

REGIONAL COUNCIL OF GOVERNMENTS
 CHARTER RESOLUTION
 OF
City of Charlotte
 County or Municipality

WHEREAS, the City Council of the City of Charlotte, together with the other county and municipal governmental units adopting concurrent Resolutions identical hereto recognize that there is a need for such governmental units to consult among themselves and to act in concert with reference to regional matters affecting health, safety, welfare, education, recreation, economic conditions, regional planning or regional development; now, therefore, be it

RESOLVED, that pursuant to the General Statutes of North Carolina, Chapter 160A, Article 20, Part 2, the following Resolution is hereby adopted for the establishment of a regional council of governments:

ITEM I

Short Title - Binding Effect: This Resolution shall be hereafter referred to as the "Charter" of this Regional Council; and said Charter, together with all amendments thereto, shall be binding upon and shall enure to the benefit of all governmental units adopting same.

ITEM II

Name: The name of the regional council of governments hereby established shall be the CENTRALINA COUNCIL OF GOVERNMENTS, and shall be hereinafter referred to herein as the "Council".

ITEM III

Membership:

A. The initial membership of this Council of Governments shall consist of the following governmental units which are members of the Central Piedmont Regional Council of Local Governments (organized and existing pursuant to Chapter 160, Article 8A of the General Statutes of North Carolina, now repealed) and which adopt the Resolution identical hereto on or before March 1, 1972, to-wit:

Albemarle	Matthews	Rowan County
Cabarrus County	McAdenville	Salisbury
Charlotte	Mecklenburg County	Spencer
Cherryville	Monroe	Stanfield
Concord	Mooreville	Stanly County
Gaston County	Norwood	Statesville
Gastonia	Oakboro	Union County
Iredell County	Ranlo	Waxhaw
Lincoln County	Ritchfield	Wingate
Lincolnton		

B. Any municipal or county government which is not an initial member of the Council, including any municipal or county government in a state adjoining North Carolina (where permitted by the laws of said adjoining state) may join this Council by ratifying or adopting this Charter and upon the unanimous vote of the existing members. Notice of such application for admission shall be given each member in the manner prescribed by the Council By-laws at least ten (10) days prior to the date of the meeting at which the vote is to be taken. Such vote shall be deemed to be unanimous unless one or more votes against the admission of said governmental unit are cast, irrespective of whether all members are represented at such meeting.

C. All rights and privileges of membership in the Council shall be exercised on behalf of the member governments by their delegates to the Council; and "delegates" as used in this Charter shall, unless otherwise provided, include alternate delegates duly designated by a member.

D. Any municipal or county governmental unit located outside the geographical boundary of "State Planning Region F", or any quasi-governmental agency involved in matters affecting the health, safety, welfare or education of the citizens of North Carolina or an adjoining state, shall be eligible to apply for an affiliate membership in the Council. Such application may be approved and an affiliate membership granted to such governmental or quasi-governmental unit upon the affirmative vote of a majority of the membership attending any meeting at which a quorum is present. An affiliate member shall pay no assessment, but the Council may charge all affiliate members a reasonable sum to cover direct costs of such memberships. The affiliate member shall have no vote in the Council or in any committee thereof, but its designated representative may serve on any committee in an advisory capacity and may otherwise participate in the deliberations of the Council.

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ITEM IV.

Purposes and Functions: The Council hereby established shall be a voluntary organization of local governmental units organized and existing to (1) provide a framework within which matters affecting the health, safety, welfare, education, recreation, economic conditions, regional planning or regional development of and for the citizens within the member governmental units may be discussed, studied and solutions or recommendations proposed; (2) to implement courses of action relating to the matters within its jurisdiction; (3) to promote intergovernmental cooperation, communication and planning; and (4) to review, upon the request of state, federal or local governments, or agencies thereof, applications for grants or funds for projects affecting citizens within the members' jurisdictions.

ITEM V

Representation:

A. Each member governmental unit shall be represented in the Council by one delegate or in his absence by a designated alternate, if any. All delegates and alternates shall be elected members of the governing bodies of the member governmental units they represent. The delegates and alternates, as well as their successors, shall be selected by the member governing bodies in any manner consistent with law and the regulations governing such body, and their names shall be certified to the Council in the manner prescribed by the By-laws of the Council. Each governmental unit may designate any number of alternate delegates.

B. The term of office of each delegate shall commence upon the date of his appointment and certification to the Council by the governing body of the member governmental unit he represents; and such term shall automatically expire December 31 following such appointment, unless he shall sooner resign, cease to be an elected member of said governing body, or be removed as a delegate by said governing body, in which case his term

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shall expire on the effective date of such event. Each member shall certify to the Council the names of its delegate and any alternate(s) prior to the first Council meeting of the calendar year. Only an individual who has been duly appointed and certified to the Council as a delegate or alternate may be permitted to vote on any matter. The members shall also appoint and certify a successor to fill any vacancy created by the death, removal, resignation, or ineligibility of a delegate (but not an alternate), but an alternate may represent a member until such successor delegate is appointed and certified.

ITEM VI

Voting and Quorum Requirements:

A. Each member governmental unit shall be entitled to one vote on all matters coming before the Council or before any committee to which such member unit is duly appointed. All votes shall be cast by the delegate, or in his absence, by an alternate delegate of the member government.

B. Representation, by delegate or alternate, from a simple majority of the member governmental units at any regular or special meeting of the Council, or representation, by delegate or alternate, from a simple majority of the membership of any committee at any committee meeting, shall constitute a quorum at any such Council or committee meeting. The affirmative vote of a simple majority of representatives present at any meeting at which a quorum was present shall be required for any action or recommendation of the Council or any committee, unless this Charter or the By-Laws of the Council require a larger affirmative vote on particular matters.

C. Voting shall be by voice, a show of hands, or, upon the request of any three delegates, by a poll of the delegates.

ITEM VII

Withdrawal: Any member may withdraw from the Council at the end of any fiscal year, provided written notice of intent to withdraw is given to each of the other members at least sixty days prior to the end of the fiscal year.

ITEM VIII

Powers and Duties of the Council: Within the limits of funds and personnel available, the Council:

A. Shall have and may exercise, in accordance with its Charter and By-laws, all of the powers which the General Assembly of North Carolina has authorized, and may hereafter from time to time authorize, this Charter to confer upon the Council, including, but not limited to, all of the specific powers enumerated in Section 160A-475 (and any amendments thereto) of the General Statutes of North Carolina, which powers are incorporated herein by reference.

B. Shall have, and may exercise, in addition to and not in limitation of the foregoing, the following powers:

1. To create such committees as it deems necessary to exercise the powers granted to the Council herein in dealing with problems or problem areas that do not involve all the members of the Council. At least one delegate from each member governmental unit affected by the problem or problem area to be dealt with by the committee is entitled to be a member of that committee. Any two or more member governmental units shall have the right to have a Council committee formed to exercise the powers of the Council with reference to any problem which affects the petitioning governmental units, unless the Council shall reasonably determine that the problem or problem area in question should be assigned to an existing committee, in which case the petitioning members shall be entitled to be represented on said committee. The subject matter over which any committee has jurisdiction to exercise the powers of the Council shall be specifically defined, but may be enlarged or restricted by the Council from time to time. Unless the right of a member to representation on any particular committee granted hereinabove is asserted, the Chairman of the Council shall designate the membership of all committees.

2. To accept, receive and disburse in furtherance of the duties, purposes, powers, and functions specified in this Charter all member assessments, funds, grants, and services made available by the State of North Carolina, any other state, or any agency thereof, the Federal government

and its agencies, any municipality or county or other governmental or quasi-governmental unit or agency, (whether or not a member of such Council) and private and civic sources. The Council may provide matching funds, grants, or services, received from any source, to or for any governmental or quasi-governmental agencies established by the Council or any two or more member governmental units in furtherance of the duties, purposes, powers, and functions herein contained. None of the powers contained in this subparagraph may be exercised by any committee except with respect to funds budgeted or appropriated for their use by the Council.

3. To meet with, consult with and act in concert with any county or municipality or any agency of the State, Federal government, civic organization, private organization or any other in the furtherance of the purposes and objects within its jurisdiction.

4. To participate, as a unit of local government, in any undertaking with any other unit of local government, whether or not a member of the Council, for the joint exercise of governmental powers in accordance with and pursuant to the provisions of Chapter 160A, Article 20, Part 2 of the General Statutes of North Carolina (and any amendments thereto).

5. To contract with any person, firm or corporation for goods and/or services when same have been authorized by budget appropriations or by special resolution of the Council appropriating available funds.

6. To adopt By-laws containing such rules and regulations for the conduct of its business as it may deem necessary for the proper discharge of its duties and the performance of its functions, not inconsistent with the Charter or the laws of North Carolina.

7. To create agencies of the Council to act for and on behalf of the Council in the planning and development of particular programs which affect the health, safety, welfare, education, economic conditions or regional development of two or more member governmental units. Such agencies shall have such membership, staff, powers, duties and responsibilities as may be specified in the Council Resolutions pursuant to which such agency is established, consistent with the powers herein granted the Council. Provided, however, such agency shall at all times be acting for and on

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behalf of, and shall be responsible to, the Council. The Council may appropriate funds for the use of agency programs which it has received from any source, including member assessments, provided such appropriation is made in accordance with this Charter.

8. It is the desire of the membership of this Council to avoid duplication of governmental functions, particularly in the planning and development of future programs in areas of governmental responsibility, and to that end this Council is created, should function, and these powers are given.

ITEM IX

Financial:

A. The general operating expenses of the Council shall be paid from funds paid to the Council by each member governmental unit. The annual contribution of each member governmental unit shall be based upon the duly adopted budget for such year and shall be assessed on the basis of the population (based upon the most recent U. S. Government census) within the bounds of each member governmental unit. No reduction or exception shall be made in instances where the population figures of two or more governmental units reflect an overlapping population.

B. All expenditures of the Council for special projects of the Council or any committee thereof shall be paid from revenues paid in advance by the member governmental units directly involved in such project and paid especially for such special projects and from any other funds made available for such projects from any other source whatsoever. All such revenue shall be credited to a special revenue account and all expenditures charged to a special expenditure account so that an exact cost accounting may be made at the completion of any project. In no case shall other general fund revenues be used to pay any special project costs. In the event advance payments made by member governmental units exceed or are less than the actual cost of a special project, the excess shall be refunded to and the deficit paid by the participating member units.

C. The budget for the Council for each fiscal year and the assessment of each member shall be adopted by the affirmative vote of at least seventy-five (75%) per cent of the representatives present at a meeting at which a quorum was present, provided notice of such vote has been given in accordance with the By-laws, and provided further said notice is accompanied by a copy of the proposed budget and assessment.

D. The budget for the Council and the assessment for each member governmental unit shall be adopted by the Council no later than April 15 of each year. Provided, the Council shall publish and deliver to the delegates a budget estimate, indicating each member governmental unit's estimated share thereof, on or before March 31 of each year, if the actual budget shall not have been adopted by that date.

E. The budget, once adopted, may be amended by the affirmative vote of at least seventy-five (75%) per cent of the representatives present at a meeting at which a quorum was present, provided notice of such vote has been given in accordance with the By-laws, and provided, further, said notice shall state in detail the proposed terms of the amendment and the reasons therefor.

F. The annual assessment for each member governmental unit shall be payable on or before August 1 of each year and shall be delinquent thereafter. Any member of the Council which becomes delinquent in the payment of its annual assessments shall lose all rights and privileges of Council membership during such period of delinquency. Any new member shall pay the full annual assessment for the current fiscal year regardless of its date of admission.

G. All revenues paid to the Council by member governmental units and all other sources whatsoever shall be deposited in the general fund of the Council, and separate revenue and expenditure accounts shall be maintained for each phase of operation of the Council to the extent required by sound accounting practices, to include, but not be limited to, such accounts for the general operating expenses of the Council and each special project undertaken by the Council or any committee thereof.

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H. The general operating expenses of the Council shall include, but are not necessarily limited to: providing meeting and office space or other such physical facilities needed by the Council or any committee thereof; providing compensation for the director and other administrative personnel of the Council; providing the necessary legal and accounting or other professional services; providing furniture, equipment and supplies, paying special consultants, temporary employees and contractors duly authorized by the Council; reimbursing authorized expenses of Council employees.

I. Any surplus funds in the general operating expense account at the close of any fiscal year shall be returned to the contributing member governmental units or credited to their assessment for the next fiscal year in the same proportion as each member governmental unit contributed to such surplus. Provided, the Council may, by the affirmative vote of at least seventy-five (75%) per cent of the representatives present at a meeting at which a quorum was present (notice of such vote having been given in accordance with the By-laws) credit such surplus funds as additional revenue for budget purposes for the following fiscal year. All other funds shall be held and disbursed as otherwise herein provided or as directed by the contributing source.

ITEM X

Compensation and Expenses of Delegates:

A. Except for the Chairman of the Council, each delegate, and in his absence, one alternate delegate, representing each member governmental unit, may receive, if the By-laws so provide, up to \$25.00 for each regular or special meeting of the Council attended, not to exceed \$200.00 during any fiscal year. Such By-laws may also provide that actual travel expense, not to exceed twelve cents (\$.12) per mile, may be paid to each delegate, and in his absence to one alternate delegate, for attending any meeting of the Council or any committee meeting. The Chairman of the Council shall receive \$100.00 per month as compensation for his services to the Council.

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B. For travel on any authorized business of the Council, other than to attend Council or committee meetings, delegates shall be reimbursed for their actual expenses, as approved by the Council.

ITEM XI

Severability: If any Item, paragraph, sentence or phrase of this Charter shall be declared by any court of competent jurisdiction to be in violation of the laws of this State, or, where applicable, of the laws of any other state, such provision of this Charter shall be considered to be severable, as to the member or members affected, and the validity of the remaining portion of the Charter shall not be affected.

ITEM XII

Amendment of Charter and Dissolution of Council:

A. The Council may formally recommend to the member governments a resolution to amend the Charter by the affirmative vote of at least three-fourths of the representatives present at any meeting at which a quorum was present, provided notice of such vote has been given in accordance with the By-laws. Said amendment shall become effective when the resolution has been duly adopted by three-fourths of the member governmental units.

B. The Council may be dissolved at the end of any fiscal year only (1) upon the adoption of a dissolution resolution by three-fourths of the governing bodies of all member governmental units, or (2) the withdrawal from the Council of all but one of the member governmental units. If such dissolution is effected by resolution of the member governments, such resolution shall specify the method of liquidating the Council's assets and liabilities. If such dissolution is occasioned by withdrawal of all but one member, the remaining governmental unit shall have the power to liquidate all assets and liabilities and it shall then distribute the net proceeds, if any, to those members who paid the latest annual assessment and in the same proportion. Any deficit shall be the responsibility of those member governments who would have received the net proceeds, and in the same proportions.

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ITEM XIII

Effective Date: The effective date of this Charter shall be January 1, 1972, as to the Initial Membership (defined in ITEM III); and as to all subsequent members, this Charter shall be effective on the date of its adoption by the governing body of such governmental unit or the date such member's application was approved, whichever shall be later.

I hereby certify that the foregoing Charter Resolution of
the City Council of the City of Charlotte

was duly adopted by its governing body at its meeting on the 31st
day of January, 1972, at which a quorum was present and acted.

Name and Title

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 31st day of January, 1972, the reference having been made in Minute Book 56, and recorded in full in Resolution Book 8, beginning on Page 40.

Ruth Armstrong
City Clerk

LEAD AGENCY DESIGNATION

of Centralina
Council of Governments

WHEREAS, The Governor of North Carolina has declared that one legally constituted organization created by general purpose local governments will be designated as the LEAD regional organization in each of the seventeen (17) State Planning regions to serve as the region-wide Planning Development and Coordinating Agency; and

WHEREAS, the Centralina Council of Governments was created by the several local governments in State Planning Region "F" to serve as the umbrella agency for purposes of the area wide planning, development and program coordination and to avoid overlapping and duplicative efforts;

THEREFORE, BE IT RESOLVED that the governing body of the City of Charlotte hereby reaffirms its support of the Centralina Council of Governments as the area wide Planning, Development and Coordinating Agency and joins with other local governments in State Planning Region "F" in approving its designation as the LEAD regional organization.

I hereby certify that the foregoing Resolution of
the City Council of the City of Charlotte

was duly adopted by its governing body at its meeting on the 31st
day of January, 1972, at which a quorum was present and acted.

Clerk

Mayor of Chairman

(SEAL)

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 31st day of January, 1972, the reference having been made in Minute Book 56, and recorded in full in Resolution Book 8, at Page 51.

Ruth Armstrong
City Clerk

Copy of a Resolution Passed by the
 City Council of the City of
 Charlotte, North Carolina

The following resolution was offered by Councilman Jordan
 and a motion was made by Councilman Jordan that it be adopted;
 this motion was seconded by Councilman Withrow, and upon being
 put to a vote, was unanimously carried;

WHEREAS, this Municipality has prepared and the State Highway
 Commission has adopted plans to make certain street and highway improve-
 ments within the City of Charlotte consisting of the up-grading and
 installation of traffic control signals on Independence Boulevard (US 74)
 at its intersections with Westchester Drive, Woodland Drive, Pierson
 Drive, Albemarle Road, and Sharon Amity Road, as shown on the plans of
 Project 8.6100312, Mecklenburg County; as filed with the State Highway
 Commission in Raleigh, North Carolina; that said project is considered
 to be a most necessary improvement in the street and highway system within
 the corporate limits of this Municipality for the promotion of public
 safety and convenience; and,

WHEREAS, in the plans and proposals of said improvement, it is
 provided that this Municipality cooperate with the State Highway Commission
 to the extent of:

- (1) Installing the traffic signal equipment for the project at
 no expense to the State Highway Commission.
- (2) Agreeing to provide any necessary construction easements
~~to~~ outside the existing right of way limits of the project
 at no expense to the Highway Commission.
- (3) Relocating or adjusting any and all public or privately owned
 utilities in conflict with the project without expense to
 the Highway Commission.

NOW, THEREFORE, BE IT RESOLVED that Project 8.6100312, Mecklenburg
 County, be and it is hereby formally approved by the City Council of the
 City of Charlotte and that the Mayor and City Clerk (~~or Manager~~) of this
 Municipality be and they are empowered to sign and execute the required
 Agreement between this Municipality and the State Highway Commission.

This Resolution was passed and adopted the 31st day of
January, 1972.

Read, approved and adopted by the City Council of the City of Charlotte,
 North Carolina, in regular session convened on the 31st day of January,
 1972, the reference having been made in Minute Book 56, and recorded in
 full in Resolution Book 8, at Page 52.

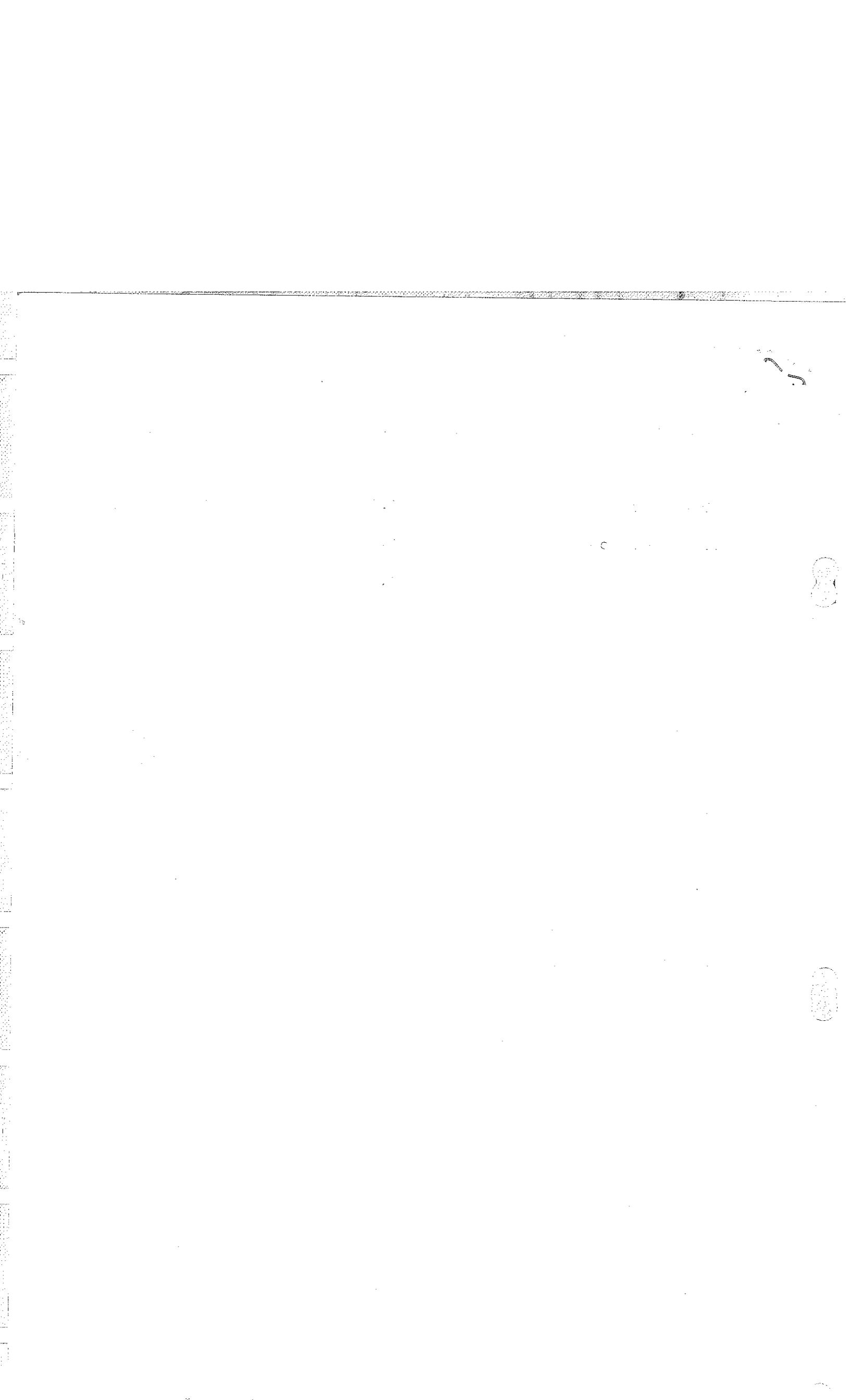
Ruth Armstrong
 City Clerk

TAXPAYERS AND REFUNDS REQUESTED

NAME	AMOUNT OF REFUND REQUESTED	REASON
Jobco, Inc.	\$ 50.00	Illegal levy
Top Careers, Inc.	50.00	Illegal levy
Management Recruiters, Inc.	50.00	Illegal levy
William Luther Cuthbertson, Jr. and wife, Glennis	12.18	Clerical error
William Harold Griffin and wife, Frances R.	25.50	Clerical error
George William Hefner	27.85	Clerical error
Ernst Hostettler and wife, Agnes F.	13.72	Clerical error
Carlos Daniel Jennings and wife, Grace M.	10.96	Clerical error
Blair C. Killian and wife, Mary T.	6.81	Clerical error
Angus Morris McDonald	34.50	Clerical error
William Morgan Mullinax and wife,	4.46	Clerical error
Jack E. Nivens and wife, Sharon P.	23.32	Clerical error
Pamela Hart Stogner	19.19	Illegal levy
Elmer F. Voss and wife, Peggy R.	10.55	Clerical error
Lucien C. Waddle and wife, Anna M.	8.36	Clerical error
Jay Y. Wooten and wife, Edith	16.24	Clerical error
Walter J. Klein Co., Ltd.	528.32	Illegal levy
Newell Properties, Inc.	137.35	Clerical error
Karl F. Hannan	46.02	Illegal levy
Jack E. Nivens and wife, Sharon P.	14.20	Clerical error



Jack E. Nivens and wife, Sharon P.	12.94	Clerical error
Vernon Eaker Thornberry	11.71	Clerical error
Charles Robert Jones	9.98	Illegal levy
Charles Robert Jones	<u>27.54</u>	Illegal levy
	\$ 1,151.70	



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 31st day of January, 1972, 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

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 31st day of January, 1972, the reference having been made in Minute Book 56, and recorded in full in Resolution Book 8, at Page 53.

Ruth Armstrong, City Clerk

January 31, 1972
Resolution Book 8 - Page 54

RESOLUTION AUTHORIZING THE EXECUTION OF EIGHT ADDITIONAL MODEL
CITIES CONTRACTS WITH THIRD PARTY AGENCIES

Be it resolved by the City Council of the City of Charlotte that the Mayor is hereby authorized to execute contracts with the following agencies in the amounts listed below for the purpose of carrying out additional Model Cities programs:

<u>Program Title</u>	<u>Administering Agency</u>	<u>Amount</u>
Helping Hand	Johnson C. Smith University	\$ 50,000
Music Development Program	Johnson C. Smith Univeristy	\$ 28,000
Model Neighborhood Campsite Development Program	Mecklenburg County Boy Scout Council	\$ 35,673
Neighborhood Athletic Development Program	Young Men's Christian Association	\$ 14,000
Girl Scout Program Equipment Supplement	Hornet's Nest Girl Scouts Council	\$ 1,831.
Teenage Parents Hospital Maternal Service	Florence Cuttenda Service, Inc.	\$24,000
Sickle Cell Enemic Workshop	Mecklenburg County Health Dept.	\$ 10,000
Business Development Center (loan fund)	Progress Association for Economic Development (PAED)	<u>\$150,000</u>
	Total Contracts	\$313,504

Approved as to form:

Henry W. Underhill Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 31st day of January, 1972, the reference having been made in Minute Book 56, and recorded in full in Resolution Book 8, at Page 54.

Ruth Armstrong
City Clerk