

A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT A THIRD YEAR COMPREHENSIVE CITY DEMONSTRATION PROGRAM.

WHEREAS, the Comprehensive City Demonstration Program (herein referred to as the "Comprehensive Program") for the model neighborhood of the City of Charlotte was approved by resolution adopted December 2, 1968; and

WHEREAS, the first and second year action plans of the Comprehensive Program have been completed; and

WHEREAS, the City of Charlotte has prepared a third year action plan; and

WHEREAS, the City Council finds that the third year plan is necessary and desirable in order to improve the living conditions of people living in the model neighborhood; and

WHEREAS, the City Council desires that the third year Comprehensive Program be submitted to the Secretary of Housing and Urban Development (herein called the Secretary) for funding under Title I of the Demonstration Cities and Metropolitan Development Act of 1966.

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

That the Mayor or his successor is authorized to submit to the Secretary the third year Comprehensive Program and such supporting and collateral material as shall be necessary.

Approved as to form:

Henry W. Landis, Jr.
City Attorney

RESOLUTION AUTHORIZING CONTRACT BETWEEN THE CITY OF CHARLOTTE AND THE
STATE HIGHWAY COMMISSION FOR AN ANNUAL TOPICS WORK PROGRAM.

WHEREAS, the State Highway Commission, pursuant to the provisions of Chapter 136, Article 3A, Section 136-66.2 of the General Statutes of North Carolina, proposes to contract with the MUNICIPALITY of Charlotte for improvements on urban area streets to increase safety and reduce traffic congestion for which this MUNICIPALITY shall be partially reimbursed by the State Highway Commission; and

WHEREAS, in order to carry out the aforesaid policy and the responsibilities of Commission under the General Statutes, and to promote the public interest and general welfare of the Municipality, it is necessary for the Municipality to enter into a contract for an Annual (TOPICS) Work Program within the Municipal Urban Area.

NOW, THEREFORE, BE IT RESOLVED that the Municipality is hereby formally authorized to enter into a contract with the State Highway Commission for an Annual TOPICS Work Program within the Municipal Urban Area, and that the Mayor and Clerk of the Municipality be and is hereby empowered to sign and execute the required Agreement between the Municipality and the State Highway Commission.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 8th day of November, 1971, the reference having been made in Minute Book 56, at Page 163, and recorded in full in Resolution Book 7, at Page 480.

Ruth Armstrong
City Clerk

RESOLUTION FIXING DATE OF PUBLIC HEARING ON
PETITION TO CLOSE A PORTION OF ARLINGTON AVENUE
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY,
NORTH CAROLINA

WHEREAS, Housing Authority of the City of Charlotte, N. C., by and through its Commissioners, has requested the City to vacate and close up that certain portion of Arlington Avenue intersecting the northerly margin of Euclid Avenue and lying between the intersection of Euclid Avenue and Rensselaer Avenue and the intersection of Euclid Avenue and Templeton Avenue, as shown on map of Housing Authority of the City of Charlotte, N. C., by Ralfe Mesrobian & Tebee P. Hawkins, Associated Architects, dated June 1, 1970; said portion of Arlington Avenue being more particularly described as follows:

BEGINNING at the corner formed by the intersection of the northerly margin of Euclid Avenue with the easterly margin of Arlington Avenue; and running thence with the easterly margin of Arlington Avenue N 35-42-29 W 89.45 feet to a point; thence S 54-35-59 W 49.83 feet to a point; thence with the westerly margin of Arlington Avenue S 35-42-26 E 90.23 feet to a point in the northerly margin of Euclid Avenue; thence with the northerly margin of Euclid Avenue in an easterly direction to the point or place of BEGINNING.

Being all of that land lying within the street right of way of that portion of Arlington Avenue intersecting the northerly margin of Euclid Avenue and lying north of said margin.

WHEREAS, the procedure for closing streets as outlined in the North Carolina General Statutes, Section 160-200(11) and Section 153-9(17), requires that the owners of the property adjoining said streets who do not join in the request for the closing of said streets be notified of the time and place of the Council meeting at which the closing of said street is to be acted upon; said Statutes further require that the notice of said meeting of the Council at which the closing of said street is to be acted upon be published in a newspaper once a week for four consecutive weeks; and

WHEREAS, the City of Charlotte is desirous of complying with the Petitioner's request.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that a public hearing on the question of closing that certain portion of Arlington Avenue intersecting the northerly margin of Euclid Avenue between

the intersection of Euclid Avenue and Rensselaer Avenue and the intersection of Euclid Avenue and Templeton Avenue as shown on map of Housing Authority of the City of Charlotte, N. C., by Ralfe Mesrobian & Tebee P. Hawkins, Associated Architects, dated June 1, 1970, said portion of said street being more particularly described hereinabove, shall be held at 3:00 P. M., on Monday, the 6th day of December, 1971, in the Council Chamber of the City Hall.

The City Clerk is hereby directed to publish such a notice in the "Charlotte News" once a week for four successive weeks next preceding the date fixed here for such hearing, as required by G. S. 153-9(17).

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 8th day of November, 1971, the reference having been made in Minute Book 56, at Page 163, and recorded in full in Resolution Book 7, at Pages 481-482.

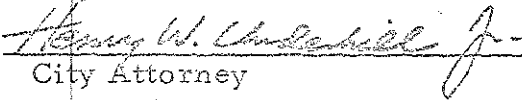
Ruth Armstrong
City Clerk

A RESOLUTION AUTHORIZING MR. DAVID A. BURKHALTER, CITY MANAGER,
TO FILE APPLICATION FOR FEDERAL GRANT FOR SEWAGE WORKS IM-
PROVEMENTS.

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that Mr. David A. Burkhalter, City Manager, is hereby authorized and directed to file an application with the Board of Water and Air Resources and to execute and file all documents necessary for the prosecution of the application for a Federal Grant for the following project in the maximum amount for which said project is eligible under the Federal Water Pollution Act, as amended, and to accept such grant as may be made under the Act:

UPPER IRWIN CREEK INTERCEPTOR, from approximately 300 feet east of Statesville Road, along Irwin Creek in a northerly direction, to approximately 750 feet north of Starita Road (approximately 7,250 feet).


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 8th day of November, 1971, the reference having been made in Minute Book 56, Page 166, and recorded in full in Resolutions Book 7, Page 483.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of November, 1971.


Ruth Armstrong
City Clerk

A RESOLUTION AUTHORIZING THE REFUND
OF CERTAIN TAXES

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-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 8th day of November, 1971, 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:

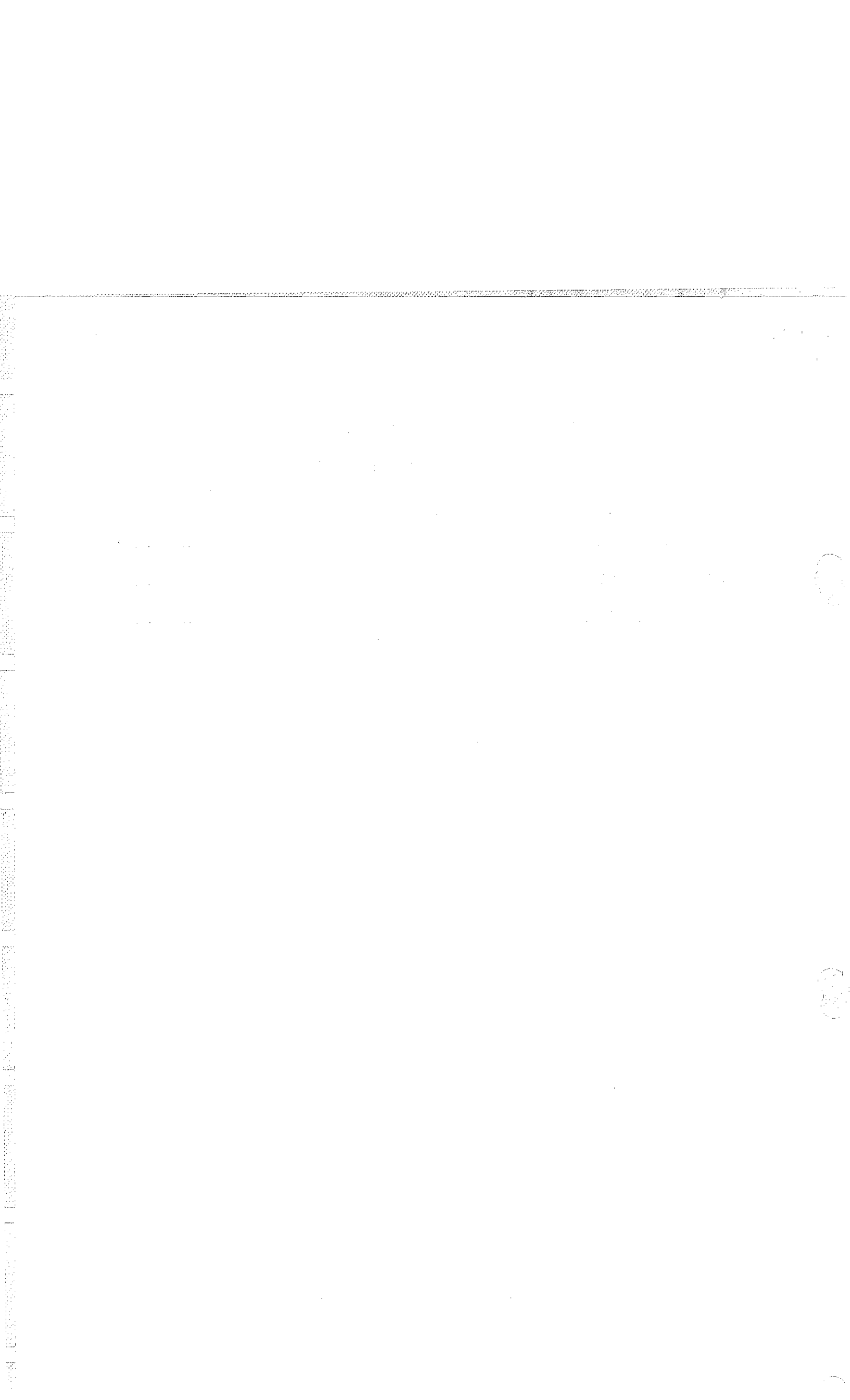
Henry W. Underhill, Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 8th day of November, 1971, the reference having been made in Minute Book 56, at Page 166, and recorded in full in Resolution Book 7, at Page 484.

Ruth Armstrong
City Clerk

TAXPAYERS AND REFUNDS REQUESTED

NAME	AMOUNT OF REFUND REQUESTED	REASON
Troyce Elaine Harmon	\$ 500.00	Illegal levy
Patricia Ann Chrisco	500.00	Illegal levy
Marlene Louise Holmes	500.00	Illegal levy
	<u>\$ 1,500.00</u>	



A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO HAROLD LLOYD KLUTTZ AND WIFE, RUTH C., LOCATED AT 3135 SHAKER DRIVE IN THE CITY OF CHARLOTTE FOR THE MC MULLEN CREEK OUTFALL PROJECT.

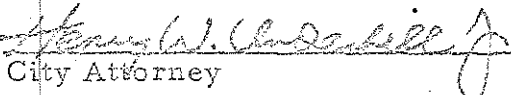
WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Harold Lloyd Kluttz and wife, Ruth C. Kluttz, in Mecklenburg County for a perpetual sewer easement in connection with the McMullen Creek Outfall Project; and

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, as amended by Chapter 216, 1967 Session Laws of North Carolina, and further amended by Chapter 384, 1969 Session Laws of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Harold Lloyd Kluttz and wife, Ruth C., located at 3135 Shaker Drive 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 \$150.00, 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.

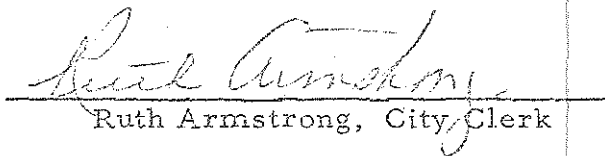
Approved as to form:


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 8th day of November, 1971, and reference having been made in Minute Book 56, page 168, and recorded in full in Resolutions Book 7, page 485.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina this 10th day of November, 1971.


Ruth Armstrong, City Clerk

November 8, 1971
 Resolution Book 7 - Page 486

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO MACK DENNIS PERRY AND WIFE, ALVERTA R. PERRY, DENNIS ROY PERRY AND WIFE, LYNNE M. PERRY, AND M. D. PERRY AND D. R. PERRY T/A PERRY ENTERPRISES, LOCATED AT 523 TWENTIETH STREET FOR THE WIDENING OF NORTH DAVIDSON STREET IN THE CITY OF CHARLOTTE FOR THE BELMONT NEIGHBORHOOD IMPROVEMENT PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Mack Dennis Perry and wife, Alverta R. Perry, Dennis Roy Perry and wife, Lynne M. Perry, and M. D. Perry and D. R. Perry t/a Perry Enterprises, located at 523 Twentieth Street in the City of Charlotte, Mecklenburg County, for right of way purposes and a temporary construction easement for the widening of North Davidson Street in connection with the Belmont Neighborhood Improvement 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, as amended by Chapter 216, 1967 Session Laws of North Carolina, and further amended by Chapter 384, 1969 Session Laws of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Mack Dennis Perry and wife, Alverta R., Dennis Roy Perry and wife, Lynne M., and M. D. Perry and D. R. Perry t/a Perry Enterprises located at 523 Twentieth 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 \$1,433.00, 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:

Henry W. Chandler 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 8th day of November, 1971, the reference having been made in Minute Book 56, Page 168, and recorded in full in Resolutions 7, page 486.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina this 10th day of November, 1971.

Ruth Armstrong