

RESOLUTION OF THE CHARLOTTE CITY COUNCIL
ABANDONING EASEMENT WHICH IS NO LONGER REQUIRED.

WHEREAS, the City of Charlotte acquired certain easement by certain documents of conveyance recorded in Book 6646 at Page 0400, Book 6646 at Page 0396, and Book 6646 at Page 410 in the Mecklenburg Public Registry; and

WHEREAS, facilities for a sewer force main, which were installed in a portion of such easement (as described in Exhibit A and hereinafter referred to as the "Easement"), have been disconnected from the City's sewage collection system but have not been removed from the Easement and are being abandoned; and

WHEREAS, upon the abandonment of the Easement the owners of the real property which is subject to the Easement have acknowledged on behalf of themselves, their successors and assigns their sole and complete responsibility for the condition of the Easement as it currently exists and may exist in the future and have further agreed to hold the City, its officers, agents and employees harmless from any and all claims concerning the Easement, all as set forth in the following agreements between the City of Charlotte and: Twin Lakes Limited Partnership, dated April 2, 1993; David L. Scott, dated April 2, 1993; Murata Wiedeman, Inc., dated April 2, 1993; QRS 11-14 (NC), Inc., dated April 2, 1993; Charlotte Associates, dated April 2, 1993; and Twin Lakes Business Park Group, dated April 2, 1993.

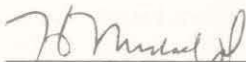
WHEREAS, the City of Charlotte has constructed and installed all such facilities as are needed or reasonably convenient to serve the surrounding property with sewer service and that the Easement, as is hereinafter described, is not used and is not

needed to provide sewer service to surrounding property now or in the foreseeable future.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session duly assembled, that the Easement hereinafter described and the disconnected sewer force main facilities located therein are abandoned, provided that this abandonment shall be effective solely as it applies to that certain strip or parcel of land, fifteen (15) feet in width, in the County of Mecklenburg, said strip being more particularly described in the map attached hereto and incorporated herein by reference and marked as Exhibit A.

This Resolution shall not be interpreted or construed to abandon any easement or right of way, except over that certain strip or parcel of property, which is described in Exhibit A. Neither shall this Resolution be interpreted or construed to abandon any easement or right of way over any strip or parcel of property which is being used or is maintained by the City of Charlotte for any purpose. The Mayor and City Manager shall be authorized to, and one of them shall, execute such documents as shall be reasonably necessary to evidence the abandonment of such right of way as is hereinabove described.

Approved as to form:

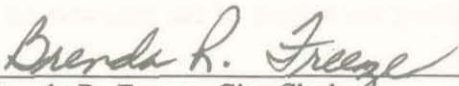


City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of April, 19 93 the reference having been made in Minute Book 101, and recorded in full in Resolution Book 31, at Page(s) 1-3.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of April, 19 93



Brenda R. Freeze, 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-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessor error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 12th day of April, 1993 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set ut 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 a regular session convened on the 12th day of April, 1993, the reference having been made in Minute Book 101 and recorded in full in Resolution Book 31, page(s) 4-6.

Brenda Freeze
City Clerk

TAXPAYERS AND REFUNDS REQUESTED
LESS THAN \$100

<u>Name</u>	<u>Amount of Refund</u>
Schaefer, Yvonne Fisher	\$ 13.90
Geiger, Daniel Thomas	69.39
Hale, William Michael	6.54
King, David Derwen	65.15
King, David Derwen	65.15
King, David Derwin	65.15
King, David Derwen	65.15
King, David Derwen	65.15
King, David Derwen	65.15
Muirhead, Mark A.	96.28
Nardelli, David Eugene	83.68
Curtis, Mark Paul	61.55
Stuart, George J., Jr. & Wf.	25.00
Stuart, George J., Jr., & Wf.	25.00
Dataserv Financial	13.15
Dataserv Financial	24.89
Dataserv Equipment Inc.	39.42
World Omni Leasing Inc	62.41
Shue, Don A., Jr. & Wf. Janet G.	25.00
Shue, Don A., Jr. & Wf. Janet G.	25.00
Howard Brothers	45.91
Shue, Don A., Jr. & Wf. Janet G.	20.00
Shue, Don A., Jr. & Wf. Janet G.	20.00
Shue, Don A., Jr. & Wf. Janet G.	20.00
Bass, Billy Mack	33.40
Arnies Comic Cafe	54.40
Arnies Comic Cafe % Comic Food	72.53
Baldwin, Garza III	87.29
Kauffman, Robert & Kim	41.58
Total	<u>\$ 1,357.22</u>

TAXPAYERS AND REFUNDS REQUESTED
MORE THAN \$100

<u>Name</u>	<u>Amount of Refund</u>
Chamberlain, Jean Marie	\$ 106.45
Fatman Fabrications Inc.	101.80
Fatman Fabrications Inc.	117.57
Bi-Lo #237	622.31
First Union National Bank	155.71
Northey, David B.	658.96
Public Tree Service	284.60
Total	<u>\$ 2,047.40</u>

refunds

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 FY93-97 Capital Improvement Program that balances the potential physical development planning with long-range financial capacity; and

WHEREAS, the Charlotte Mecklenburg Utility Department has been able to accelerate developments associated with the Water Main Along Carmel Road Project and as such recommends revision to the FY93-97 Capital Improvement Program to include \$400,000 of the funding slated for appropriation in FY94 to FY93 instead.

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 this revision to the Capital Improvement Program for fiscal years 1993 to 1997.

This 12th day of April, 1993

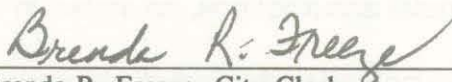
Approved as to form:


City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of April, 1993, the reference having been made in Minute Book 101, and recorded in full in Resolution Book 31, at Page(s) 8.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of April, 1993.



Brenda R. Freeze, City Clerk

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 Four Mile Creek Parallel Outfall 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

Williamsburg Homeowners Association, Inc.; Raintree Country Club, Inc., Lessee; Craig H. Carrier, Trustee; First Union National Bank, Beneficiary; Any Other Parties in Interest

Property Description

3,116 square feet for a permanent sanitary sewer easement and right-of-way; 4,029 square feet for a temporary construction easement; and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 225-222-01(b)

Appraised Value

\$ 1,175.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

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:

Henry W. Underhill Jr
City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of April, 1993, and the reference having been made in Minute Book 101, Page .

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 14th day of April, 1993.

Brenda R. Freeze
city clerk

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 Four Mile Creek Parallel Outfall 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

Williamsburg Homeowners Association, Inc.; Raintree Country Club, Inc., Lessee; Craig H. Carrier, Trustee; First Union National Bank, Beneficiary; Any Other Parties in Interest

Property Description

71,761 square feet for a permanent sanitary sewer easement and right-of-way; 58,163 square feet for a temporary construction easement; and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 225-101-01

Appraised Value

\$ 3,300.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

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:

Harry W. Chubbick Jr.
City Attorney

CERTIFICATION

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WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 14th day of April, 1993.

Brenda R. Freeze
City Clerk

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 Four Mile Creek Parallel Outfall 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

Raintree Greens Homeowners Association; Raintree County Club, Inc., Lessee; Craig H. Carrier, Trustee; First Union National Bank, Beneficiary; Any Other Parties in Interest

Property Description

11,789 square feet for a permanent sanitary sewer easement and right-of-way; 9,431 square feet for a temporary construction easement; and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 225-132-08

Appraised Value

\$ 600.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

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:

Henry W. Chadwell Jr.
City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of April, 1993, and the reference having been made in Minute Book 101, Page .

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 14th day of April, 1993.

Brenda R. Freeze
city clerk

A RESOLUTION OF THE CHARLOTTE CITY COUNCIL OPPOSING SENATE BILLS 685
AND 686.

WHEREAS, Article 4A, Chapter 160A of the General Statutes ("annexation law") was adopted by the General Assembly to provide municipalities with the ability to grow in a logical and reasonable manner and to provide needed governmental services to urban areas; and

WHEREAS, North Carolina's annexation law was enacted after serious and substantial study and has been more recently reviewed extensively and its provisions re-confirmed; and

WHEREAS, North Carolina's annexation law is recognized as model legislation throughout the United States; and

WHEREAS, the current annexation statutes declare that as a matter of State policy that sound urban development is essential to the continued economic development of North Carolina; and

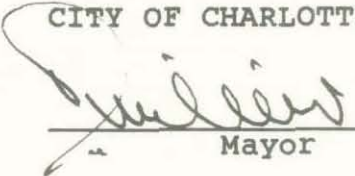
WHEREAS, Senate Bills 685 and 686 seriously erode and could effectively eliminate the ability of the City of Charlotte to annex developed areas in the future and threaten to render invalid certain annexation ordinances adopted on January 25, 1993 and scheduled to take effect on June 30, 1993 and other annexation ordinances adopted on the same date which are subject to judicial review under the annexation law; and

WHEREAS, the enactment of such legislation would seriously undermine the future development and economic well being of the City of Charlotte and the surrounding region.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Charlotte in regular session duly assembled that it hereby opposes Senate Bills 685 and 686 and directs the Mayor to see that the opposition of the Mayor and City Council of the City of Charlotte to Senate Bills 685 and 686 be brought to the attention of the Mecklenburg Legislative Delegation and to all members of the General Assembly and that such opposition be expressed in the strongest of terms.

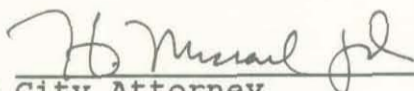
This the 12th day of April, 1993.

CITY OF CHARLOTTE



Mayor

Approved as to form:



City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of April, 1993 the reference having been made in Minute Book 101, and recorded in full in Resolution Book 31, at Page(s) 15-16.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of April, 1993.

Brenda R. Freeze
Brenda R. Freeze, City Clerk


RESOLUTION AUTHORIZING CONSTRUCTION OF CERTAIN TRAFFIC CONTROL
DEVICES ON TODDVILLE ROAD AT CSX WAY

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is desirable to construct a left turn lane into the CSX Industrial Park on Toddville Road; and

WHEREAS, the City Council finds that it is desirable to construct a left turn lane and through lane transition taper somewhat shorter than would normally be done, in order to avoid acquisition at this time of property located at 1208 Toddville Road, owned by Mr. and Mrs. John Nance;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that pursuant to City Code Section 14-57(d), the City's Department of Transportation is hereby authorized to approve construction of a left turn lane and a through lane transition taper entirely on the CSX Industrial Park frontage, thereby eliminating the need to acquire any property from the Nances at this time.


APPROVED AS TO FORM:


Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of April, 1993, the full reference having been made in Minute Book 101, and recorded in full in Resolution Book 31, at Page(s) 17.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina this the 14th day of April, 1993.


Brenda R. Freeze, City Clerk