

RESOLUTION CLOSING A PORTION OF LANCASTER STREET
LOCATED BETWEEN GRIFFITH STREET AND YOUNGBLOOD STREET
IN 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 Portion of Lancaster Street which calls for a public hearing on the question; and

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

WHEREAS, the public hearing was held on the 11th day of June, 19 90, and City Council determined that the closing of Lancaster Street 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 June 11, 19 90, that the Council hereby orders the closing of Lancaster Street in the City of Charlotte, Mecklenburg County, North Carolina as described in Exhibit "B".

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

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 11th day of June, 19 90 the reference having been made in Book 95, Page , and recorded in full in Resolution book 26, Page 219-221.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of June, 1990.

Pat Sharkey, City Clerk

EXHIBIT B

BEGINNING at a point on the Northeasterly margin of the right of way of Lancaster Street, which point lies South 44 degrees 07 minutes 00 seconds East 50 feet along the Northeasterly margin of the right of way of Lancaster Street from the point of intersection of the Northeasterly margin of the right of way of Lancaster Street and the Southeasterly corner of the property of Stephen M. Hayes and wife, June H. Hayes (now or formerly), as described in the instrument recorded in Deed Book 5373 at Page 366 in the Mecklenburg County Registry, and as such property is shown on the plat attached thereto, and the Southwesterly corner of the property of Mecklenburg County (now or formerly), as described in the instrument recorded in Deed Book 4898 at Page 751 in the Mecklenburg County Registry, South 44 degrees 07 minutes 00 seconds East 289.46 feet to a point marking the intersection of the Northeasterly margin of the right of way of Lancaster Street, and the Northwesterly margin of the right of way of Griffith Street, which point lies North 44 degrees 07 minutes 00 seconds West 102.00 feet from a point in the centerline of the Southern Railroad; thence crossing Lancaster Street South 34 degrees 08 minutes 40 seconds West 30.64 feet to a point in the Southwesterly margin of the right of way of Lancaster Street; the Northeasterly line of the property of Rea Construction Company (now or formerly), as described in the instrument recorded in Deed Book 3453 at Page 141 in the Mecklenburg County Registry; thence with the Southwesterly margin of the right of way of Lancaster Street and the Northeasterly lines of the properties of Rea Construction Company (now or formerly), as described in the instruments recorded in Deed Book 3453 at Page 141 and Deed Book 3276 at Page 481, both in the Mecklenburg County Registry, North 44 degrees 07 minutes 00 seconds West 295.69 feet; thence recrossing Lancaster Street North 45 degrees 53 minutes 00 seconds East 30.00 feet to the point of BEGINNING.

exb.wps
6/28/90

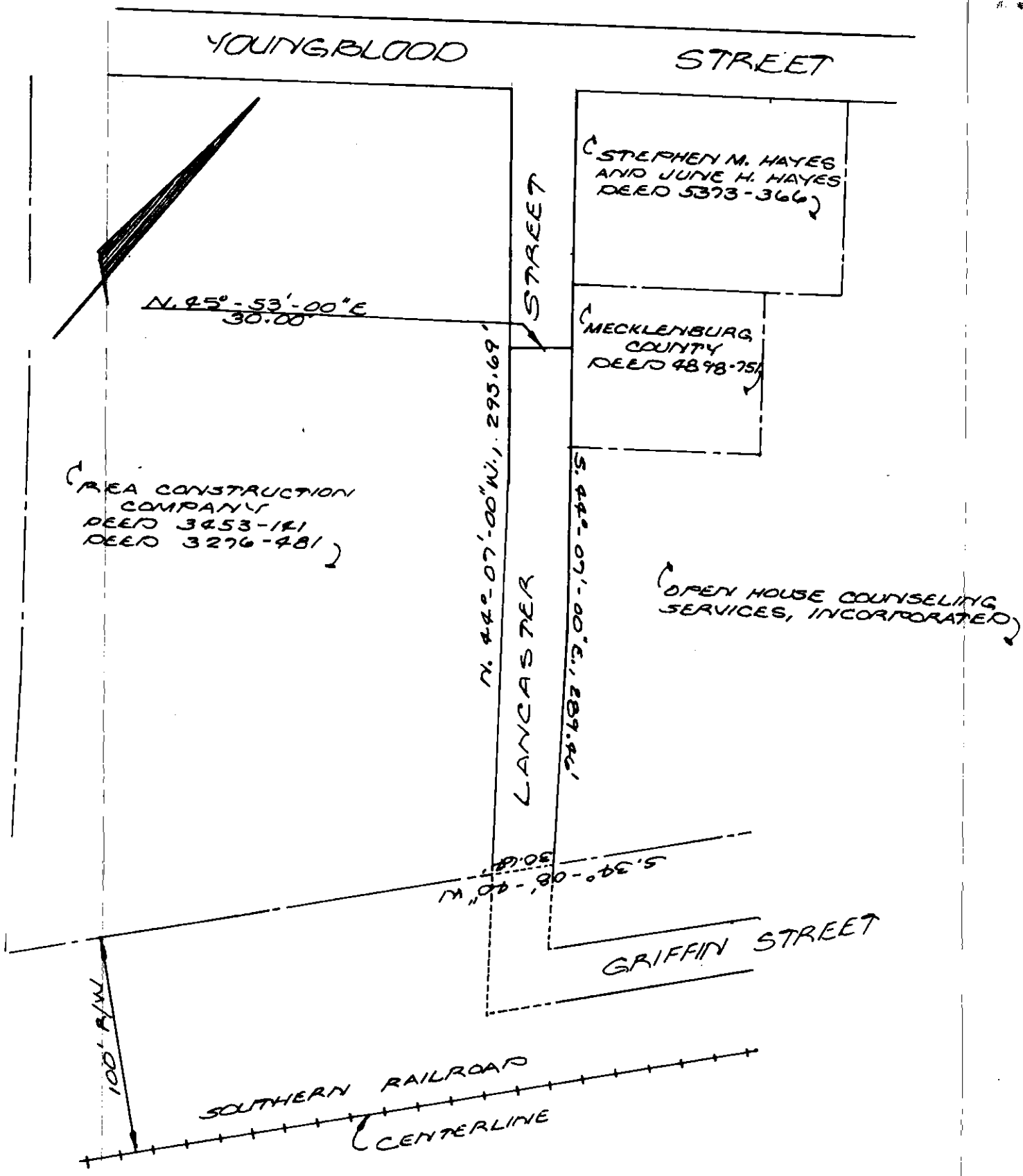


EXHIBIT A

A Resolution of the Charlotte City Council Requesting
Full State Funding for Reimbursements to Local Governments

WHEREAS, the Charlotte City Council is required to adopt a balanced budget by July 1, 1990; and

WHEREAS, the current proposed budget anticipates full reimbursement from the State for lost revenues from the repeal of taxes including intangible, inventory, food stamp purchase, and homestead; and

WHEREAS, it has been reported that the North Carolina Legislature is considering reducing, by 10%, funding of their commitment toward reimbursing local governments for lost revenue from State repeals of local taxes; and

WHEREAS, a 10% reduction in reimbursements would deduct approximately \$941,000 (approximately 1/2 cent on our property tax rate) from our newly proposed budget.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte at it's regularly scheduled meeting on June 11, 1990, that it hereby request continued full funding by the State of reimbursements to local governments.

Approved as to form:

Henry W. Underhill Jr.
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 the City of Charlotte, North Carolina, in regular session convened on the 11th day of June, 1990, and the reference having been made in Minute Book 95, and recorded in full in Resolution Book 26, page 222.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 13th day of June, 1990.

Pat Sharkey, City Clerk

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE ADOPTING
THE FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 1991
TO 1995.**

WHEREAS, the City of Charlotte recognizes the importance of developing long-range capital improvement planning to maintain the growth and vitality of the community; and

WHEREAS, the City of Charlotte continuously develops and reviews the policy and financial assumptions and impact of capital improvement projects for the City; and

WHEREAS, the City of Charlotte has a five-year Capital Improvement Program based on policy and financial assumptions, so stated in the FY91-95 Capital Improvement Program that balances the potential physical development planning with long-range financial capacity.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby adopt the Capital Improvement Program for fiscal years 1991 to 1995.

This 11th day of June, 1990

Approved as to form:

Henry W. Underhill Jr.
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 The City of Charlotte, North Carolina, in regular session convened on the 11th day of June, 1990, and the reference having been made in Minute Book 95, and recorded in full in Resolution Book 26, Page 223.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 13th day of June, 1990.

Pat Sharkey, City Clerk

Resolution Amending the Pay Plans and Employee Group
Insurance Plans of the City of Charlotte

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

The Pay Plans heretofore adopted by City Council to be effective October 1, 1960, as subsequently amended, are hereby further amended as follows:

- a) Adoption of FY91 recommended pay schedule adjustments, and job classification changes/additions, deletions as included in the FY91 Recommended Operating Budget.
- b) Adoption of the revisions in the group insurance plans as included in the FY91 Recommended Operating Budget and further amended.

BE IT FURTHER RESOLVED that this resolution shall be effective on the date of its adoption.

APPROVED AS TO FORM



Deputy 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 The City of Charlotte, North Carolina, in regular session convened on the 11th day of June, 1990, and the reference having been made in Minute Book 95, and recorded in full in Resolution Book 26, Page 224.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 13th day of June, 1990.

Pat Sharkey, City Clerk

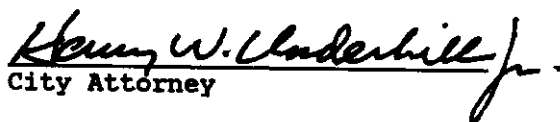
A RESOLUTION AUTHORIZING THE
REFUND OF CERTAIN TAXES

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 11th day of June, 1990, 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:


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 the City of Charlotte, North Carolina, in regular session convened on the 11th day of June, 1990, the reference having been made in Minute Book 95, and is recorded in full in Resolution Book 26, at page(s) 225-226.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of June, 1990.

Pat Sharkey, City Clerk

TAXPAYERS AND REFUNDS REQUESTED

<u>Name</u>	<u>Refund Requested</u>	<u>Reason</u>
Audrey D. Hood	\$ 75.41	Clerical Error
Victoria T. Pettit	59.61	Clerical Error
Audrey D. Hood	86.58	Clerical Error
Aim Telephones, Inc.	201.07	Illegal Levy
Deal Rabon & Assoc.	53.56	Clerical Error
Spencer Photographic Ser.	3.60	Clerical Error
Friedman's Jewelers #28	975.57	Clerical Error
William C. & Barbara Cook	84.21	Clerical Error
Debra Byers Duncan	78.36	Clerical Error
Hazel Powell Garrett	41.21	Illegal Levy
Audrey Denise Hood	64.80	Clerical Error
Robert H. & Joann McLaughlin	21.69	Clerical Error
Doris E. Mumtaz	61.75	Clerical Error
Samantha C. Munroe	90.70	Illegal Levy
Juanita O. Sherrill	37.70	Clerical Error
Robert M. & Jane P. Stone	344.15	Clerical Error
Terry S. Treece	78.00	Clerical Error
Accu-Books PA	24.88	Clerical Error
Aim Telephones	273.04	Clerical Error
Converse, Inc.	274.34	Clerical Error
Deal Rabon & Associates	49.30	Clerical Error
Friedmans Jewelers #28	882.02	Clerical Error
Spencer Photographic	2.64	Clerical Error
Standard Kiddie Rides, Inc.	29.00	Clerical Error
Action Gutter & Siding	156.80	Clerical Error
McDonnell, Douglas Auto Leasing Corp.	84.26	Clerical Error
McCullagh Leasing, Inc.	45.37	Clerical Error
Nakhle Hauling, Inc.	38.17	Clerical Error
Cynthia C. Bourdilal	31.38	Clerical Error
David C. Brown	11.39	Clerical Error
Herbert Brunner	97.24	Illegal Levy
Larre L. Farrow	76.10	Clerical Error
Gifford Neilson	61.56	Clerical Error
Elinor Lindsay Rhyne	131.25	Illegal Levy
Luke B. Schmidt	137.57	Illegal Levy
Michael Dean Taylor	21.22	Illegal Levy
Olivia A. Willibanks	84.89	Clerical Error
Total	\$ 4,870.19	

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 Providence/Sardis/Fairview-Intersection Improvements Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

Parties in Interest

The Essex Condominium Association, Inc.; Any Other Parties in Interest

Property Description

3,267.5 square feet for fee-simple; 3,062.3 square feet for a permanent sidewalk easement; 9,467.0 square feet for a temporary construction easement; and any other interest as shown on the Plat attached hereto and incorporated herein by reference for Tax Parcel No. 187-017-01

Appraised Value

\$24,300.00

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:


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 The City of Charlotte, North Carolina, in regular session convened on the 11th day of June, 1990, and the reference having been made in Minute Book 95, Page , and recorded in full in Resolutions Book 26, Page 227.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 13th day of June, 1990.

City Clerk