

RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF  
CHARLOTTE, NORTH CAROLINA ON January 25, 2010

A motion was made by Councilmember Barnes and seconded by Councilmember Burgess for the adoption of the following Resolution and upon being put to a vote was duly adopted:

WHEREAS, CMU had been administering a Water and Sewer Extension Policy to facilitate the orderly extension of water and sewer mains throughout the service area of Charlotte-Mecklenburg Utilities;

WHEREAS, the City had previously entered into an Interlocal Agreement with Mecklenburg County and six surrounding towns to create an advisory body known as the Charlotte Mecklenburg Utilities Department Advisory Committee which is charged with developing and recommending proposed changes to the Water and Sewer Extension Policy, among other responsibilities;

WHEREAS, pursuant to the terms of the Interlocal Agreement, the City Council and the CMU Advisory Committee are required to hold a joint public hearing regarding any proposed changes to the Water and Sewer Extension Policy which public hearing was held at 7:00 pm on January 11, 2010.

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

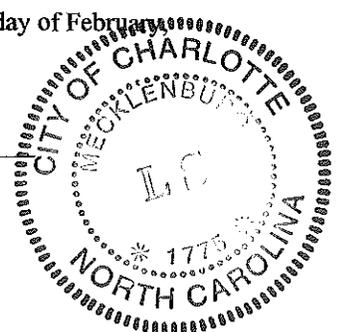
1. Approves and ratifies the attached revisions to the Water and Sewer Extension Policy;
2. Authorizes the City Manager to execute the revised Water and Sewer Extension Policy in substantially the form presented to the Charlotte City Council with technical corrections and minor modifications as he may deem necessary consistent with the spirit and intent of the transactions;
3. Authorizes the Director of Utilities to take all actions contemplated by the revised Water and Sewer Extension Policy, including such amendments as are permitted therein; and
4. Authorize CMU to administer the revised Water and Sewer Extension Policy, effective on the date first stated above.

**CERTIFICATION**

I, Melissa T. Johnson, Deputy 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 25<sup>th</sup> day January, 2010, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 358.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1<sup>st</sup> day of February, 2010.

  
Melissa T. Johnson, Deputy City Clerk



**RESOLUTION BY GOVERNING BODY OF APPLICANT**

- WHEREAS,** the North Carolina Clean Water Revolving Loan and Grant Act of 1987 has authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, water conservation projects, and
- WHEREAS,** the North Carolina Department of Environment and Natural Resources has offered a State Revolving Loan in the amount of \$ 1,319,982 for the construction of the Wilora Lake Rehabilitation Project, and
- WHEREAS,** the City of Charlotte intends to construct said projects in accordance with the approved plans and specifications,

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

That City of Charlotte does hereby accept the State Revolving Loan offer of \$1,319,982.

That the City of Charlotte does hereby give assurance to the North Carolina Department of Environment and Natural Resources that all items specified in the loan offer, Section II- Assurances will be adhered to.

That Daryl Hammock, Water Quality Manager and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above: and to execute such other documents as may be required in connection with the application.

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 project and to Federal and State grants and loans pertaining thereto.

Adopted this the 25<sup>th</sup> day of January 2010 at Charlotte, North Carolina.

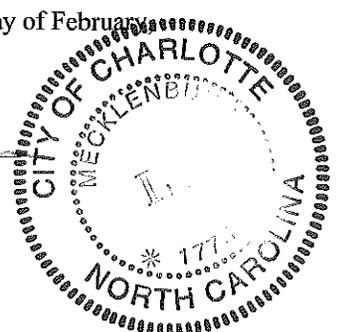
Anthony Foxx, Mayor

**CERTIFICATION**

I, Melissa T. Johnson, Deputy 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 25<sup>th</sup> day January, 2010, the reference having been made in Minute Book 12<sup>th</sup>, and recorded in full in Resolution Book 42, Page 359.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1<sup>st</sup> day of February, 2010.

  
Melissa T. Johnson, Deputy City Clerk



**A RESOLUTION OF THE CHARLOTTE CITY COUNCIL FINDING THE SOUTH TRYON BUS FACILITY FUEL DISCHARGE TO BE AN EMERGENCY.**

A motion was made by Councilmember Burgess and seconded by Councilmember Barnes for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

**WHEREAS**, on December 23<sup>rd</sup>, 2009, a fuel discharge from the City's underground storage tank (UST) system at the South Tryon Bus Facility was discovered; and

**WHEREAS**, fuel from the bus facility was found to be entering a storm drain that empties into streams and a pond in the vicinity; and

**WHEREAS**, immediate action was necessary to contain and cleanup the discharge without delay to preserve the health and safety of the public; and

**WHEREAS**, state and federal law require that owners of USTs take Initial Abatement Actions immediately and without delay upon the discovery of a release, such actions to include:

- Investigation to confirm the release and determine the source;
- Containment actions to prevent further release;
- Collection, removal, and disposal of contaminating product;
- Remediation of contaminated soil; and
- Compliance with reporting requirements to federal and state regulatory agencies;

**WHEREAS**, the City retained services from several vendors to perform the above-mentioned Initial Abatement Actions; and

**WHEREAS**, North Carolina General Statute 143-129(e)(2) allows an exception to the formal bidding requirements for special emergencies that affect the health and safety of the people or their property.

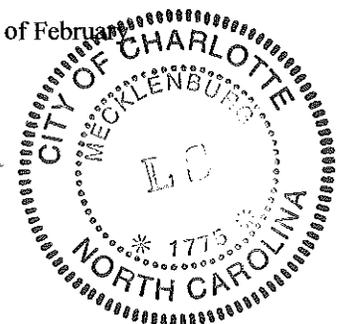
**NOW THEREFORE BE IT RESOLVED**, by the Charlotte City Council that the fuel discharge at the South Tryon Bus Facility was an emergency that required immediate action by the City allowing for the emergency procurement of services to perform Initial Abatement Actions.

**CERTIFICATION**

I, Melissa T. Johnson, Deputy 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 25<sup>th</sup> day January, 2010, the reference having been made in Minute Book 12<sup>th</sup>, and recorded in full in Resolution Book 42, Page 360.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1<sup>st</sup> day of February, 2010.

  
Melissa T. Johnson, Deputy City Clerk



**A RESOLUTION AUTHORIZING THE REFUND OF  
CERTAIN BUSINESS PRIVILEGE LICENSES**

Reference is made to the schedule of "Business Privilege License 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.

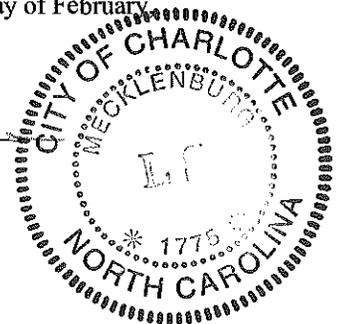
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 25th day of January 2010 that those taxpayers listed on the schedule of "Business Privilege License Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

**CERTIFICATION**

I, Melissa T. Johnson, Deputy 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 25<sup>th</sup> day January, 2010, the reference having been made in Minute Book 129, and recorded in full in Resolution Book 42, Pages (361-362).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1<sup>st</sup> day of February, 2010.

  
Melissa T. Johnson, Deputy City Clerk



BUSINESS PRIVILEGE LICENSE  
REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT</u>
Structural Integrity Engineering, PA	\$ 1,157.37
Authentic Drywall & Remodeling Inc	582.23
CB Richard Ellis, Inc	2,000.00
FedEx Express, Tax Department	<u>62,077.87</u>
TOTAL	<u>\$ 65,817.47</u>

**RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a portion of Prospect Street and an alleyway off of Prospect Street in the City of Charlotte, Mecklenburg County, North Carolina**

WHEREAS, **Charlotte Metro Credit Union** has filed a petition to close a **portion of Prospect Street and an alleyway off of Prospect Street** in the City of Charlotte; and

WHEREAS, a portion of Prospect Street and an alleyway off of Prospect Street lies between the Elizabeth Community and Belmont Neighborhood, a portion of Prospect Street: a 50-foot wide right-of-way beginning at Central Avenue and continuing approximately 200 feet south to its terminus at East Independence Boulevard consisting of 7,568 square feet, and an alleyway off of Prospect Street: a 10-foot wide alleyway beginning at Prospect Street and continuing approximately 130 feet east to its terminus consisting of 1,272 square feet, as shown in the maps marked "Exhibits A-1 and A-2" and is more particularly described by metes and bounds in the documents marked "Exhibits B-1 and B-2" all 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 G.S. 160A-299, requires that City 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.

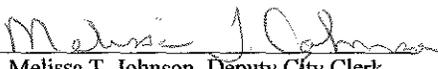
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, at its regularly scheduled session of January 25, 2010, that it intends to close a portion of Prospect Street and an alleyway off of Prospect Street and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 22<sup>nd</sup>, day of February 2010, in CMGC meeting chamber, 600 East 4<sup>th</sup> Street, Charlotte, North Carolina.

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 G.S. 160A-299.

**CERTIFICATION**

I, Melissa T. Johnson, Deputy 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 25<sup>th</sup> day January, 2010, the reference having been made in Minute Book 129, and recorded in full in Resolution Book 42, Page 363.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1<sup>st</sup> day of February, 2010.

  
Melissa T. Johnson, Deputy 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 **FREEDOM DRIVE WIDENING 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **FREEDOM DRIVE WIDENING PROJECT** and estimated to be approximately **1,148 square feet (.026 acre) of sidewalk and utility easement and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 059-012-10, said property currently owned by **RICHARD W. STIKELEATHER and spouse, if any; VIOLET F. CIRKO, Possible Judgment Creditor; Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

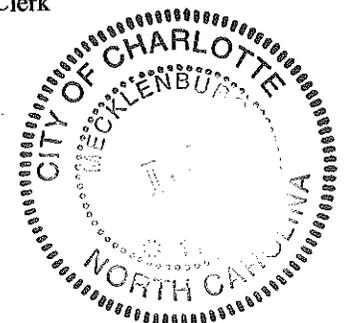
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Melissa T. Johnson, Deputy 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 25<sup>th</sup> day January, 2010, the reference having been made in Minute Book 129, and recorded in full in Resolution Book 42, Page 364.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1<sup>st</sup> day of February, 2010.

  
Melissa T. Johnson, Deputy 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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD IMPROVEMENT 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **846 square feet (.019 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 075-044-37, said property currently owned by **TIMMY DRAYTON and spouse, if any; CHICAGO TITLE, Trustee; AMERICAN STERLING BANK, Beneficiary, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

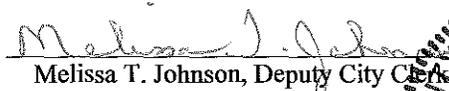
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for 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.

**CERTIFICATION**

I, Melissa T. Johnson, Deputy 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 25<sup>th</sup> day January, 2010, the reference having been made in Minute Book 129, and recorded in full in Resolution Book 42, Page 365.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1<sup>st</sup> day of February, 2010.

  
Melissa T. Johnson, Deputy 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 **SOUTH TRYON STREET SIDEWALK 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **SOUTH TRYON STREET SIDEWALK PROJECT** and estimated to be approximately **1,843 square feet (.042 acre) of sidewalk and utility easement and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 219-243-78, said property currently owned by **SAR GROUPS, LLC; TRSTE, INC., Trustee; WACHOVIA BANK, NATIONAL ASSOCIATION, Beneficiary, MECKLENBURG COUNTY TAX COLLECTOR, Any Other Parties in Interest,** or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

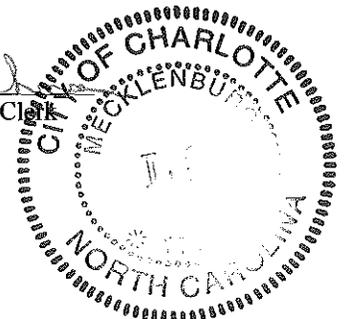
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Melissa T. Johnson, Deputy 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 25<sup>th</sup> day January, 2010, the reference having been made in Minute Book 129, and recorded in full in Resolution Book 42, Page 366.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1<sup>st</sup> day of February, 2010.

  
Melissa T. Johnson, Deputy 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 **STATESVILLE ROAD WIDENING (I-85 TO SUNSET) 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **STATESVILLE ROAD WIDENING (I-85 TO SUNSET) PROJECT** and estimated to be approximately **1,582 square feet (.036 acre) of fee-simple, utility easement and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 041-151-13, said property currently owned by **LaSHAWN D. MIDDLETON and spouse, if any; JUAN MIGUEL LOPEZ and spouse, if any; PRLAP, INC., Trustee; BANK OF AMERICA, Beneficiary; BROCK & SCOTT, PLLC, Substitute Trustee; THORNGROVE APARTMENTS, Possible Judgment Creditor, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

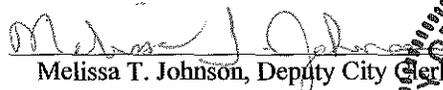
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for 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.

**CERTIFICATION**

I, Melissa T. Johnson, Deputy 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 25<sup>th</sup> day January, 2010, the reference having been made in Minute Book 12~~8~~, and recorded in full in Resolution Book 42, Page 367.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1<sup>st</sup> day of February, 2010.

  
Melissa T. Johnson, Deputy 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 **STATESVILLE ROAD WIDENING (I-85 TO SUNSET) 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **STATESVILLE ROAD WIDENING (I-85 TO SUNSET) PROJECT** and estimated to be approximately **3,530 square feet (.081 acre) of storm drainage easement, sidewalk and utility easement, utility easement, combined permanent utility easement and storm drainage easement, and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 045-324-05, said property currently owned by **JERRY LEE CATON, JR. and wife, DINA C. CATON; JAMES W. SURANE, Trustee; DAVIS OIL COMPANY OF STATESVILLE, INC., Beneficiary; MECKLENBURG COUNTY TAX COLLECTOR, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for 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.

**CERTIFICATION**

I, Melissa T. Johnson, Deputy 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 25<sup>th</sup> day January, 2010, the reference having been made in Minute Book 129, and recorded in full in Resolution Book 42, Page 368.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1<sup>st</sup> day of February, 2010.

  
Melissa T. Johnson, Deputy 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 **SUGAR CREEK ROAD-RUMPLE LEFT-TURN LANE 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **SUGAR CREEK ROAD-RUMPLE LEFT-TURN LANE PROJECT** and estimated to be approximately **1,930 square feet (.044 acre) of utility easement and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 047-042-13, said property currently owned by **SUGAR CREEK PROPERTIES, LLC, Administratively dissolved (or their successors in interest); MECKLENBURG COUNTY TAX COLLECTOR; DAVID V. STRAWN, Trustee; FERRELL PROPERTIES, LLC, Administratively dissolved (or their successors in interest), Beneficiary; MARTHA FERRELL'S FLORIST, Possible Lessee; DERITA SMALL ENGINE REPAIR, Possible Lessee, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for 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.

**CERTIFICATION**

I, Melissa T. Johnson, Deputy 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 25<sup>th</sup> day January, 2010, the reference having been made in Minute Book 129, and recorded in full in Resolution Book 42, Page 369.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1<sup>st</sup> day of February, 2010.

  
Melissa T. Johnson, Deputy City Clerk

