 1986
Resolution Book 22 - Page 47

RESOLUTION PROPOSING TO ACCEPT AN OFFER TO PURCHASE .115 ACRES LOCATED AT 1324 SOUTH CHURCH STREET AND DIRECTING THE ADVERTISEMENT OF SAID OFFER FOR THE PURPOSE OF RECEIVING UPSET BIDS

WHEREAS, the City owns certain property which was acquired by a tax foreclosure, being more particularly described in Exhibit A, attached hereto; and

WHEREAS, The City has received an offer to purchase such real property, subject to the terms and conditions stated in said offer, a copy of which is attached hereto as Exhibit B; and

WHEREAS, it is in the public interest to return the property to private ownership for tax purposes; and

WHEREAS, the City proposes to accept said offer, subject to its terms and conditions, under the provisions and authority of N.C.G.S. 160A-269.

NOW, THEREFORE, BE IT RESOLVED, that the Lincoln Center Associates immediately deposit five percent (5%) of its offer of Seven Thousand Dollars with the Real Estate Division by certified check made payable to the City Charlotte; and

BE IT FURTHER RESOLVED that the City Clerk shall cause a notice to be published containing a general description of said real property, the amount and terms of the offer, and notice that any person may raise the bid by not less than ten percent (10%) of the first One Thousand Dollars (\$1,000.00) and five percent (5%) of the remainder. Every bidder raising the bid shall deposit with the Real Estate Division five percent (5%) of the increased bid. In the event that one or more qualifying upset bids are received, the City Clerk shall readvertise the offer, in the same manner as the original offer, in the amount of the increased bid. This procedure shall be repeated until no further qualifying upset bids are received; and

BE IT FURTHER RESOLVED, that after the time for receiving all qualifying upset bids has expired, the City Council may accept the offer and sell the property to the highest bidder for cash; provided that the City Council may at any time reject any and all offers.

Approved as to form:


City Attorney

CERTIFICATION

I, PAT SHARKEY, 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 February, 1986, the reference having been made in Minute Book 85, and recorded in full in Resolution Book 22, at Page(s) 47.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of February, 1986.

PAT SHARKEY, CITY CLERK

February 10, 1986
Resolution Book 22 - Page 48

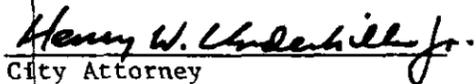
A RESOLUTION AUTHORIZING THE
REFUND OF CERTAIN TAXES

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 has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City Tax Collector has certified that those taxpayers have made proper 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 10th day of February, 1986, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in 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 10th day of February, 1986, the reference having been made in Minute Book 85 and recorded in full in Resolution Book 22, page(s) 48-49.

Pat Sharkey
City Clerk

February 10, 1986
Resolution Book 22 - Page 50

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the purpose of right-of-way easement and temporary construction easement in the project known as "South Boulevard at Sharon Lakes Drive and Sweden 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, as amended, being the Charter of The City of Charlotte, condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Jimmie Reitzel (and spouse, if any)	7802 South Boulevard Tax Code No.: 265-165-16	\$10,000.00
Harry B. Doster and wife, Nell Doster	(Same as above)	(Included)
Helen P. Moser, Trustee for Marshall L. Porter	(Same as above)	(Included)
Marshall L. Porter, Beneficiary	(Same as above)	(Included)
Schloss Outdoor Advertising Company, Lessee	(Same as above)	(Included)

Any Other Parties of Record

IT IS FURTHER RESOLVED that the appraised value of the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:


City Attorney

February 10, 1986
Resolution Book 22 - Page 51

CERTIFICATION

I, PAT SHARKEY, 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 February, 1986, and the reference having been made in Minute Book 85, Page _____, and recorded in full in Resolutions Book 22, Page 50-51.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 12th day of February, 1986.

City Clerk