RESOLUTION CLOSING A 15' WIDE UNNAMED ALLEY LOCATED OFF OF THE 100 BLOCK OF NORTH PINE STREET, SAID BLOCK BEING BOUNDED BY NORTH PINE STREET, WEST TRADE STREET, NORTH GRAHAM STREET AND WEST 5TH STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to Close a 15' wide unnamed alley located off of the 100 Block of North Pine Street, said block being bounded by North Pine Street, West Trade Street, North Graham Street and West 5th Street (the "Alley") which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close the Alley to be sent by registered or certified mail to all owners of property adjoining the said Alley (or portion thereof), and prominently posted a notice of the closing and public hearing in at least two places along the Alley, as required by G.S. 160-299; and

WHEREAS, the public hearing was held on the 9th day of March 19 87, and City Council determined that the closing of the Alley is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of \_\_\_\_\_\_ March 9 \_\_\_\_\_\_ 19 87 \_\_\_\_, that the Council hereby orders the closing of the Alley in the City of Charlotte, Mecklenburg County, North Carolina as described below:

Beginning at an iron pin located in the Northwesterly margin of North Pine Street, said pin also being located North 39-52-00 West 2.46 feet from the Easterly corner of that property described in a Deed recorded in Deed Book 5123 at Page 341 in the Mecklenburg County Public Registry, said pin also being located in the Southerly margin of that certain alley shown on a map of J.B. Spratt C.E. dated March 1922; and running thence from the beginning point with the margin of said alley North 39-52-00 West 57.54 feet to an iron pin; thence North 52-56-30 East 117.94 feet an iron pin located at the intersection of the Northerly margin of the alley with the Northwesterly margin of North Pine Street; thence with the right-of-way of North Pine Street South intersection of the Southerly margin of said alley with the Northwesterly margin of said alley with the Northwesterly margin of North Pine Street; thence with the Southerly margin of said alley with the Northwesterly margin of North Pine Street; thence with the Southerly margin of Said alley with the Northwesterly margin of North Pine Street; thence with the Southerly margin of the alley South 52-55-10 West 67.32 feet to

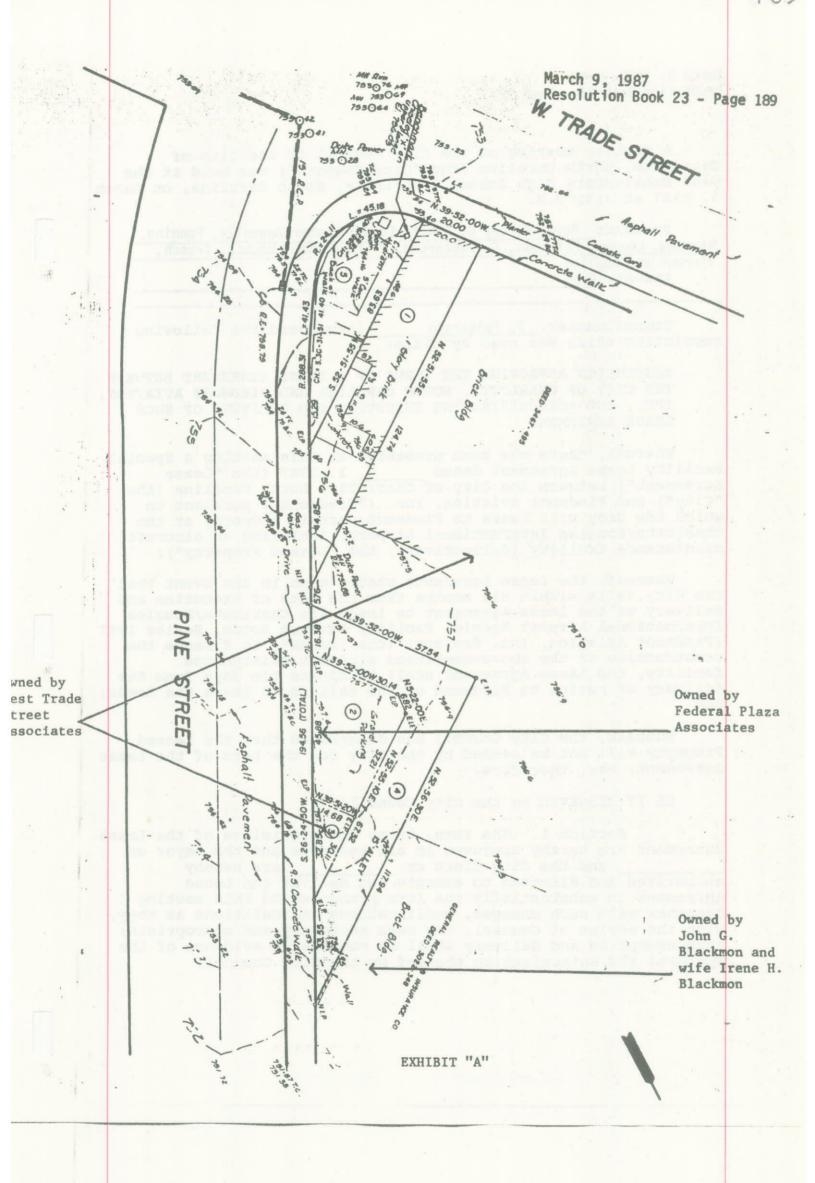
an iron pin; thence with the margin of said alley South 5-22-00 West 6.82 feet to an iron pin; thence with the Northeasterly margin of said margin South 39-52-00 East 30.14 feet to a point in the Northwesterly margin of North Pine Street; thence with said margin of North Pine Street South 26-24-50 West 16.38 feet to the point of beginning, all as shown on a survey by Jack R. Christian, R.L.S. dated March 20, 1985, and revised on March 27, 1985.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

## CERTIFICATION

copy of a Resolut Charlotte, North (	Carolina, in r	the foregoing the City Co egular session	g is a true funcil of the on convened	and exact e City of on the
been made in Minurecorded in full i	te Book <u>87</u> In Resolution B	Page	, Page 18	7-189 .
WITNESS my Charlotte, North	hand and the Carolina, this 1987	corporate s	eal of the day of _	City of March

Pat Sharkey, City Clerk



A regular meeting of the City Council of the City of Charlotte, North Carolina (the "City Council") was held at the West Mecklenburg High School, Charlotte, North Carolina, on March 9, 1987 at 7:30 P.M.

Present: Mayor Harvey B. Gantt, Councilmember Dannelly, Fenning,
Hammond, Leeper, Matthews, C. Patterson, P. Patterson, Rousso, Trosch,
Vinroot and Woollen.
Absent: None

Councilmember P. Patterson introduced the following resolution which was read by title:

RESOLUTION APPROVING THE TERMS OF A LEASE AGREEMENT BETWEEN THE CITY OF CHARLOTTE, NORTH CAROLINA AND PIEDMONT AVIATION, INC., AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH LEASE AGREEMENT

Whereas, the Lease Agreement states that in the event that the City fails within six months from the date of execution and delivery of the Lease Agreement to issue its Charlotte/Douglas International Airport Special Facility Revenue Bonds, Series 1987 (Piedmont Aviation, Inc. Project) (the "Bonds") to finance the construction of the above-mentioned aircraft maintenance facility, the Lease Agreement shall terminate ten days from the delivery of notice to Piedmont of the failure to issue the Bonds; and

Whereas, the City Council has determined that the Leased Property will not be needed by the City for the term of the Lease Agreement; now, therefore,

BE IT RESOLVED by the City Council:

Section 1. The form, terms and provisions of the Lease Agreement are hereby approved in all respects and the Mayor or and the City Clerk or are hereby authorized and directed to execute and deliver the Lease Agreement in substantially the form presented to this meeting together with such changes, modifications and deletions as they, with the advice of counsel, may deem necessary and appropriate; such execution and delivery shall be conclusive evidence of the approval and authorization thereof by the City Council.

Section 2. The Mayor,

of the City are authorized and directed to take
such action and to execute and deliver any such documents,
certificates, undertakings, agreements or other instruments as
they, with the advice of counsel, may deem necessary or
appropriate to effect the transactions contemplated by the Lease
Agreement.

Section 3. This resolution shall take effect immediately upon its passage.

Upon motion of Councilmember P. Patterson, seconded by Councilmember C. Dannelly, the foregoing resolution entitled: "RESOLUTION APPROVING THE TERMS OF A LEASE AGREEMENT BETWEEN THE CITY OF CHARLOTTE, NORTH CAROLINA AND PIEDMONT AVIATION, INC., AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH LEASE AGREEMENT" was passed by the following vote:

Ayes: Councilmembers Dannelly, Fenning, Hammond, Leeper, Matthews, P. Patterson, C. Patterson, Rousso, Trosch, Vinroot and Woollen Noes: None

I, Pat Sharkey, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and correct copy of the recorded minutes of the meeting of the City Council held on March 9, 1987 insofar as the same relate to the adoption of the resolution referred to therein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 10th day of March, 1987.

City Clerk of the City of Charlotte, North Carolina

[SEAL]

RESOLUTION AMENDING THE GROUP INSURANCE PLAN

OF THE

#### CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Employee Group Insurance Plan be hereby amended as follows:

I. If a dependent is insured other than as a dependent of divorced or separated parents, the Plan which pays first is the one which covers the dependent of the parent whose month and date of birth occurs earlier in the calendar year. The secondary payor is the one which covers the individual as a dependent of the parent whose month and date of birth occurs later in the calendar year.

If an individual is insured as an employee under more than one Plan, the Plan which pays first is the one which covers the individual through present employment. The secondary payor is the one which covers the individual as a laid-off or retired employee.

II. The provision requiring termination of Personal and Dependent Life Insurance, Accidental Death and Dismemberment Insurance, and Accident and Sickness Insurance at age 70 on active employees is deleted.

The Employee Group Medical Plan will be the primary payor for (a) disabled employees under age 65 who are eligible for Medicare: or (b) disabled dependents of active employees when the dependent is under age 65 and eligible for Medicare.

BE IT FURTHER RESOLVED that Part I of this resolution shall be effective March 9, 1987 and Part II of this resolution shall be effective January 1, 1987.

APPROVED AS TO FORM:

De City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of March, 1987, the reference having been made in Minute Book 87, and is recorded in full in Resolution Book 23 at page 192.

Pat Sharkey City Clerk

REQUEST FOR COUNCIL ACTION Council Action Date March 9, 1987 February 6, 1987 Page 2

# A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION REQUESTING STATE GRANT ASSISTANCE FOR THE CONSTRUCTION OF A WATER MAIN ALONG HIGHWAY 21 NORTH AND WASHAM-POTTS ROAD

WHEREAS, The North Carolina 1985 General Assembly has authorized the making of grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems; and,

WHEREAS, the City of Charlotte has need for and intends to construct various water and sewer facilities which do qualify for state grant assistance; and,

WHEREAS, the City of Charlotte intends to request \$38,000 in State Grant funds to assist in the construction of water facilities to be constructed in Mecklenburg County.

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

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

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

That Mr. O. Wendell White, City Manager, and successors so titled, is hereby authorized to execute and file an application on behalf of the City of Charlotte with the State of North Carolina for a grant to aid in the construction of the projects to benefit the town of Cornelius, N.C.

That Mr. O. Wendell White is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the projects; to make the assurances as may be required; and to execute such other documents as may be requested in connection with the application, grant offer, or grant award;

That the City of Charlotte has substantially complied or will substantially comply with all Federal, State and local laws, rules, regulations, and ordinances applicable to the the projects and to Federal and State grants and loans pertaining thereto; and hereby authorizes the above designated representative to execute an affidavit so stating.

REQUEST FOR COUNCIL ACTION Council Action Date March 9, 1987 February 6, 1987 Page 3

That the City of Charlotte agrees to adopt and place into effect on or before completion of the project a schedule of fees and charges which will provide adequate funds for proper operation, maintenance, and administration of the projects.

APPROVED AS TO FORM:

Henry Underhill, Jr.
City Attorney

# CERTIFICATION

the	Pat Sharkey, C tify that the City Council	foregoing of the Ci	is a tru	ie and ex	act copy North C	of a Reso	olution adop	ted by
made	vened on the	Book &	3/	Page		and reco	erence havin	g been
Res	olutions Book _	23	, Page	193-194			2400 211 10	
WIT	NESS my hand olina, this the	and the 10th	corpora day of	te seal March	of the	City of 19 87.	Charlotte,	North
				rinkey. Al		City Cleri	c	

# RESOLUTION AUTHORIZING THE DEVELOPMENT OF SOFTBALL PLAYING FIELDS IN YORK ROAD/RENAISSANCE PARK

WHEREAS, the Land and Water Conservation Fund Act of 1965 provides for the making of grants by the National Park Service, Department of the Interior of the United States Government to States and to local municipalities in support of Outdoor Recreation projects and such funds are available after approval of the appropriate State Agency and the Department of Interior; and

WHEREAS, the State is required to insure that there will be no discrimination against any person of any race, color, sex, creed, or political affiliation; and

WHEREAS, the City Council of the City of Charlotte realizes that recreation facilities are not adequate to meet the minimum recreational needs of the people of Charlotte; and

WHEREAS, it is believed that said Council with the assistance of the general public is now in a position to lend full support to the development of softball playing fields in York Road/Renaissence Park.

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

- (1) That an application be made to the National Park Service, Department of the Interior of the United States Government through the State of North Carolina for a development grant of \$100,000 which represents a portion of all costs including preparation, plans, and construction of recreational facilities to be completed in the fiscal year 1987 1988.
- (2) That the City Manager of the City of Charlotte be authorized and directed to file such application on behalf of the City of Charlotte, to provide additional information and furnish such documents as may be required by the National Park Service and the State of North Carolina and to act as the authorized correspondent of the City of Charlotte.
- (3) That the Director, National Park Service, Department of the Interior of the United States Government be, and hereby is assured of full compliance by applicant with the regulations promulgated pursuant to Title VI if Civil Rights Act of 1964.

#### CERTIFICATION

I, PAT SHARKEY, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of March, 1987, the reference having been made in Minute Book 87, and recorded in full in Resolution Book 23, at Page(s) 195

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of March, 1987.

PAT SHARKEY, CITY CLERK

#### RESOLUTION

#### FOR THE

# ASSURANCE OF AVAILABILITY OF MATCH

State of North Carolina
County of Mecklenburg

WHEREAS, at the Charlotte City Council meeting of the

9th day of March, 1987, a motion was made and duly seconded
that the City of Charlotte, N.C. agrees to the following: In the
event a Land and Water Conservation Fund grant is awarded by the
Department of Natural Resources and Community Development, the
City of Charlotte certifies and assures that it has the ability
and intention to finance its \$100,000 share of the total project
cost.

BY Charlotte, North Carolina

BY August B. Gautt

Mayor of Charlotte

#### CERTIFICATION

I, PAT SHARKEY, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of March, 1987, the reference having been made in Minute Book 87, and recorded in full in Resolution Book 23, at Page(s) 196

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of March , 19 87.

PAT SHARKEY, 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 has collected certain taxes from the taxpayers set out on the list attached to the Docket.
- 2. The City Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within eight years from the date the amounts were due to be paid.
- 3. The amounts listed on the schedule were collected through clerical error or by a tax illegally levied and assessed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 10th day of February, 1986, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

Henry W. Charges

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of March 1987, the reference having been made in Minute Book 87 and recorded in full in Resolution Book 23, page(s) 197-199

Pat Sharkey City Clerk

# TAXPAYERS AND REFUNDS REQUESTED

NAME	AMOUNT OF REFUND REQUESTED	REASON
Polson, Beverly Woods	32.21	Illegal levy
Robinson, Roland J. & Chylene F.	81.28	Illegal levy
Teague, Elsie Fisher	40.27	Clerical error
F T H L Equipment	114.41	Clerical error
Hayes, Jessie Glenn, Jr.	6.91	Clerical error
Kale, Diane Hay	12.82	Clerical error
Robinson, Roland J. & Chylene F.	79.06	Illegal levy
Teague, Elsie Fisher	15.95	Clerical error
F T H L Equipment	173.74	Clerical error
Roberts Systems Inc.	1,233.09	Illegal levy
Mohta, Tatsht Ranniklal	10.14	Clerical error
Ruch, James Edward II	24.01	Illegal levy
C S M c/o Alison W. English	54.32	Clerical error
Adamee, Ernestine	20.00	Clerical error
Adams, Lillian R.	20.00	Illegal levy
Barrier, Gregory Lynn	94.03	Clerical error
Bonanno, Rosario Joseph &		001
wf. Natalie Perry	83.01	Clerical error
Brown, Robert L. & wf. Norma D.	8.05	Clerical error
Browne, Herbert H. Jr. & wf.	SV N and Total Print	OLOLLOGI, CLLOL
Frances G.	15.59	Illegal levy
Burden, Albert R. & wf.		arroadr revy
Jeannette E.	199.67	Illegal levy
Burgess, Jeffrey Alan	110.80	Clerical error
Cantz, Ola Thompson	81.62	Clerical error
Cherry, Janice Virginia	38.84	Clerical error
Fleet Mortgage Company	359.13	Clerical error
Greenspon, Stanley Philip	33.59	Clerical error
Grubbs, Raymond L.	11.25	Clerical error
Gurley, Earnest H. Jr.	84.28	Clerical error
Harkey, Averill C. & Henry A.	00	CICIICAL CLIOI
Harkey	2,856.32	Clerical error
Hayes, Jessie Glenn, Jr.	32.57	Clerical error
Haynes, Silas S. & wf. Clara		OTCITOT CITOI
Delot L.	133.27	Clerical error
Held, Christopher Todd	20.00	Illegal levy
Jourdan, Patricia Louise	.83	Clerical error
Larkin, David S. & wf. Doris P.	12.90	Clerical error
Lathan, Julia Lynn	7.18	Clerical error
Matthews, Martha Butler	11.66	Clerical error
McDuffie, James D. & wf.		
Darlene S.	496.93	Clerical error
Mile, Ester Louella	5.47	Clerical error
Miller, Bette Niebling, et al.	15.54	Clerical error
Vance, Ray Jr.	74.76	Clerical error
Polson, Beverly Woods	48.21	Illegal levy
Ranson, Lester A. & wf. Rebecca T.	9.59	Clerical error

Rhyne, Malcolm S. III & wf.		
Ann C.	62.79	Illegal levy
Robinson, Roland J. & wf.		rileyar levy
Chylene F.	79.80	Illegal levy
Schneider, Debra Darlene	61.54	Clerical error
Sims, Florence Margaret	30.35	Clerical error
Sullivan, Arthur G. & wf.		CITOL CITOL
Nancy J.	92.78	Illegal levy
Swindle, Joan Porter	162.69	Clerical error
Teague, Elsie Fisher	46.42	Clerical error
Tribble, Hal H. & wf.		orerrear error
Suzanne F.	110.40	Clerical error
Williams, Peggy Catherine	31.40	Clerical error
Wilson, David R. & wf. Martha Y.	16.22	Clerical error
Wright, Edward F. & wf. Pamela C.	84.21	Clerical error
B & T Auto Lease Dept.	162.59	Illegal levy
Becks Imports	136.75	Illegal levy
Charlotte Rental Equip.	Feetler Fred Track Co.	illegal levy
Repair Shop, Inc.	4,380.00	Clerical error
Ezequiel Acosta	67.96	Clerical error
Gowen Oldsmobile, Inc.	165.17	
Roberts Systems, Inc.	1,713.52	Clerical error
Sun Graphics, Inc.	1,029.45	Illegal levy
Williamson, Blair	58.99	Clerical error
Greyhound Leasing & Financial Corp	81.27	Clerical error
F T H L Equipment	378.07	Clerical error
Ferguson, Cullen & wf. Gwendolyn	20.00	Clerical error
Alsbrooks, Alexander	34.07	Clerical error
Barnette, Alberta Williams	78.40	Clerical error
Alberta, Williams Barnette	24.05	Clerical error
Brittain, Sebron Lee	74.82	Clerical error
Brown, Lorraine Merwin	66.94	Clerical error
Corley, Rhetta Parkman	50.53	Clerical error
Harkey, Robert Drane	4.55	Clerical error
Hoecklin, Dieter Ludwig	61.24	Clerical error
Kimbell, Marva A.		Clerical error
Lowery, Jerry Griggs	46.29	Clerical error
Lefler, Frank	24.05	Clerical error
Lefler, Franklin Lee	36.27	Clerical error
Letteer, David Waltiz	24.05	Clerical error
Maxson, Embree Willard	31.26	Clerical error
Meador, Estelle Woodall	3.04	Clerical error
Mohta, Tatsht Ramniklal	5.28	Clerical error
Moore, Paitra Lynn	25.56	Clerical error
Norris, Roland Blair	54.19	Clerical error
Reddel, Janet Marie	27.70	Clerical error
Russell, Patricia Spangler	178.96	Clerical error
Ruch James Edward II	29.14	Clerical error
Ruch, James Edward II	34.30	Illegal levy
Threatt, Larry Wayne	33.39	Illegal levy
Vanderberg, James Douglas	66.94	Clerical error
Vanscyoc, Thomas William	41.28	Clerical error
Wright, Edgar Evans, Jr.	83.33	Clerical error

\$16,865.30

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

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the purpose of road right-of-way, a permanent utility easement as well as a temporary construction easement in the Parkwood Avenue Extension 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, Chapter 713 of the 1965 Session Laws of North Carolina, as amended, being the Charter of The City of Charlotte, condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended:

Parties in Interest	Prope	erty Description	Appraised Value			
G. A. Cheek, unmarried	of-way; permanent utility easement; and a temporary construction easement for Tax Parcel No. 081-063-09 & 081-063-10 (428-430 Belmont Avenue)					
Ed Lasher and spouse if any		Same)	(Included)			
Howard B. Arbuckle, a Trustee for Ann N. M:	is (	Same)	(Included)			
Ann N. Miller, Benefi under Deed of Trust	ciary (	Same)	(Included)			

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

Approved as to form:

Thinkel JL

Degra City Attorney

#### CERTIFICATION

I, PAT SHARKEY , City Clerk of The City of Charlotte
North Carolina, do hereby certify that the foregoing is a true and
exact copy of a Resolution adopted by the City Council of mbo City
charlotte, North Carolina, in regular session convened on the oth
day ofMarch , 1987 , and the reference having been made in Min-
ute Book 87 , Page , and recorded in full in Resolutions Book
23 , Page 200 .
20 / 2450 200 .

	WITNESS my	hand a	nd the	corpora	te seal	of The	City of	Char-
lotte,	North Carolin	a, this	the _	10th day	of	March	, 1987	

		C		