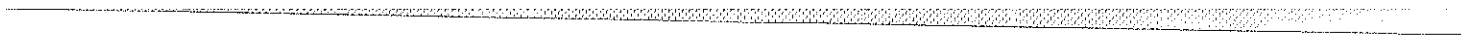


TAXPAYERS AND REFUNDS REQUESTED

NAME	AMOUNT OF REFUND REQUESTED	REASON
Charlotte Motor Sales Inc.	\$14.68	Clerical error
Edward Fetherson	33.04	Clerical error
Poteat Cabinet and Floor Covering	16.66	Clerical error
Mary Parrish Lawless	19.81	Clerical error
Ross E. Templeton & wife, Frances	6.71	Clerical error
Ross E. Templeton	<u>22.43</u>	Clerical error
Total	\$113.33	



100

100

100

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 5th day of May, 1969, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested", be refunded the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 5th day of May, 1969, the reference having been made in Minute Book 52, at Page , and recorded in full in Resolutions Book 6, at page 297.

Ruth Armstrong
City Clerk

A RESOLUTION PROVIDING FOR PUBLIC HEARINGS ON PETITIONS
FOR ZONING CHANGES.

WHEREAS, The City Council has received petitions for zoning changes, which petitions, numbered 69-47, 69-48 and 69-50 through 69-58 are on record in the Office of the City Clerk, and

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

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Charlotte, that public hearings will be held in the Council Chamber on the Second Floor of the Charlotte City Hall beginning at 2:00 o'clock P.M., on Monday, the 26th day of May, 1969 on petitions for zoning changes numbered 69-47, 69-48 and 69-50 through 69-57.

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

Approved as to form:

Henry Underhill, City Attorney

Read, approved and adopted by the City Council fo the City of Charlotte, North Carolina, in regular session convened on the 5th day of May, 1969, the reference having been made in Minute Book 52, at Page , and recorded in full in Resolutions Book 6, at page 298.

Ruth Armstrong
City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY HELD IN TRUST BY BEAUMERT H. WHITTON AND EDWARD L. WHITTON, TRUSTEES, AND NORTH CAROLINA NATIONAL BANK, CO-TRUSTEE, LOCATED ON THE SOUTHSIDE OF WEST FOURTH STREET BETWEEN THE RAILROAD AND GRAHAM STREET AND KNOWN AS PARCELS 2 AND 6 FOR THE WEST THIRD AND FOURTH STREET CONNECTOR.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property held in trust by Beaumert H. Whitton and Edward L. Whitton, Trustees, and North Carolina National Bank, Co-Trustee, located on the Southside of West Fourth Street between the railroad and Graham Street and known as Parcels 2 and 6, in the City of Charlotte, Mecklenburg County, for necessary right of way for the West Third and Fourth Street Connector; 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 of the Charter of the City of Charlotte, as amended by Chapter 216, 1967 Session Laws of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property held in trust by Beaumert H. Whitton and Edward L. Whitton, Trustees, and North Carolina National Bank, Co-Trustee, known as Parcels 2 and 6, and located on the southside of West Fourth Street between the railroad and Graham Street in the City of Charlotte, Mecklenburg County, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$50,000.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 5th day of May, 1969, the reference having been made in Minute Book 52, page , and recorded in full in Resolution Book 6, at page 299.

City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY OF NED R. WEST AND WIFE, FRANCES A. WEST, LOCATED AT 3312 WESTFIELD ROAD, FOR THE SUGAR AND BRIAR CREEK FLOOD CONTROL PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Ned R. West and wife, Frances A., located at 3312 Westfield Road in the City of Charlotte, Mecklenburg County, for necessary right of way and a permanent construction easement in connection with the Sugar and Briar Creek Flood Control Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property, but has been unable to reach an agreement with the owners for the purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81 of the Charter of the City of Charlotte, condemnation proceedings are hereby authorized to be instituted against the property of Ned R. West and wife, Frances A., located at 3312 Westfield Road, in the City of Charlotte, Mecklenburg County, under the procedures set forth in Article 2, Chapter 40 of the General Statutes of North Carolina, as amended.

Approved as to form:

City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 5th day of May, 1969, the reference having been made in Minute Book 52, page , and recorded in full in Resolution Book 6, at page 300.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 6th day of May, 1969.

City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF
PROPERTY OF JOHN B. YARBOROUGH AND WIFE, RUBY L. YARBOROUGH, LOCATED
AT 2100 HASSELL PLACE, FOR THE SUGAR AND BRIAR CREEK FLOOD CONTROL PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to John B. Yarborough and wife, Ruby L., known as Parcels 69 and 70 and located at 2100 Hassell Place in the City of Charlotte, Mecklenburg County, for necessary right of way and a permanent construction easement in connection with the Sugar and Briar Creek Flood Control Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property, but has been unable to reach an agreement with the owners for the purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81 of the Charter of the City of Charlotte, condemnation proceedings are hereby authorized to be instituted against the property of John B. Yarborough and wife, Ruby L., located at 2100 Hassell Place in the City of Charlotte, Mecklenburg County, under the procedures set forth in Article 2, Chapter 40 of the General Statutes of North Carolina, as amended.

Approved as to form:

City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 5th day of May, 1969, the reference having been made in Minute Book 52, at page , and recorded in full in Resolution Book 6, at page 301.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 6th day of May, 1969.

City Clerk

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF
PROPERTY OF HUSIEN A. SALEH AND WIFE, KAY S., LOCATED AT 3917 ARBOR LANE,
FOR THE SUGAR AND BRIAR CREEK FLOOD CONTROL PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Husien A. Saleh and wife, Kay S., located at 3917 Arbor Lane in the City of Charlotte, Mecklenburg County, for necessary right of way and a permanent construction easement in connection with the Sugar and Briar Creek Flood Control Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property, but has been unable to reach an agreement with the owners for the purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Sections 160-204 and 205 of the North Carolina General Statutes, and Section 7.81 of the Charter of the City of Charlotte, condemnation proceedings are hereby authorized to be instituted against the property of Husien A. Saleh and wife, Kay S., located at 3917 Arbor Lane in the City of Charlotte, Mecklenburg County, under the procedures set forth in Article 2, Chapter 40 of the General Statutes of North Carolina, as amended.

Approved as to form:

City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 5th day of May, 1969, the reference having been made in Minute Book 52, at page , and recorded in full in Resolutions Book 6, at page 302.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 7th day of May, 1969.

City Clerk

RESOLUTION AUTHORIZING FILING OF APPLICATION
FOR NEIGHBORHOOD FACILITIES GRANT

WHEREAS Section 703 of the Housing and Urban Development Act of 1965 authorizes the making of grants of Federal funds to any local public body or agency to assist in financing the development cost of neighborhood facilities necessary for carrying out programs of community service; and

WHEREAS the City of Charlotte (herein sometimes referred to as "Applicant") deems it to be necessary and in the public interest to provide certain facilities of the type contemplated in said Section 703 and to undertake a project (hereinafter called the "Neighborhood Facilities Project") with Federal grant assistance, described as the Greenville Neighborhood Center; and

WHEREAS it is recognized that the Federal contract for such financial assistance pursuant to said Section 703 will impose certain obligations and responsibilities upon the Applicant and will require among other things (1) the provision of the local share of the cost of the Neighborhood Facilities Project, (2) assurances that families or individuals displaced as a result of the development of the Neighborhood Facilities Project will be offered decent, safe and sanitary housing within their means, (3) the making of relocation payments in accordance with the regulations of the Department of Housing and Urban Development. (4) compliance with Federal labor standards, and (5) compliance with Federal requirements relating to equal employment opportunity; and

WHEREAS Title VI of the Civil Rights Act of 1964, and the regulations of the Department of Housing and Urban Development effectuating that Title, provided that no person shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination in the undertaking and carrying out of projects receiving Federal financial assistance:

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, RESOLVES:

1. That an application on behalf of the City of Charlotte be made to the Department of Housing and Urban Development for a grant under Section 703 of the Housing and Urban Development Act of 1965, in an amount equal to two-thirds of the development cost of the Neighborhood Facilities Project, such development cost now estimated to be \$600,000.

2. That the Neighborhood Facilities Project (a) is necessary for carrying out a program of health, recreational, social, or similar community service in the area, (b) is consistent with comprehensive planning for the development of the community, and (c) will be available for use by a significant number of the area's low- or Moderate-income residents.

3. That W. J. Veeder, City Manager of the City of Charlotte, is hereby authorized and directed to execute and file such application to execute such contract or contracts as may be necessary for the grant applied for, to provide such information and furnish such documents as may be required by the Department of Housing and Urban Development, and to act as the authorized representative of the Applicant in the accomplishment of the Neighborhood Facilities Project.

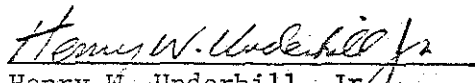
4. That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, assured of full compliance by the Applicant and the regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964.

5. That the Neighborhood Facilities Project will be carried out in full compliance with applicable Federal statutes and regulations of the Secretary of Labor pertaining to the employment of laborers and mechanics on projects assisted with Federal Funds.

6. That there exists in the locality an adequate amount of decent, safe, and sanitary housing which will be available to individuals and families displaced as a result of the Neighborhood Facilities Project, at prices within their financial means, and that all displacees will be offered such housing in accordance with applicable regulations of the Department of Housing and Urban Development.

7. That a land acquisition policy will be developed whereby every reasonable effort to acquire each property by negotiated purchase will be made before instituting eminent domain proceedings against the property. In addition, a property owner will not be required to surrender the right to possession of his property until the applicant pays, or causes to be paid, to the owner (a) the agreed purchase price arrived at by negotiation, or (b) in any case where only the amount of the payment to the owner is in dispute, not less than 75% of the appraised fair value as approved by the applicant and concurred in by the United States Department of Housing and Urban Development. Also, the applicant will not require any person lawfully occupying property to surrender possession without at least 90 days' written notice from the applicant of the date on which possession will be required

Approved as to form:


Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 5th day of May, 1968, the reference having been made in Minute Book 52, Page , and recorded in full in Resolutions Book 6, Pages 303 & 304.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 6th day of May, 1969.

RESOLUTION AUTHORIZING FILING OF APPLICATION
FOR NEIGHBORHOOD FACILITIES GRANT

WHEREAS Section 703 of the Housing and Urban Development Act of 1965 authorizes the making of grants of Federal funds to any local public body or agency to assist in financing the development cost of neighborhood facilities necessary for carrying out programs of community service; and

WHEREAS the City of Charlotte (herein sometimes referred to as "Applicant") deems it to be necessary and in the public interest to provide certain facilities of the type contemplated in said Section 703 and to undertake a project (hereinafter called the "Neighborhood Facilities Project") with Federal grant assistance, described as the First Ward Neighborhood Center; and

WHEREAS it is recognized that the Federal contract for such financial assistance pursuant to said Section 703 will impose certain obligations and responsibilities upon the Applicant and will require among other things (1) the provision of the local share of the cost of the Neighborhood Facilities Project, (2) assurances that families or individuals displaced as a result of the development of the Neighborhood Facilities Project will be offered decent, safe and sanitary housing within their means, (3) the making of relocation payments in accordance with the regulations of the Department of Housing and Urban Development. (4) compliance with Federal labor standards, and (5) compliance with Federal requirements relating to equal employment opportunity; and

WHEREAS Title VI of the Civil Rights Act of 1964, and the regulations of the Department of Housing and Urban Development effectuating that Title, provided that no person shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination in the undertaking and carrying out of projects receiving Federal financial assistance:

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, RESOLVES:

1. That an application on behalf of the City of Charlotte be made to the Department of Housing and Urban Development for a grant under Section 703 of the Housing and Urban Development Act of 1965, in an amount equal to two-thirds of the development cost of the Neighborhood Facilities Project, such development cost now estimated to be \$600,000.

2. That the Neighborhood Facilities Project (a) is necessary for carrying out a program of health, recreational, social, or similar community service in the area, (b) is consistent with comprehensive planning for the development of the community, and (c) will be available for use by a significant number of the area's low- or moderate-income residents.

3. That W. J. Veeder, City Manager of the City of Charlotte, is hereby authorized and directed to execute and file such application to execute such contract or contracts as may be necessary for the grant applied for, to provide such information and furnish such documents as may be required by the Department of Housing and Urban Development, and to act as the authorized representative of the Applicant in the accomplishment of the Neighborhood Facilities Project.

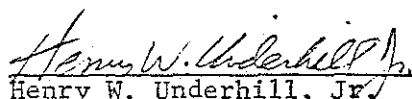
4. That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, assured of full compliance by the Applicant and the regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964.

5. That the Neighborhood Facilities Project will be carried out in full compliance with applicable Federal statutes and regulations of the Secretary of Labor pertaining to the employment of laborers and mechanics on projects assisted with Federal Funds.

6. That there exists in the locality an adequate amount of decent, safe, and sanitary housing which will be available to individuals and families displaced as a result of the Neighborhood Facilities Project, at prices within their financial means, and that all displacees will be offered such housing in accordance with applicable regulations of the Department of Housing and Urban Development.

7. That a land acquisition policy will be developed whereby every reasonable effort to acquire each property by negotiated purchase will be made before instituting eminent domain proceedings against the property. In addition, a property owner will not be required to surrender the right to possession of his property until the applicant pays, or causes to be paid, to the owner (a) the agreed purchase price arrived at by negotiation, or (b) in any case where only the amount of the payment to the owner is in dispute, not less than 75% of the appraised fair value as approved by the applicant and concurred in by the United States Department of Housing and Urban Development. Also the applicant will not require any person lawfully occupying property to surrender possession without at least 90 days' written notice from the applicant of the date on which possession will be required.

Approved as to form:


Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 5th day of May, 1968, the reference having been made in Minute Book 52, Page , and recorded in full in Resolutions Book 6, Pages 305-306.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 7th day of May, 1969.

City Clerk

May 5, 1969
Resolution Book 6 - Page 307

RESOLUTION
OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, N. C.
AUTHORIZING FILING OF APPLICATION
FOR GRANT TO ACQUIRE AND DEVELOP OPEN-SPACE LAND

WHEREAS, Title VII of the Housing Act of 1961, as amended, provides for the making of grants by the Secretary of Housing and Urban Development to States and local public bodies to assist them in the acquisition and development of permanent interests in land for open-space uses where such assistance is needed for carrying out a unified or officially coordinated program for the provision and development of open-space land as part of the comprehensively planned development of the urban area; and

WHEREAS the City of Charlotte (herein sometimes referred to as "Applicant") desires to acquire and develop as an urban park certain land in the Belmont neighborhood along Sugar Creek and certain other land in the Fourth Ward section of the Model Neighborhood, (See attached map at OS 102.) which land is to be held and used for permanent open-space; and

WHEREAS Title VI of the Civil Rights Act of 1964, and the regulations of the Department of Housing and Urban Development effectuating that Title, provide that no person shall be discriminated against because of race, color, or national origin in the use of the land acquired and/or developed; and

WHEREAS it is recognized that the contract for Federal grant will impose certain obligations and responsibilities upon the Applicant and will require among other things (1) compliance with Federal labor standards, and (2) compliance with Federal requirements relating to equal employment opportunity; and

WHEREAS it is estimated that the cost of acquiring said interest(s) will be \$210,000 and

WHEREAS it is estimated that the cost of development of said land will be \$25,200 and

WHEREAS it is estimated that the administrative cost will be \$5,000; and

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

1. That an application be made to the Department of Housing and Urban Development for a grant in an amount authorized by Title VII of the Housing Act of 1961, as amended, which amount is presently estimated to be \$120,100 and that the Applicant will pay the balance of the cost from other funds available to it.

May 5, 1969

Resolution Book 6 - Page 308

-2-

2. That adequate open-space land for the locality cannot effectively be provided through the use of existing undeveloped or predominantly undeveloped land.

3. That the City Manager is hereby authorized and directed to execute and to file such application with the Department of Housing and Urban Development, to provide additional information and to furnish such documents as may be required by said Department, to execute such contracts as are required by said Department, and to act as the authorized correspondent of the Applicant.

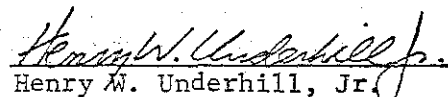
4. That the proposed acquisition and development is in accordance with plans for the allocation of land for open-space uses, and that, should said grant be made, the Applicant will acquire, develop, and retain said land for the use(s) designated in said application and approved by the Department of Housing and Urban Development.

5. That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, assured of full compliance by the Applicant with regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964.

6. That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, assured of full compliance by the Applicant with the Federal labor standards imposed under Title VII of the Housing Act of 1961, as amended.

7. That a land acquisition policy will be developed whereby every reasonable effort to acquire each property by negotiated purchase will be made before instituting eminent domain proceedings against the property. In addition, a property owner will not be required to surrender the right to possession of his property until the applicant pays, or causes to be paid, to the owner (a) the agreed purchase price arrived at by negotiation, or (b) in any case where only the amount of the payment to the owner is in dispute, not less than 75% of the appraised fair value as approved by the applicant and concurred in by the United States Department of Housing and Urban Development. Also, the applicant will not require any person lawfully occupying property to surrender possession without at least 90-days' written notice from the applicant of the date on which possession will be required.

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 meeting on the 5th day of May, 1969, the reference having been made in Minute Book 52, at Page , and recorded in full in Resolutions Book 6, at Page s 307-308.

Ruth Armstrong
City Clerk

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 5th day of May, 1968, the reference having been made in Minute Book 52, Page , and recorded in full in Resolutions Book 6, Page s 307-308.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 7th day of May, 1969.

City Clerk