

RESOLUTION OF CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA, APPROVING AMENDMENT NO. 2 TO
THE REDEVELOPMENT PLAN AND THE FEASIBILITY OF
RELOCATION FOR THIRD WARD NEIGHBORHOOD STRATEGY AREA

WHEREAS, Title I of the Housing and Community Development Act of 1974 (P.L. 93-383) created a new Community Development Funding Program and amended and extended laws related to housing and urban development and for other purposes; and

WHEREAS, the City of Charlotte has submitted an application in accordance with certain well-defined Federal objectives and has received approval from the United States of America for the execution of a comprehensive Community Development Program to be financed with Community Development Block Grant Funds; and

WHEREAS, one of the Community Development Neighborhood Strategy Areas for which such Federal funds have been allocated and the application has been approved is identified as "Third Ward Neighborhood Strategy Area" encompassing the area generally bounded by Southern Railroad on the east, Elmwood Cemetery on the north, I-77 on the west and Seaboard Railroad on the south in the City of Charlotte, State of North Carolina (herein called the "Locality"); and

WHEREAS, there has been prepared and referred to the Governing Body for review and approval a Redevelopment Plan for the Third Ward Redevelopment Area, dated January, 1976, and consisting of 38 pages and

WHEREAS, since the above approval, it has been desirable and in the public interest to amend said Redevelopment Plan to revise the land use by rezoning, land acquisition, and disposition to help retain the residential character of the neighborhood and to confine the commercial activities to the corridor area generally fronting on West Trade and West Fifth Streets; update the estimated costs and reschedule financing; and this Amendment No. 2 incorporates into the Redevelopment Plan all changes and additions necessary to effectuate said Amendment; and

WHEREAS, there has been prepared and referred to the Governing Body of the City of Charlotte for review and approval, an Amended Redevelopment Plan for the Project Area dated January, 1976, Amended May, 1981 and consisting of 38 pages and 7 exhibits; and

WHEREAS, a general plan has been prepared and is recognized and used as a guide for the general development of the Locality as a whole; and

WHEREAS, The Charlotte-Mecklenburg Planning Commission, which is the duly designated and acting official planning body for the Locality, has submitted to the Governing Body its report and recommendations respecting the Amended Redevelopment Plan for the Redevelopment Area and has certified that the amended Redevelopment Plan conforms to the general plan for the Locality as a whole, and the Governing Body has considered the report, recommendations and certification of the planning body; and

WHEREAS, pursuant to the State Mandatory Referral Law, the Charlotte-Mecklenburg Planning Commission has submitted to the Governing Body its report respecting the amended Redevelopment Plan for the Target Area; and

WHEREAS, the amended Redevelopment Plan for the Redevelopment Area prescribes certain land uses for the Redevelopment Area and will require, among other things, changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action; and

WHEREAS, the Community Development Department has prepared and submitted a program for the relocation of individuals and families that may be displaced as a result of carrying out the Redevelopment Area in accordance with the amended Redevelopment Plan; and

WHEREAS, there have also been presented to the Governing Body information and data respecting the relocation program which has been prepared by the Community Development Department as a result of studies, surveys, and inspections in the Redevelopment Area and the assembling and analysis of the data and information obtained from such studies, surveys, and inspections; and

WHEREAS, the members of the Governing Body have general knowledge of the conditions prevailing in the Redevelopment Area and of the availability of proper housing in the Locality for the relocation of individuals and families that may be displaced from the Redevelopment Area and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation; and

WHEREAS, it is necessary that the Governing Body take appropriate official action respecting the relocation program and the amended Redevelopment Plan for the Redevelopment Area in conformity with the Uniform Relocation Assistance and Real Property Acquisition Act of 1970 (P.L. 91-646) and the North Carolina Urban Redevelopment Law of 1951, as amended, N.C.G.S. 160A-500 through 160A-526; and

WHEREAS, the Governing Body is cognizant of the conditions that are imposed in the undertaking and carrying out of Community

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Development Projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, or national origin:

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

1. That it is hereby found and determined that the Third Ward Neighborhood Strategy Area qualifies under the Community Development Block Grant Program and as an eligible Redevelopment Area under the North Carolina Urban Redevelopment Law of 1951, as amended, N.C.G.S. 160A-500 through 160A-526.

2. That the amended Redevelopment Plan for the Redevelopment Area, having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Redevelopment Plan with the minutes of this meeting.

3. That it is hereby found and determined that the objectives of the amended Redevelopment Plan cannot be achieved solely through rehabilitation of the Redevelopment Area.

4. That it is hereby found and determined that the amended Redevelopment Plan for the Redevelopment Area conforms to the general plan of the Locality.

5. That it is hereby found and determined that the amended Redevelopment Plan for the Redevelopment Area will afford maximum opportunity, consistent with the sound needs of the Locality as a whole, for the urban renewal and conservation of the Area by private enterprise.

6. That it is hereby found and determined that the amended Redevelopment Plan for the Redevelopment Area gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

7. That it is hereby found and determined that the program for the proper relocation of individuals and families displaced in carrying out the Community Development Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Redevelopment Area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

8. That, in order to implement and facilitate the effectuation of the amended Redevelopment Plan hereby approved, it is found

and determined that certain official action must be taken by this Body with reference, among other things, to changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action, and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out the amended Redevelopment Plan; (b) requests the various officials, departments, boards and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the amended Redevelopment Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to effectuate the amended Redevelopment Plan.

Read, approved, and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 8th day of June, 1981, the reference having been made in Minute Book 76, and recorded in full in Resolutions Book 17, beginning at Page 259.

Ruth Armstrong
City Clerk

RESOLUTION ENDORSING THE ECONOMIC DEVELOPMENT PROGRAM OF THE
GREATER CHARLOTTE CHAMBER OF COMMERCE

WHEREAS, the issues of Economic Development and Economic Vitality in the City of Charlotte and County of Mecklenburg are major concerns of the Mayor and City Council; and

WHEREAS, the Mayor and Members of the City Council approved Economic Development and Minority Economic Assistance Goals and Objectives for Charlotte at their annual retreat and subsequent Council/Manager Dinner; and

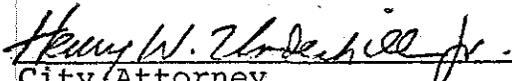
WHEREAS, the Urban Symposium addressed the issue of Economic Vitality in Charlotte/Mecklenburg and indicated the importance of a continued cooperative relationship between the public and private sectors in the best interest of business, industry and residents in the City and County; and

WHEREAS, the Greater Charlotte Chamber of Commerce represents the private sector of business and industry in Charlotte/Mecklenburg and is recognized as having lead responsibility for business and industrial recruitment in the Metropolitan Area; and

WHEREAS, the Mayor and Members of the City Council wish to acknowledge the important role the Greater Charlotte Chamber of Commerce plays in representing the private sector of business and industry in Charlotte/Mecklenburg and express their appreciation for its Economic Development Program and its response to the Urban Symposium recommendations as the responsible organization for selected areas of concern.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of Charlotte endorse the Economic Development Program of the Greater Charlotte Chamber of Commerce, and accept the offer of Mr. Bland Worley, Chairman, for the Greater Charlotte Chamber of Commerce to be the responsible organization for selected areas of concern to represent the private economic section of business and industry in working with local governments to implement the Urban Symposium recommendations.

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 8th day of June, 1981, the reference having been made in Minute Book 76, and recorded in full in Resolutions Book 17, at Page 263.

Ruth Armstrong
City Clerk

RESOLUTION

A motion was made by Councilmember Selden and seconded by Councilmember Dannelly
Name and Title

for the adoption of the following resolution, and upon being put to a vote was duly adopted:

THAT WHEREAS, the City of Charlotte (hereinafter referred to as "Sponsor") has made a formal application to the Department of Transportation (hereinafter referred to as "Department") for State financial aid for Douglas Municipal Airport; and

WHEREAS a grant in the maximum amount of \$ 100,000 has been approved;

NOW THEREFORE, BE AND IT IS HEREBY RESOLVED that the Mayor Title of the Sponsor be and he hereby is authorized and empowered to enter into a Grant Agreement with the Department as may be necessary to effectuate the aforesaid expressed purpose, thereby binding the Sponsor to the fulfillment of its obligation incurred under this resolution and to its agreement under the said Grant Agreement with the Department.

I, Ruth Armstrong, City Clerk of the City of Charlotte, N. C. do hereby certify that the above is a true and correct copy of an excerpt from the minutes of the City Council of the City of Charlotte of a meeting duly and regularly held on the 8th day of June, 19 81.
Name and Title Sponsor

WITNESS my hand and the official seal of the City of Charlotte, N. C. Sponsor

This the 10th day of June, 19 81.

Signed: _____
Title : _____
Of the: _____
Sponsor

SEAL

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The City Council of the City of Charlotte, North Carolina, met in regular session at 3:00 P.M., on June 8, 1981, at the Council Chamber in the City Hall in Charlotte, North Carolina, the regular place of meeting.

Present: Mayor Eddie Knox, presiding, and Councilmembers Berryhill, Carroll, Cox, Dannelly, Frech, Leeper, Locke Selden and Trosch.

Absent: Councilmembers Chafin and Spaugh

* * * * *

Councilmember Carroll introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSU-
ANCE OF \$9,000,000 PUBLIC IMPROVE-
MENT BOND ANTICIPATION NOTES

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

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

(a) That orders authorizing \$14,200,000 Street Improvement Bonds, \$7,500,000 Water Bonds, \$3,100,000 Sanitary Sewer Bonds, \$4,000,000 Transit Facilities Bonds and \$1,200,000 Parks and Recreational Facilities Bonds of the City of Charlotte were adopted on March 9, 1981, which orders were approved by the vote of a majority of the qualified voters of said City who voted thereon at a referendum duly called and held on April 28, 1981.

(b) That none of said bonds has been issued and that no notes have been issued in anticipation of the receipt of the proceeds of the sale of said bonds.

(c) That it is necessary to issue at this time \$9,000,000 notes in anticipation of the receipt of the proceeds of the sale of a like amount of said bonds, consisting

of \$3,800,00 Street Improvement Bond Anticipation Notes, \$3,000,000 Water Bond Anticipation Notes, \$1,000,000 Sanitary Sewer Bond Anticipation Notes, \$1,000,000 Transit Facilities Bond Anticipation Notes and \$200,000 Parks and Recreational Facilities Bond Anticipation Notes, which the City has determined to consolidate for purposes of sale.

Section 2. In anticipation of the receipt of the proceeds of the sale of a like amount of said bonds, the issuance of \$9,000,000 negotiable notes of the City of Charlotte is hereby authorized, which notes shall be designated "Public Improvement Bond Anticipation Notes", shall be dated June 25, 1981, shall mature on June 23, 1982, without option of prior payment, and shall bear interest at a rate to be determined by the Local Government Commission at the time said notes are sold, which interest shall be payable at the maturity of said notes to which no interest coupons shall be attached. Said notes shall be payable as to both principal and interest at such bank or trust company and shall have such denomination or denominations and bear such number or numbers as may be fixed by the Mayor of said City after the award of said notes by the Local Government Commission, and both the principal of and the interest on said notes shall be payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

Section 3. Said notes shall be signed by the Mayor and by the City Clerk of said City and the corporate seal of said City shall be affixed to said notes.

Section 4. Said notes and the endorsements to be made upon the reverse of said notes shall be in substantially the following forms:

No. _____ \$ _____

United States of America
State of North Carolina
County of Mecklenburg

CITY OF CHARLOTTE

Public Improvement Bond Anticipation Note, Series 1981

The City of Charlotte, a municipal corporation in the County of Mecklenburg, North Carolina, is justly indebted and for value received hereby promises to pay to the bearer on the 23rd day of June, 1982, the principal sum of

_____ THOUSAND DOLLARS

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

Both the principal of and the interest on this note are payable at _____, in _____,

_____, in any coin or currency of the United States of America which, at the time of payment, is legal tender for the payment of public and private debts.

For the prompt payment hereof, both principal and interest as the same become due, the full faith and credit of said City of Charlotte are hereby irrevocably pledged.

This note is given for money borrowed in the amount of the face of this note in anticipation of the receipt of the proceeds of the sale of \$3,800,000 Street Improvement Bonds, \$3,000,000 Water Bonds, \$1,000,000 Sanitary Sewer Bonds, \$1,000,000 Transit Facilities Bonds and \$200,000 Parks and Recreational Facilities Bonds, duly authorized by five orders adopted by the City Council of said City on March 9, 1981, each of which order was approved by the vote of a majority of the qualified voters of said City who voted thereon at a referendum duly called and held,

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and this note is issued pursuant to and in full compliance with The Local Government Bond Act, as amended, Article 9, as amended, of Chapter 159 of the General Statutes of North Carolina and a resolution duly passed by the City Council of said City.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this note have happened, exist and have been performed in regular and due form and time as so required and that the total indebtedness of said City, including this note, does not exceed any constitutional or statutory limitation thereon.

IN WITNESS WHEREOF, said City of Charlotte, pursuant to resolution of its City Council, has caused this note to be signed by its Mayor and its City Clerk and the corporate seal of said City to be affixed hereto, all as of the 25th day of June, 1981.

[manual signature]
Mayor

[manual signature]
City Clerk

[To be endorsed upon reverse of notes]

Local Government
Commission Serial No. _____

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

JOHN D. FOUST
Secretary, Local Government Commission

By _____
[manual signature]
Designated Assistant

Section 5. The action of the Director of Finance in applying to the Local Government Commission for the approval, advertisement and sale of said notes and the action of the Local Government Commission in publishing a notice relating to the sale of said notes are hereby ratified and confirmed. The Local Government Commission is hereby requested to ask for bids for said notes also by printing and distributing circulars relating to the sale of said notes.

Thereupon Councilmember Carroll moved the passage of the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$9,000,000 PUBLIC IMPROVEMENT BOND ANTICIPATION NOTES, SERIES 1981", and Councilmember Selden seconded the motion, and the resolution was passed by the following vote:

Ayes: Councilmembers Berryhill, Carroll, Cox, Dannelly, Frech, Leeper, Locke, Selden and Trosch.

Noes: None

* * * * *

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing has been carefully copied from the actually recorded minutes of the meeting of the City Council of said City held on June 8, 1981, the record having been made in Minute Book No. 76 of the minutes of said Board, beginning at page and ending at page , and is a true copy of so much of said minutes as relates in any way to the issuance of \$9,000,000 Public Improvement Bond Anticipation Notes, Series 1981 of said City.

I DO HEREBY FURTHER CERTIFY that a schedule of regular meetings of said City Council, stating that regular

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meetings of said City Council are held on the first Monday of each month at 7:30 P.M. at various places in the City designated from time to time by the City Council, on the second and fourth Mondays of each month at 3:00 P.M. at the City Hall in Charlotte, and on the third Monday of each month at 6:00 P.M. at the Board of Education Center in Charlotte, has been on file in my office pursuant to G.S. §143-318.12 as of a date not less than seven days before said meeting.

WITNESS my hand and the corporate seal of said City, this 11th day of June, 1981.

City Clerk

COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

A motion was made by Councilmember Cox and seconded by
Councilmember Selden for the adoption of the following
resolution, and upon being put to a vote was duly adopted:

WHEREAS, the City of Charlotte and the North Carolina Department of
Transportation propose to make certain traffic control improvements
under Project 9.8109022, Mecklenburg County, said project to consist of
the installation of traffic signals at the intersection of I-77 north-
bound lane exit ramp and SR 1899 (West Trade Street); and,

WHEREAS, the City of Charlotte desires to enter into a municipal
agreement with the Department of Transportation whereby the City of
Charlotte shall purchase and install the required traffic signal equip-
ment for the project, and whereby the Department of Transportation shall
reimburse the City of Charlotte up to a maximum amount of \$6,100.00 for
the cost of the signal equipment; and,

WHEREAS, under the terms of the agreement, if costs are less than
the stated maximum amount of \$6,100.00, said Department of Transportation
will reimburse the City the actual costs thereof; however, if the signal
equipment costs exceed the stated maximum amount, the City of Charlotte
will bear the excess costs of said equipment.

NOW, THEREFORE, BE IT RESOLVED that Project 9.8109022, Mecklenburg
County, is hereby formally approved by the City Council of the Municipal-
ity of Charlotte and that the Mayor and Clerk of this Municipality are
hereby empowered to sign and execute the agreement with the Department
of Transportation.

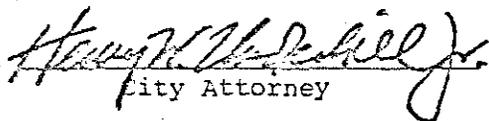
I, Ruth Armstrong, Clerk of the Municipality of Charlotte,
do hereby certify that the foregoing is a true and correct copy of
excerpts from the Minutes of the meeting of the City Council duly held
on the 8th day of June, 1981.

WITNESS, my hand and the official seal of said Municipality on this
the 11th day of June, 1981.

(SEAL)

CLERK
MUNICIPALITY OF CHARLOTTE
NORTH CAROLINA

Approval as to form:


City Attorney

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENCROACHMENT AGREEMENT WITH SOUTHERN RAILWAY SYSTEM FOR A FAA EASEMENT ACROSS SOUTHERN RAILWAY SYSTEM TRACKS ON AIRPORT PROPERTY A-7610
516-81-121

BE IT RESOLVED by the City Council of the City of Charlotte, that the Mayor and City Clerk are hereby authorized to execute an Encroachment Agreement with the Southern Railway System to construct and maintain an undergrade wireline and conduit crossing under the tracks of Southern Railway System 526.5 feet west of Mile Post 384 at Charlotte, North Carolina. The City is to pay Fifty Dollars (\$50.00) to the railroad for administrative cost.

APPROVED AS TO FORM:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk for the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in a regular session convened on the 8th day of June, 1981, the reference having been made in Minute Book 76, page _____, and recorded in full in Resolutions Book 17, page 272.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of June, 1981.

City Clerk