

**RESOLUTION DECLARING AN INTENT TO ABANDON A  
PORTION OF WEST EIGHTH STREET RIGHT OF WAY  
LOCATED BETWEEN THE WEST EIGHTH STREET CUL-DE-SAC  
AND NORTH CHURCH STREET IN THE CITY OF CHARLOTTE,  
MECKLENBURG COUNTY, NORTH CAROLINA**

WHEREAS, Dennis J. Hall has filed a Petition to abandon a portion of the West Eighth Street right of way in the City of Charlotte; and

WHEREAS, the portion of West Eighth Street right of way petitioned to be abandoned lies near the northwest corner of West Eighth Street and North Church Street as shown in a map marked "Exhibit A," and is more particularly described by metes and bounds in a document marked "Exhibit B," both of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley; and

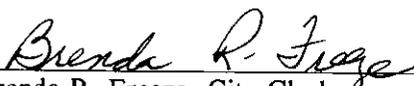
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, at its regularly scheduled session of October 23, 1995, that it intends to abandon the right of way for the portion of West Eighth Street lying near the northwest corner of West Eighth Street and North Church Street, said portion of street being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 7:00 p.m. on Monday, December 11, 1995, in the CMGC, Meeting Chamber, 600 E. Fourth St., Charlotte, NC.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-299.

**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 23rd day of October, 1995, the reference having been made in Minute Book 108, and recorded in full in Resolution Book 34, Page(s) 41.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of October, 1995.

  
Brenda R. Freeze, City Clerk

**A RESOLUTION AUTHORIZING TAXPAYERS' REFUND REQUEST**

Reference is made to the schedule of "Taxpayers' Refund Request " 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 23th day of October, 1995 that those taxpayers listed on the schedule of "Taxpayers' Refund Requests" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

\_\_\_\_\_  
Dep. 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 23rd day of October, 1995, the reference having been made in Minute Book 108, and recorded in full in Resolution Book 34, Page(s) 42.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of October, 1995.

\_\_\_\_\_  
Brenda R. Freeze, City Clerk

**TAXPAYERS' REFUND REQUESTS  
MORE THAN \$100**

<u>Name</u>	<u>Amount of Refund</u>
Tandem Computers Incorporated	\$1,877.00
The Nature Company	355.23
Merry Maids-Litzelman Enterprises Inc.	134.16
	<u>\$2,366.39</u>

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 1993 Annexation-Area 1-Trunk to W. T. Harris Boulevard; 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

Carolina Truck & Trailer of Charlotte, Inc.; Any Other Parties in Interest.

Property Description

10-inch sanitary sewer; a 15-foot wide right-of-way which is 559.45 feet in length together with a temporary construction easement of unspecified square footage; and any additional property or interest as the City may determine to complete the project, as it relates to Tax Parcel No. 025-012-01.

Appraised Value

\$ 2,400.00 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.

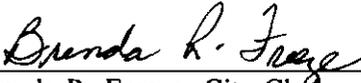
Approved as to form:

  
\_\_\_\_\_  
Assistant 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 23rd day of October, 1995, the reference having been made in Minute Book 108, and recorded in full in Resolution Book 34, Page(s) 43-44.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of October, 1995.

  
\_\_\_\_\_  
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 1993 Annexation-Area 1-Trunk to W. T. Harris Boulevard; 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

J. C. Brookshire and spouse, if any; H. Joe King, Jr., Trustee; Home Federal Savings & Loan Association, Beneficiary; Any Other Parties in Interest.

Property Description

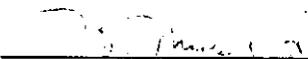
10-inch sanitary sewer; a 15-foot wide right-of-way which is 1,091.35 feet in length together with a temporary construction easement of unspecified square footage; and any additional property or interest as the City may determine to complete the project, as it relates to Tax Parcel No. 025-122-05.

Appraised Value

\$ 3,500.00 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.

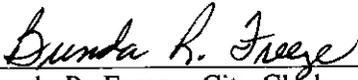
Approved as to form:

  
\_\_\_\_\_  
Assistant 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 23rd day of October, 1995, the reference having been made in Minute Book 108, and recorded in full in Resolution Book 34, Page(s) 45-46.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of October, 1995.

  
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Brenda R. Freeze, City Clerk

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AMENDING  
THE FIVE-YEAR CAPITAL INVESTMENT PLAN FOR FISCAL YEARS 1996 TO 2000.**

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

WHEREAS, the City of Charlotte continuously develops and reviews the policy, financial and planning assumptions and impacts of capital investment projects for the City; and

WHEREAS, the Transit capital investment plan for fiscal years 1996 to 2000 has changed and needs revision.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby amend the Capital Investment Plan for fiscal years 1996 to 2000 to reflect revisions in the Transit capital investment plan as reflected in Attachment Number 2 to this resolution.

This 23th day of October, 1995

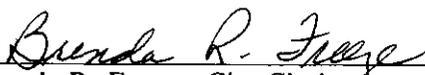
Approved as to form:

  
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 23rd day of October, 1995, the reference having been made in Minute Book 108, and recorded in full in Resolution Book 34, Page(s) 47.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of October, 1995.

  
Brenda R. Freeze, City Clerk

## RESOLUTION

**RESOLUTION AUTHORIZING THE FILING OF APPLICATIONS WITH THE U.S. DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, AND THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR TRANSIT ASSISTANCE GRANTS UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED.**

**WHEREAS**, the Secretary of Transportation is authorized to make grants for mass transportation projects;

**WHEREAS**, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs;

**WHEREAS**, it is required by the U.S. Department of Transportation in accordance with the provision of Title VI of Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

**WHEREAS**, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services:

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

1. That the City Manager is authorized to execute and file applications on behalf of the City of Charlotte with the U.S. Department of Transportation and North Carolina Department of Transportation, to aid in the financing of transit assistance projects.

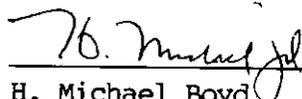
2. That the City Manager is authorized to execute and file with such applications an assurance or any other document required by the U.S. Department of Transportation or the North Carolina Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

3. That the Director of the Charlotte Department of Transportation is authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the application for the project.

4. That the City Manager or his designee is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.

5. That the Mayor is authorized to execute grant agreements and any amendments thereto on behalf of the City of Charlotte with the U.S. Department of Transportation and the North Carolina Department of Transportation for aid in the financing of the transit assistance projects.

**Approved as to form:**

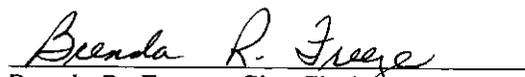


H. Michael Boyd  
Assistant City Attorney

**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 23rd day of October, 199 5, the reference having been made in Minute Book 108, and recorded in full in Resolution Book 34, Page(s) 48-49.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of October, 199 5.

  
Brenda R. Freeze, City Clerk