

RESOLUTION CLOSING RESIDUAL PORTIONS OF SMITHFIELD CHURCH ROAD IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

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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 residual portions of Smithfield Church Road which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close residual portions of Smithfield Church Road to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. §160A-299; and

WHEREAS, the public hearing was held on the 25<sup>th</sup> day of July, 2011, and City Council determined that the closing of residual portions of Smithfield Church Road 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.

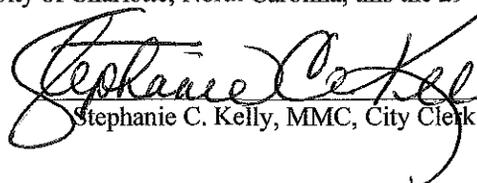
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of July 25, 2011, that the Council hereby orders the closing of residual portions of Smithfield Church Road in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in the document marked "Exhibit B", both of which are attached hereto and made a part hereof.

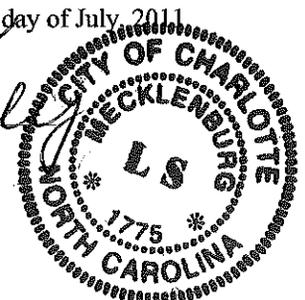
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

**CERTIFICATION**

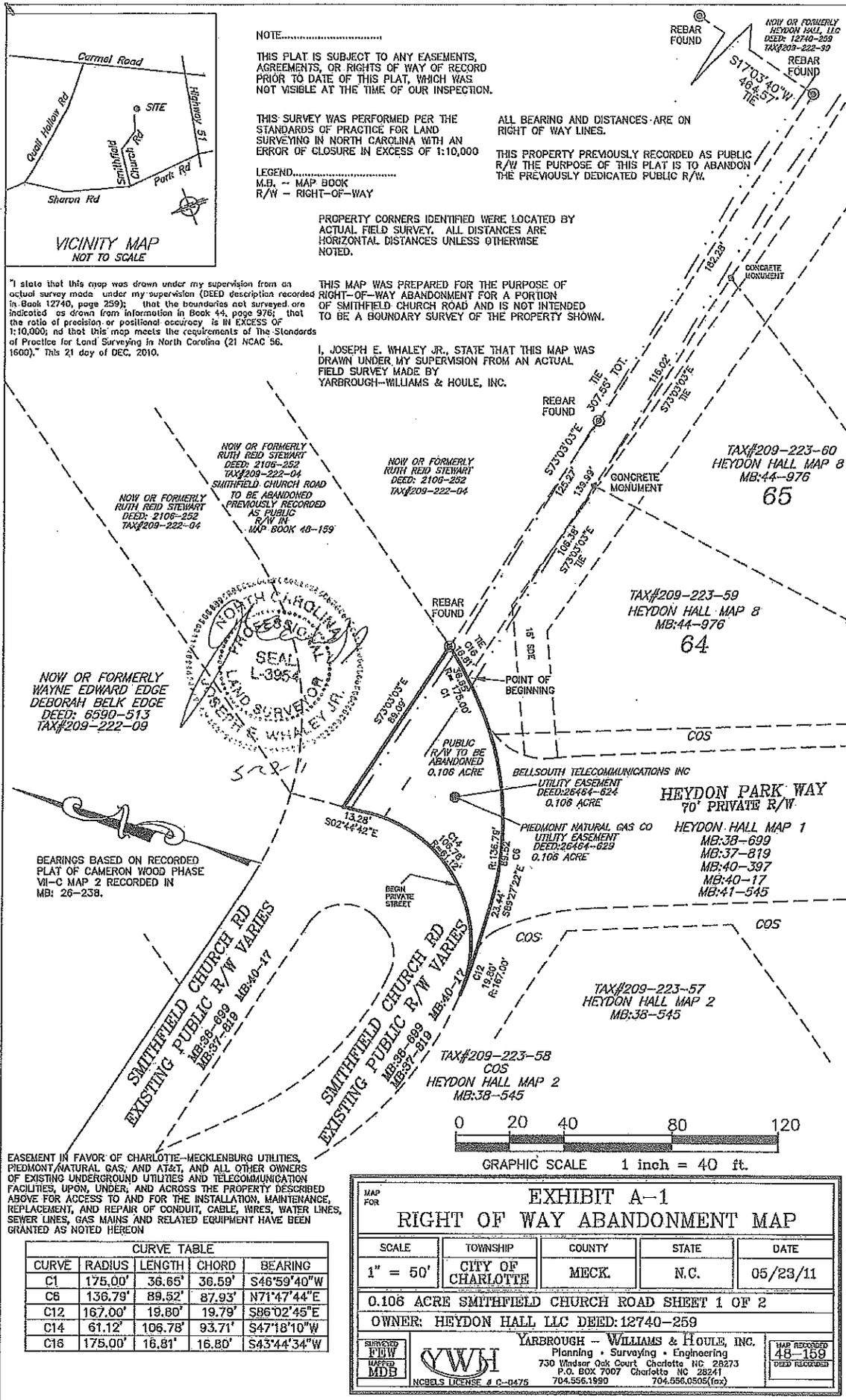
I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, Do HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 25<sup>th</sup> day July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (45-52).

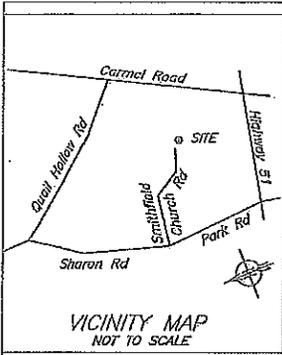
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011

  
Stephanie C. Kelly, MMC, City Clerk









NOTE.....  
 THIS PLAT IS SUBJECT TO ANY EASEMENTS, AGREEMENTS, OR RIGHTS OF WAY OF RECORD PRIOR TO DATE OF THIS PLAT, WHICH WAS NOT VISIBLE AT THE TIME OF OUR INSPECTION.

THIS SURVEY WAS PERFORMED PER THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA WITH AN ERROR OF CLOSURE IN EXCESS OF 1:10,000

LEGEND.....  
 M.B. - MAP BOOK  
 R/W - RIGHT-OF-WAY

PROPERTY CORNERS IDENTIFIED WERE LOCATED BY ACTUAL FIELD SURVEY. ALL DISTANCES ARE HORIZONTAL DISTANCES UNLESS OTHERWISE NOTED.

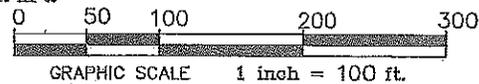
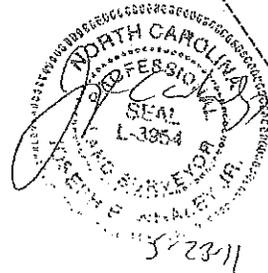
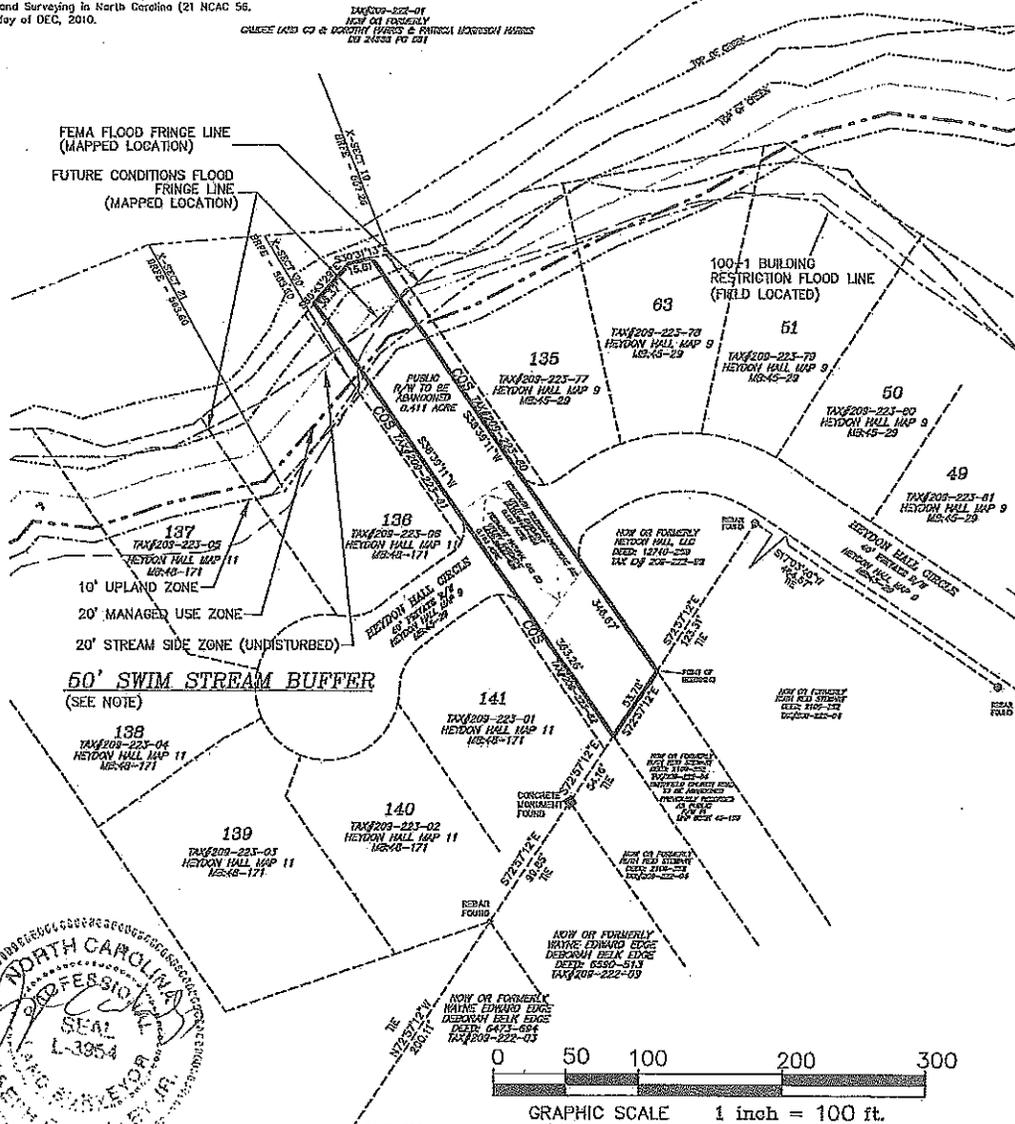
THIS MAP WAS PREPARED FOR THE PURPOSE OF RIGHT-OF-WAY ABANDONMENT FOR A PORTION OF SMITHFIELD CHURCH ROAD AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF THE PROPERTY SHOWN.

I, JOSEPH E. WHALEY JR., STATE THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL FIELD SURVEY MADE BY YARBROUGH-WILLIAMS & HOULE, INC.

ALL BEARING AND DISTANCES ARE ON RIGHT OF WAY LINES.

"I state that this map was drawn under my supervision from an actual survey made under my supervision (DEED description recorded in Book 12740, page 258); that the boundaries not surveyed are indicated as drawn from information in Book 44, page 976; that the rate of precision of positional accuracy is IN EXCESS OF 1:10,000; and that this map meets the requirements of the Standards of Practice for Land Surveying in North Carolina (21 NCAC 56.1600)." This 21 day of DEC, 2010.

RECORDED BASED ON RECORDS PLAT OF DEBORAH BELK EDEGE DEED 12740-258 M.B. & RECORDS OF ME 20-10



EASEMENT IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, PIEDMONT NATURAL GAS, AND AT&T; AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATION FACILITIES, UPON, UNDER, AND ACROSS THE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF CONDUIT, CABLE, WIRES, WATER LINES, SEWER LINES, GAS MAINS AND RELATED EQUIPMENT HAVE BEEN GRANTED AS NOTED HEREON

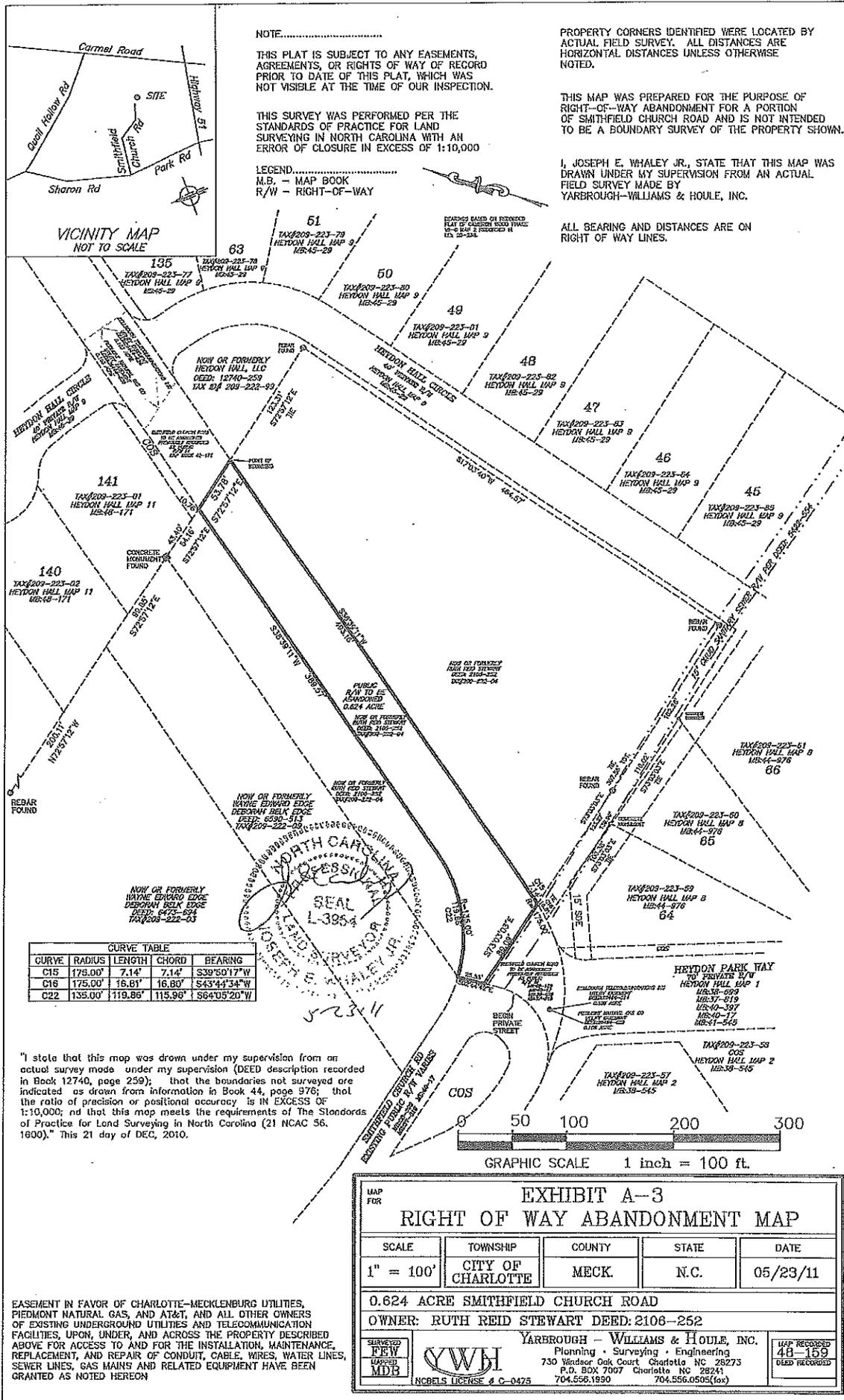
EXHIBIT A-2  
 RIGHT OF WAY ABANDONMENT MAP

SCALE	TOWNSHIP	COUNTY	STATE	DATE
1" = 100'	CITY OF CHARLOTTE	MECK.	N.C.	05/23/11

0.411 ACRE SMITHFIELD CHURCH ROAD SHEET 2 OF 2  
 OWNER: HEYDON HALL LLC DEED:12740-259

YARBROUGH - WILLIAMS & HOULE, INC.  
 Planning - Surveying - Engineering  
 730 Windsor Oaks Court, Charlotte, NC 28273  
 P.O. BOX 7007 Charlotte, NC 28241  
 704.556.1990 704.556.0505(fax)

MAP RECORDED 18-112  
 USED RECORDED



**EXHIBIT A-3**  
**RIGHT OF WAY ABANDONMENT MAP**

SCALE	TOWNSHIP	COUNTY	STATE	DATE
1" = 100'	CITY OF CHARLOTTE	MECK.	N.C.	05/29/11

0.624 ACRE SMITHFIELD CHURCH ROAD  
OWNER: RUTH REID STEWART DEED: 2106-252

YARBROUGH - WILLIAMS & HOULE, INC.  
Planning • Surveying • Engineering

730 Windsor Oak Court Charlotte NC 28273  
P.O. BOX 7007 Charlotte NC 28241  
704.556.1930 704.556.0505(fax)

MAP RECORDED 48-159 DEED RECORDED

YARBROUGH - WILLIAMS & HOULE, INC. NCBELS LICENSE # C-0475

EASEMENT IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, PIEDMONT NATURAL GAS, AND AT&T, AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATION FACILITIES, UPON, UNDER, AND ACROSS THE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF CONDUIT, CABLE, WIRES, WATER LINES, SEWER LINES, GAS MAINS AND RELATED EQUIPMENT HAVE BEEN GRANTED AS NOTED HEREON

**EXHIBIT B-1**

**Exhibit A-1 PROPERTY DESCRIPTION 12/21/10  
(0.105 Acre) a portion of Smithfield Church Road**

Commencing at an existing rebar found, the southeastern corner of the Ruth Reid Stewart property recorded in the Mecklenburg County Register of Deeds office in Deed Book 2106 Page 252, a common corner with the Heydon Hall LLC property recorded in the Mecklenburg County Register of Deeds office in Deed Book 12740 Page 259. Thence with the southern line of the Ruth Reid Stewart property N73-03-03W 307.55', passing through a rebar found at 182.28', to a rebar found, the Point of Beginning.

Thence from said Point of Beginning with the arc of a curve to the right having a radius of 175.00' an arc length of 36.65' (subtended by chord S46-59-40W 36.59') to a point; Thence with the arc of a curve to the right having a radius of 136.79' an arc length of 89.52' (subtended by chord S71-47-44W 87.93') to a point; Thence N89-27-22W 23.44' to a point; Thence with the arc of a curve to the right having a radius of 167.00' an arc length of 19.80' (subtended by chord N86-02-45W 19.79') to a point on the right-of-way of Smithfield Church Road. Thence with the new right-of-way of Smithfield Church Road with the arc of a curve to the left having a radius of 61.12' an arc length of 106.78' subtended by chord N47-18-10E 93.71') to a point; Thence continuing with the new right-of-way of Smithfield Church Road N02-44-42W 13.28' to a point in the southern line of the Ruth Reid Stewart property. Thence with the southern right-of-way of the Ruth Reid Stewart property S73-03-03E 89.09' to a rebar found, the Point of Beginning.

Said 0.105 Acre property being a portion of the Heydon Hall LLC property and a portion of the existing Smithfield Church Road right-of-way to be abandoned as shown on Exhibit A-1 by Yarbrough Williams & Houle, Inc., dated 12-21-10.

**EXHIBIT B-2**

**Exhibit A-2 PROPERTY DESCRIPTION 12/21/10  
(0.411 Acre) a portion of Smithfield Church Road**

Commencing at an existing rebar found, the southeastern corner of the Ruth Reid Stewart property recorded in the Mecklenburg County Register of Deeds office in Deed Book 2106 Page 252, a common corner with the Heydon Hall LLC property recorded in the Mecklenburg County Register of Deeds office in Deed Book 12740 Page 259. Thence with the eastern line of the Ruth Reid Stewart property N17-03-40E 484.57' to a rebar found, the northeast corner of the Ruth Reid Stewart property and a common corner of the Heydon Hall LLC., property. Thence with the northern line of the Ruth Reid Stewart property N72-57-12W 123.31' to a point, the **Point of Beginning**.

Thence from said **Point of Beginning** with the northern line of the Ruth Reid Stewart property N72-57-12W 53.78' to a point on the northern line of the Ruth Reid Stewart property, said point also being the southeastern corner of the 0.028 acre Common Open Space of Heydon Hall Map 11 recorded in the Mecklenburg County Register of Deeds Office in Map Book 48 Page 171. Thence with the eastern line of the Common Open Space shown on Heydon Hall Map 11 N38-39-11E 363.26' to a point, the northeastern corner of the 0.042 acre Common Open Space of Heydon Hall Map 11 recorded in the Mecklenburg County Register of Deeds Office in Map Book 48 Page 171, said point also being in the southerly line of the Camdee Land Co, Patricia Morrison Harris and Gary W. Harris property recorded in the Mecklenburg County Register of Deeds Office in Deed Book 24988 Page 581. Thence 2 calls with the Camdee Land Co, Patricia Morrison Harris and Gary W. Harris property 1) S65-43-29E 36.37' to a point; 2) S30-31-13E 15.81' to a point, the northwestern corner of the 0.043 acre Common Open Space recorded in the Mecklenburg County Register of Deeds Office in Map Book 45 Page 29; Thence with the eastern line of the Common Open Space S38-39-11W 346.87' to a point, the **Point of Beginning**.

Said 0.411 Acre property being a portion of the Heydon Hall LLC property and a portion of the existing Smithfield Church Road right-of-way to be abandoned as shown on Exhibit A-2 by Yarbrough Williams & Houle, Inc., dated 12-21-10.

**EXHIBIT B-3**

**Exhibit A-3 PROPERTY DESCRIPTION 12/21/10  
(0.624 Acre) a portion of Smithfield Church Road**

Commencing at an existing rebar found, the southeastern corner of the Ruth Reid Stewart property recorded in the Mecklenburg County Register of Deeds office in Deed Book 2106 Page 252, a common corner with the Heydon Hall LLC property recorded in the Mecklenburg County Register of Deeds office in Deed Book 12740 Page 259. Thence with the eastern line of the Ruth Reid Stewart property N17-03-40E 484.57' to a rebar found, the northeast corner of the Ruth Reid Stewart property and a common corner of the Heydon Hall LLC., property. Thence with the northern line of the Ruth Reid Stewart property N72-57-12W 123.31' to a point, the **Point of Beginning**.

Thence from said **Point of Beginning** with the line of the Ruth Reid Stewart Property S38-39-11W 493.16' to a point; Thence with the arc of a curve to the right having a radius of 175.00' an arc length of 7.14' (subtended by chord S39-50-17W 7.14') to a point in the southern line of the Ruth Reid Stewart property. Thence with the southern line of the Ruth Reid Stewart Property N73-03-03W 89.09' to a point on the right-of-way of Smithfield Church Road. Thence with the right-of-way of Smithfield Church Road N02-44-42W 25.53' to a point, a common corner of the Wayne Edwards Edge property recorded in the Mecklenburg County Register of Deeds Office in Deed Book 6590 Page 513 and the Ruth Reid Stewart Property. Thence with the line of the Ruth Reid Stewart property with the arc of a curve to the left having a radius of 135.00' an arc length of 119.86' (subtended by chord N64-05-20E 115.96') to a point; Thence N38-39-11E 389.57' to a point in the northern line of the Ruth Reid Stewart property said point also being the southeastern corner of the 0.028 acre Common Open Space of Heydon Hall Map 11 recorded in the Mecklenburg County Register of Deeds Office in Map Book 48 Page 171. Thence with the northern line of the Ruth Reid Stewart property S72-57-12E 53.78' to a point, the **Point of Beginning**.

Said 0.624 Acre property being a portion of the Ruth Reid Stewart property and a portion of the existing Smithfield Church Road right-of-way to be abandoned as shown on Exhibit A-3 by Yarbrough Williams & Houle, Inc., dated 12-21-10.

RESOLUTION CLOSING A 10-FOOT ALLEYWAY BETWEEN SPRUCE STREET AND W. PARK AVENUE  
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

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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 10-foot alleyway between Spruce Street and W. Park Avenue 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 10-foot alleyway between Spruce Street and W. Park Avenue to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. §160A-299; and

WHEREAS, the public hearing was held on the 25<sup>th</sup> day of July, 2011, and City Council determined that the closing of a 10-foot alleyway between Spruce Street and W. Park Avenue 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 July 25, 2011, that the Council hereby orders the closing of a 10-foot alleyway between Spruce Street and W. Park Avenue in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in the document marked "Exhibit B", both of which are attached hereto and made a part hereof.

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**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (53-55).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, City Clerk

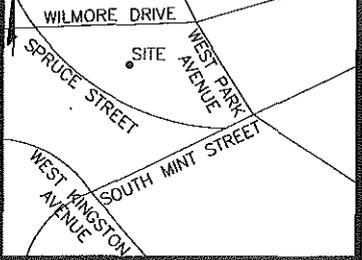




Evans, Mechwart, Hambleton & Tilton, Inc.  
 Engineers • Surveyors • Planners • Scientists  
 301 McCullough Dr., Ste. 109, Charlotte, NC 28262  
 Phone: 704.548.0333 Toll Free: 888.775.3648

CHARLOTTE, MECKLENBURG CO., NC

A-1  
 SPRUCE STREET  
 WILMOORE, SECTION 2  
 BLOCK 26  
 PB. 230, PG. 297



M C M X X V I

Date: 01/06/2010 Job No. 2009-0717 Scale: 1" = 50'

LINE TABLE		
LINE	LENGTH	BEARING
L1	10.08'	S 25°45'31" E

Vicinity Map  
Not to Scale

WILMORE DRIVE  
50' PUBLIC  
RIGHT-OF-WAY

40' WEST PARK AVENUE  
RIGHT-OF-WAY

NOW OR FORMERLY  
PIN 11908110  
HOPEDALE  
PROPERTIES LLC  
DB 17554, PG 372  
PART LOT 11, BLOCK 26  
PB M-230, PG 297

NOW OR FORMERLY  
PIN 11908111  
WILLIE AND  
LILLIAN JOHNSON  
DB 63391, PG 772  
LOT 10, BLOCK 26  
PB M-230, PG 297

NOW OR FORMERLY  
PIN 11908109  
GREATER GALILEE  
BAPTIST CHURCH  
DB 19671, PG 941  
PART LOT 11, BLOCK 26  
PB M-230, PG 297

NOW OR FORMERLY  
PIN 11908115  
JAMES E. GIVENS  
AND BESSIE NEAL  
DB 11217, PG 793  
PART LOT 6,  
BLOCK 26  
PB M-230, PG 297

NOW OR FORMERLY  
PIN 11908114  
ROBERT THOMSON  
DB 17764, PG 15  
LOT 7, BLOCK 26  
PB M-230, PG 297

NOW OR FORMERLY  
PIN 11908113  
LIZZIE MAE ALLISON  
DB 2976, PG 334  
LOT 8, BLOCK 26  
PB M-230, PG 297

NOW OR FORMERLY  
PIN 11908112  
WILLIAM AND  
DELORES CHERRY  
DB 25101, PG 107  
LOT 9, BLOCK 26  
PB M-230, PG 297

344.82'

340.68'

10' ALLEY VACATION  
(0.079 ACRES)

NOW OR FORMERLY  
PIN 11908108  
GREATER GALILEE BAPTIST CHURCH  
DB 4921, PG 59  
LOT 12, BLOCK 26  
PB M-230, PG 297

NOW OR FORMERLY  
PIN 11908107  
GREATER GALILEE BAPTIST CHURCH  
DB 3192, PG 315 PART  
LOTS 1 & 13, BLOCK 26  
PB M-230, PG 297

NOW OR FORMERLY  
PIN 11908101  
GREATER GALILEE  
BAPTIST CHURCH  
DB 7306, PG 377  
LOT 5 & PART LOT 6,  
BLOCK 26  
PB M-230, PG 297

N 71°23'06" E

POINT OF BEGINNING

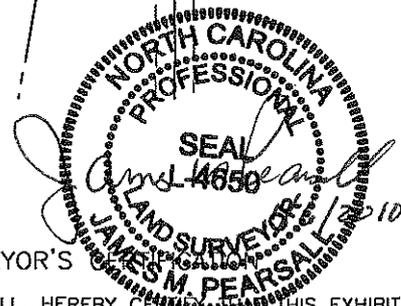
NOW OR FORMERLY  
PIN 11908102  
GREATER GALILEE BAPTIST CHURCH  
DB 6061, PG 226  
PART LOTS 3 & 4, BLOCK 26  
PB M-230, PG 297

NOW OR FORMERLY  
PIN 11908103  
GREATER GALILEE BAPTIST CHURCH  
DB 6277, PG 255  
PART LOTS 3 & 4, BLOCK 26  
PB M-230, PG 297

SPRUCE STREET  
40' PUBLIC  
RIGHT-OF-WAY

CURVE TABLE

CURVE	DELTA	RADIUS	BEARING	CHORD LENGTH	ARC LENGTH
C1	1°08'02"	574.00'	N 46°56'24" W	11.36'	11.36'



SURVEYOR'S

I, JAMES M. PEARSALL, HEREBY CERTIFY THAT THIS EXHIBIT  
 WAS PREPARED UNDER MY SUPERVISION AND IS BASED ON  
 RECORD INFORMATION, AS SHOWN.

GRAPHIC SCALE



1 inch = 50 feet

JAMES M. PEARSALL, NC PLS, L-4650  
 JANUARY 5, 2009

THIS PROPERTY IS LOCATED IN  
 FLOOD ZONE: "X"  
 COMMUNITY PANEL: 3710454300J  
 PAGE: DATE: 03/02/09

NOTES:

- DISTANCES ARE HORIZONTAL GROUND DISTANCES UNLESS OTHERWISE SPECIFIED.
- THIS IS NOT A BOUNDARY SURVEY. THE PURPOSE OF THIS MAP IS TO VACATE A 10' WIDE ALLEY LOCATED PERPENDICULAR TO SOUTH MINT STREET.
- AREA BY COORDINATE METHOD.
- THIS DOCUMENT IS NOPT FOR RECORDATION AS PER G.S. 47-30 AS AMENDED.

I:\CLIDat1\CLT1\PROJECT\20090717.dwg, Sheets Exhibits\Exhibit A-1 (Spruce) dwg.dwg, 1/6/2010 8:33:13 AM - Plotted By: ZROGERS [1/6/2010 9:16:53 AM] - Saved By: ZROGERS [1/6/2010 8:33:13 AM] - No Xrefs - No Images - No Images - No Images

**Exhibit B-1  
10' Wide Alley Vacation  
Block 26  
WILMOORE, SECTION 2  
PB 230, PG 297**

Situated in the State of North Carolina, County of Mecklenburg, City of Charlotte, being all of a 10' wide alley located between Lot Nos. 5, 6, 7, 8, 9, 10, 11, 12 and 4, Block 26, as delineated on the plat for "WILMOORE, SECTION 2", of record in Map Book 230, Page 297, Mecklenburg County Register of Deeds Office; said alley vacation being more particularly described as follows:

BEGINNING at a point in the easterly right-of-way line of Spruce Street and northerly right-of-way line of said 10 foot wide alley, at the southwesterly corner of Lot No. 5, as delineated on said plat of "WILMOORE, SECTION 2";

Thence North  $71^{\circ} 23' 06''$  East, a distance of 344.82 feet, with said northerly right-of-way line of 10 foot wide alley and southerly lines of Lot Nos. 5, 6, 7, 8, 9, 10 and 11, to a point in the westerly right-of-way line of West Park Avenue at the southeasterly corner of Lot No. 11;

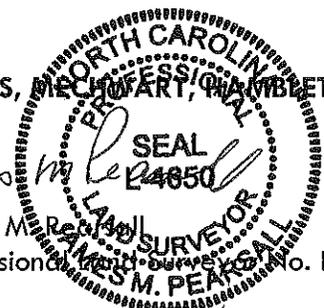
Thence South  $25^{\circ} 45' 31''$  East, a distance of 10.08 feet, with said westerly right-of-way line of West Park Avenue, to a point at the northeasterly corner of Lot No. 12;

Thence South  $71^{\circ} 23' 06''$  West, a distance of 340.68 feet, with the southerly right-of-way line of said 10 foot wide alley and northerly lines of Lot Nos. 12 and 4, to a point on a curve in the easterly right-of-way line of Spruce Street;

Thence with the arc of said curve to the right having a central angle of  $01^{\circ} 08' 02''$ , a radius of 574.00 feet, an arc length of 11.36 feet and a chord bearing North  $46^{\circ} 56' 24''$  West, a chord distance of 11.36 feet, to the POINT OF BEGINNING and containing 0.079 acres of land, more or less.

The purpose of this legal description is for the vacation of a 10 foot wide alley and should not be used for fee transfer and not for recordation as per G.S. 47-30 as amended.

The bearings referenced herein are based on the bearing of South  $55^{\circ} 59' 34''$  West for the northerly right-of-way line of South Mint Street as delineated in the deed of record in Deed Book 19671, Page 941.

EVANS, MECHAM, RAMBLETON & TILTON, INC.  
  
James M. Pearsall  
Professional Surveyor No. L- 4650  
Date 1/6/2010

**RESOLUTION AUTHORIZING THE UPSET BID PROCESS FOR THE SALE OF PARCEL 5  
OF SURPLUS I-277 RIGHT OF WAY (MAP ATTACHED)**

WHEREAS, North Carolina General Statute §160A-269 permits the City to sell property by upset bid, after receipt of an offer to purchase the property; and

WHEREAS, the City has received an offer to purchase the property described above in the amount of \$42 per square foot of property as determined by final survey, approximately \$ 4,000,000, submitted by Hawkins-Dixon Ltd., a North Carolina corporation:

THEREFORE, THE CITY COUNCIL OF THE CITY OF CHARLOTTE RESOLVES THAT:

1. The City Council authorizes sale of the property described above through the upset bid procedure of North Carolina General Statute §160A-269 and accepts the offer by Hawkins-Dixon Ltd., as the initial offer.
2. A notice of the proposed sale shall be published in accordance with the statute. The notice shall describe the property and the amount of the offer, and shall state the terms under which the offer may be upset.
3. Any person may submit an upset bid to the office of the City of Charlotte Real Estate Manager in the Charlotte Mecklenburg Government Center by 12:00 PM (Noon) on the 11<sup>th</sup> day after the notice is published. If a qualifying higher bid is received, that bid will become the new offer.
4. If a qualifying higher bid is received, a new notice of upset bid shall be published, and this process shall be repeated until a 10-day period has passed without any qualifying higher bid having been received.
5. A qualifying higher bid is one that raises the existing offer by not less than ten percent (10%) of the first \$1,000 of that offer and five percent (5%) of the remainder of that offer, and equals or exceeds all other material terms of the previous offer to the advantage of the City.
6. A qualifying higher bid must also be accompanied by a deposit in the amount of five percent (5%) of the bid. The bid may be made in cash, cashier's check, certified check, or wire transfer. The City will return the deposit on any bid not accepted, and will return the deposit on an offer subject to upset if a qualifying higher bid is received. The City will return the deposit of the final high bidder pursuant to the terms of the purchase contract.
7. If no qualifying upset bid is received after the initial public notice, the offer set forth above is hereby accepted. The appropriate City officials are authorized to execute all instruments necessary to convey the property to Hawkins-Dixon Ltd.

Adopted July 25, 2011

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (56-57).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, City Clerk



**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF  
CHARLOTTE, NORTH CAROLINA ON JULY 25, 2011**

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

WHEREAS, On November 23, 2009, City Council authorized CDOT to execute a Municipal Agreement with NCDOT to fund requested City design changes to the I-485 project; and,

WHEREAS, A portion of the Municipal Agreement provided \$2.4 million to fund two bridges on I-485 over a future connector street tentatively named Edinmeadow Dr.; and,

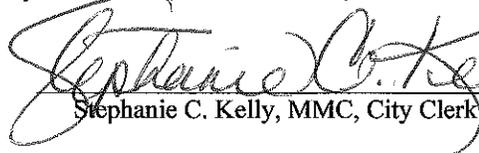
WHEREAS, Recent design changes require a supplemental Municipal Agreement between the City and NCDOT to authorize NCDOT to revise plans, design, and construct only one bridge over I-485 for a north-south connector street.

NOW, THEREFORE, BE IT RESOLVED that a supplemental Municipal Agreement with NCDOT for the City of Charlotte to pay NCDOT up to \$2,242,100 to accomplish the requested design changes and construction of a bridge over I-485 for a north-south connector street is hereby formally approved by the City Council of the City of Charlotte, and the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with NCDOT.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 58.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of

  
Stephanie C. Kelly, MMC, City Clerk



**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF  
CHARLOTTE, NORTH CAROLINA ON JULY 25, 2011**

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

WHEREAS, A Municipal Agreement between the City and NCDOT will authorize NCDOT to plan, design, and construct dual bridges on Interstate I-485 across Clark's Creek, that the City has requested to be incorporated into the Project; and;

WHEREAS, The Municipal Agreement provides for the City to pay NCDOT up to \$1,487,500, a portion of the total cost shared through an Interlocal Agreement with Mecklenburg County, which shall come from funds previously escrowed with NCDOT pursuant to a Municipal Agreement adopted on November 23, 2009; and,

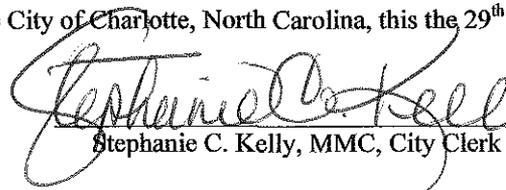
WHEREAS, The format and cost sharing philosophy is consistent with past municipal agreements.

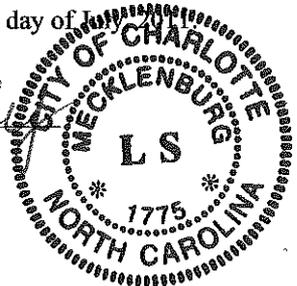
NOW, THEREFORE, BE IT RESOLVED that a Municipal Agreement with NCDOT for the City of Charlotte to pay NCDOT up to \$1,487,500, a portion of the total cost shared through an Interlocal Agreement with Mecklenburg County, to accomplish the requested design and construction of the Clark's Creek Bridges is hereby formally approved by the City Council of the City of Charlotte, and the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with NCDOT.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 59.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, City Clerk



ACTION A

**RESOLUTION**

EXTRACT FROM THE MINUTES OF A regular  
MEETING OF THE Charlotte City Council  
HELD ON July 25, 2011

The following resolution was introduced by \_\_\_\_\_  
seconded by \_\_\_\_\_, read in full, considered  
and adopted.

RESOLUTION AUTHORIZING, ADOPTING, APPROVING, ACCEPTING AND  
RATIFYING THE EXECUTION OF THE GRANT AGREEMENTS FOR PROJECT  
NUMBERS 36244.17.11.1 BETWEEN THE NORTH CAROLINA DEPARTMENT OF  
TRANSPORTATION AND THE CITY OF CHARLOTTE, NORTH CAROLINA

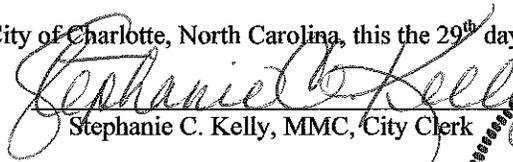
BE IT RESOLVED, by the \_\_\_\_\_ CITY COUNCIL \_\_\_\_\_ of  
THE CITY OF CHARLOTTE, NORTH CAROLINA  
SECTION 1. That said City Council hereby  
authorizes, adopts, approves, accepts and ratifies the execution of  
a Grant Agreement with the North Carolina Department of  
Transportation and the City of Charlotte, North Carolina

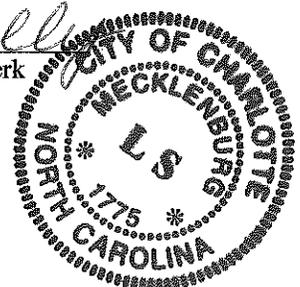
SECTION 2. That the Execution of said Grant Agreement in  
quadruplicate on behalf of said City Council  
by T. J. Orr, Aviation Director  
and the impression of the official seal of the City of Charlotte  
and the attestation by Stephanie Kelly; City Clerk is

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 61.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, City Clerk



**A RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT PERTAINING TO JOINT FUNDING OF BRIDGES ON INTERSTATE I-485 TO ACCOMMODATE THE FUTURE CLARK'S CREEK GREENWAY**

WHEREAS, N.C. General Statute § 160A-461, "Interlocal cooperation authorized," authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government; and

WHEREAS, Mecklenburg County wishes to enter into an Interlocal Agreement with the City of Charlotte, by which the City of Charlotte has agreed to work with the North Carolina Department of Transportation in order to upgrade and jointly fund a proposed box culvert under I-485 to a full bridge, pursuant to the attached Interlocal Agreement; and

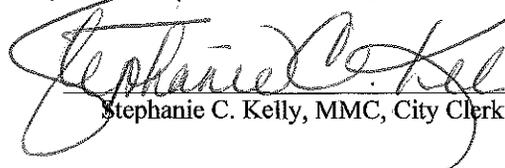
WHEREAS, the estimated cost to the City of the bridge upgrade is \$1,487,500, and Mecklenburg County is willing to contribute \$661,000 toward that cost, as further specified in the Interlocal Agreement.

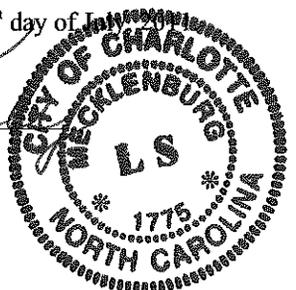
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby ratify the attached Interlocal Agreement between the City of Charlotte and Mecklenburg County. The City Manager of the City of Charlotte is hereby authorized and directed to execute the attached Interlocal Agreement, and any amendments thereto, and this resolution shall be spread upon the minutes.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 60.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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:

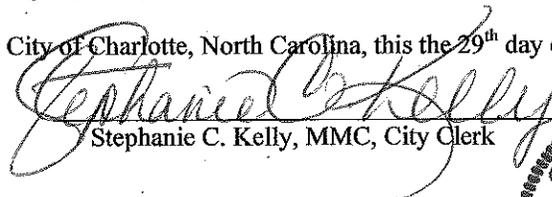
1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessor error.

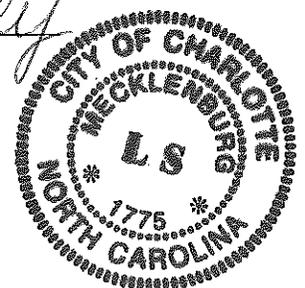
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 25th day of July 2011 that those taxpayers listed on the schedule of "Business Privilege License Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (62-63).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, City Clerk



**BUSINESS PRIVILEGE LICENSE  
REFUNDS REQUESTED**

<b>NAME</b>	<b>AMOUNT</b>
ATS Concrete Painting	\$ 150.00
FJB Construction Consultants, LLC	<u>52.53</u>
Total	<u>\$ 202.53</u>

**A RESOLUTION AUTHORIZING THE REFUND OF PROPERTY 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:

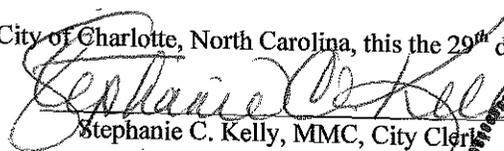
1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessor error.

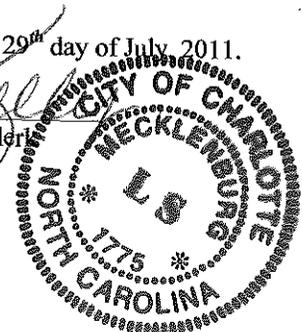
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 25th day of July 2011 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (64-65).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, City Clerk



**TAXPAYERS AND REFUNDS REQUESTED**  
**(Clerical Error)**

<b>NAME</b>	<b>AMOUNT</b>
ALLEN, BEATTY	\$ 24.39
BAC TAX SERVICES	95.26
BAC TAX SERVICES CORPORATION	29.85
BEATTY ALLEN, CHARLOTTE & PRECITA BEATT	108.60
BEATTY, ALLEN	245.62
FEDUNIEC, JOHN	336.14
HIGGINS, JAMES L	66.47
LIMJERBOU	7.75
MATTHEWS, JAMES MONROE	121.10
MORRISON, RONALD E	460.37
NCBT-DIVISION OF SCBT, N.A.	7,554.01
PREFERRED SOURCES	11.52
QUIZNOS	237.45
	<hr/>
TOTAL	<u>\$ 9,298.53</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 **BOYCE ROAD 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 **BOYCE ROAD SIDEWALK PROJECT** and estimated to be approximately **1,680 square feet (.039 acre) of fee-simple area; 820 square feet (.019 acre) in existing right-of-way; 40 square feet (.001 acre) of storm drainage easement; and 249 square feet (.006 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.: 189-271-91, said property currently owned by **BENNIE R. JONES and wife, LINDA SUE S. JONES; JAN G. GRIFFIN, Trustee; FIRST CHARTER BANK, Lender/Beneficiary; BNP RESIDENTIAL PROPERTIES, Possible Judgment Creditor; CHARLOTTE-MECKLENBURG HOSPITAL AUTHORITY, Possible Judgment Creditor,** or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

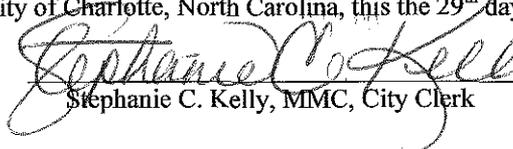
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

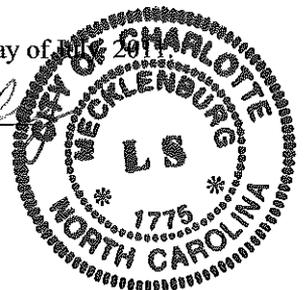
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 66.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **BOYCE ROAD 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 **BOYCE ROAD SIDEWALK PROJECT** and estimated to be approximately **559 square feet (.013 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.: 189-271-24, said property currently owned by **TROY S. McCRORY and wife, NETTIE KIMBROW McCRORY; TRSTE, INC., Trustee; FIRST UNION NATIONAL BANK, Beneficiary; WILLIAM R. ECHOLS, Trustee; WELLS FARGO BANK, N. A., Lender/Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

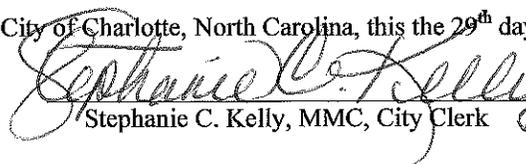
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

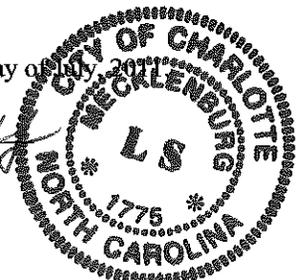
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 67.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **EAST FORD ROAD 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 **EAST FORD ROAD SIDEWALK PROJECT** and estimated to be approximately **316 square feet (.007 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.: 093-103-09, said property currently owned by **KELLY JO COX and spouse, if any; JOVETTA WOODARD, Trustee; PATRICIA ROBINSON, Trustee; SUNTRUST BANK, Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

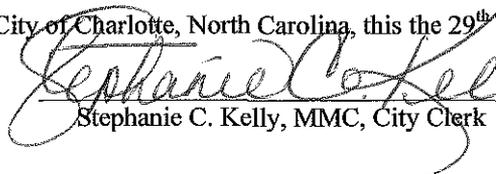
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 68.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **McKEE CREEK OUTFALL-MECKLENBURG COUNTY PROJCT**; 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 **McKEE CREEK OUTFALL-MECKLENBURG COUNTY PROJCT** and estimated to be approximately **1,569 square feet (.036 acre) of sanitary sewer easement; 1,666 square feet (.038 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.: 111-143-33, said property currently owned by **THE HEIRS AT LAW OF ORRA GWYNN (a/k/a "Ora Goode Gwynne"); MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

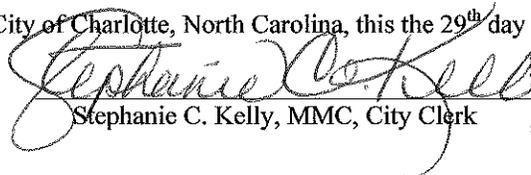
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 69.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day July, 2011.

  
Stephanie C. Kelly, MMC, 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 **NORTH HOSKINS/ROZZELLES FERRY-TENNESSEE AVENUE 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 **NORTH HOSKINS/ROZZELLES FERRY-TENNESSEE AVENUE SIDEWALK PROJECT** and estimated to be approximately **302 square feet (.007 acre) of storm drainage easement; 841 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.: 039-044-13, said property currently owned by **ANGIE PATTERSON (a/k/a "Angie Richardson") and spouse, GEORGE PATTERSON, III; JEFFREY W. MALICKSON, Trustee; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., Lender/Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

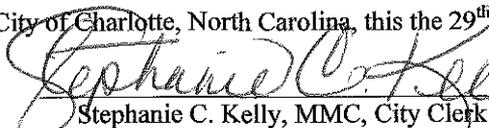
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

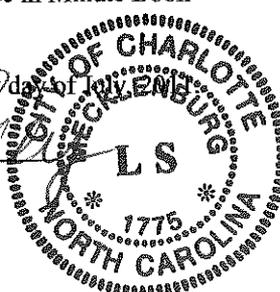
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 70.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **THOMASBORO-HOSKINS 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 **THOMASBORO-HOSKINS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **438 square feet (.010 acre) of sidewalk/utility easement; 948 square feet (.022 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.: 063-032-35, said property currently owned by **JAMES H. COUNTS and spouse, if any; MARY C. RANDOLPH, Trustee; HOWARD COUNTS, Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

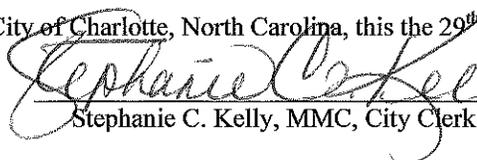
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

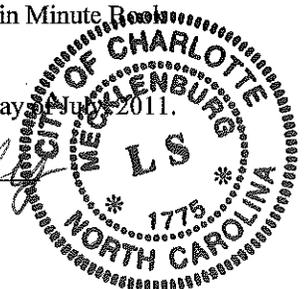
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 71.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **THOMASBORO-HOSKINS 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 **THOMASBORO-HOSKINS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **371 square feet (.009 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.: 063-051-06, said property currently owned by **RAYMOND PAUL and BEBI F. PAUL, Trustees for The Paul Living Trust dated January 15, 2007; PRLAP, INC., Trustee; BANK OF AMERICA, N. A., Lender,** or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

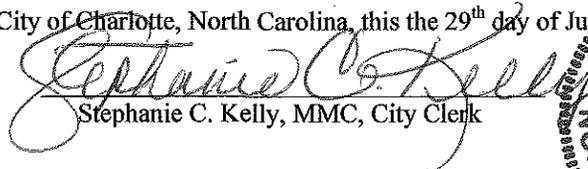
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 72.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **THOMASBORO-HOSKINS 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 **THOMASBORO-HOSKINS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **529 square feet (.012 acre) of fee-simple area and 143 square feet (.003 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.: 063-084-33, said property currently owned by **JAMES H. COUNTS and spouse, if any; MARY RANDOLPH, Trustee; E. HOWARD COUNTS, Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

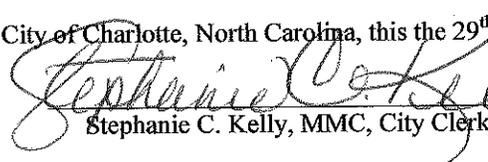
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 73.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **408 square feet (.009 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.: 079-095-02, said property currently owned by **BETTY JONES (a/k/a "Betty Little") and RANDY LITTLE; BROCK & SCOTT, PLLC, Substitute Trustee; LONG BEACH MORTGAGE COMPANY, Beneficiary; HOUSING AUTHORITY OF CITY OF CHARLOTTE, Possible Judgment Creditor; DAREN TIETSORT, Possible Judgment Creditor**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

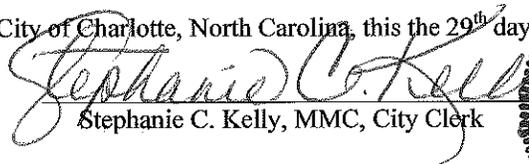
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 74.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **1,080 square feet (.025 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.: 085-053-16, said property currently owned by **BENJAMIN A. BYERS and wife, WANDA J. BYERS; DONALD STEVEN BUNCE, Trustee; MORTGAGE INVESTORS CORPORATION, Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

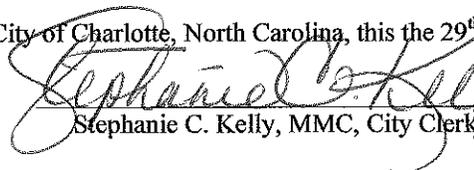
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 75.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **906 square feet (.021 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.: 085-053-01, said property currently owned by **JAMES F. McCLURE and wife, CAROLYN DELORIS McCLURE; CHARLES R. BUCKLEY, III, Trustee; SCHOOL WORKERS FEDERAL CREDIT UNION, Beneficiary; MECKLENBURG COUNTY TAX COLLECTOR; LILLIAN E. GILMORE, Possible Interest as an Heir at Law of Sudie Johnston Hall**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

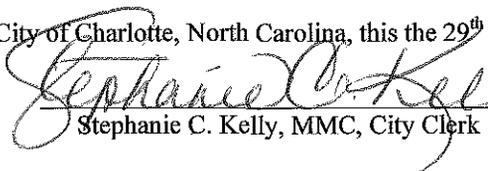
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

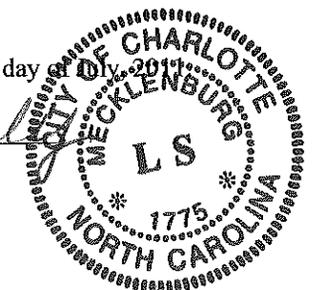
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 76.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **448 square feet (.010 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.: 079-079-08, said property currently owned by **SHARON R. GAINES and spouse, if any; JAMES B. WITHEROW, Trustee; FT MORTGAGE COMPANIES, d/b/a "Sunbelt National Mortgage"; CHARLOTTE-MECKLENBURG HOSPITAL AUTHORITY, Judgment Creditor, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

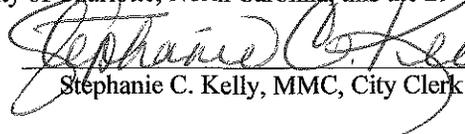
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

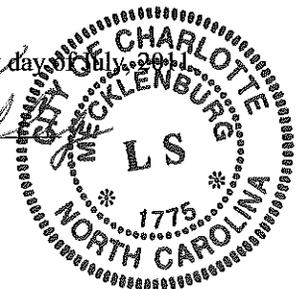
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 77.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **233 square feet (.005 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.: 079-075-29, said property currently owned by **MARION L. BELTON, JR. and spouse, if any; MARY L. STEELE and spouse, if any; ROGER BELTON and spouse, if any; BRENDA A. BELTON and spouse, if any; KEITH BELTON and spouse, if any; CALVIN BELTON and spouse, if any; HELEN BELTON and spouse, if any; THE CADLE COMPANY, Possible Judgment Creditor; CITIBANK, SOUTH DAKOTA, N. A., Possible Judgment Creditor; GLOBAL ACCEPTANCE CREDIT COMPANY, LP, Possible Judgment Creditor; PRESBYTERIAN HOSPITAL, Possible Judgment Creditor, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

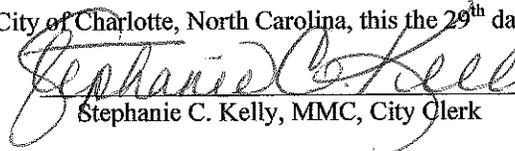
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

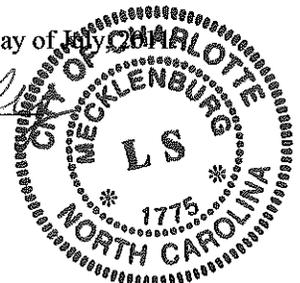
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 78.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **125 square feet (.003 acre) of sidewalk/utility easement; 736 square feet (.017 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.: 085-043-10, said property currently owned by **SARAH MOORE ARMSTRONG and spouse, if any; UNITED STATES DEPARTMENT OF THE TREASURY, INTERNAL REVENUE SERVICE, Judgment Creditor**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

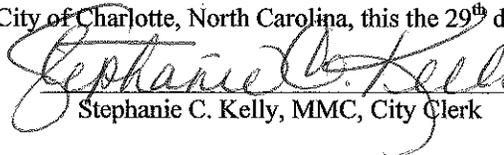
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

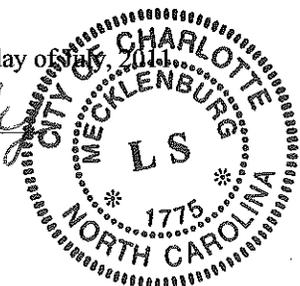
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 79.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **487 square feet (.011 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.: 085-043-06, said property currently owned by **WILLIAM HENRY BROWN and spouse, if any; AMWEST GENERAL AGENCY, INC., Trustee; AMWEST SURETY INSURANCE COMPANY, Beneficiary; R. DALE FUSSELL, Trustee; AMERICAN GENERAL FINANCE, INC. (n/k/a "Springleaf Financial Services of North Carolina, Inc.") Beneficiary; MECKLENBURG COUNTY TAX COLLECTOR; STATE OF NORTH CAROLINA, Possible Judgment Creditor; LVNV FUNDING, LLC, Possible Judgment Creditor; GREENE CROFT ASSOCIATION, Possible Judgment Creditor; STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, Possible Judgment Creditor;** or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

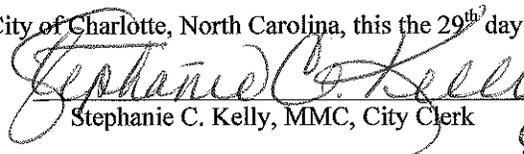
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

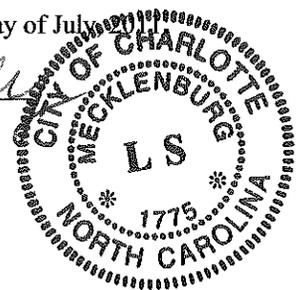
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 80.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **157 square feet (.004 acre) of sidewalk/utility easement and 75 square feet (.002 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.: 085-042-08, said property currently owned by **RUBY MAE HARRELL, [a/k/a (Miss) Ruby Mae Harrell, Ruby Mae Miss Harrell, Miss Ruby Mae Harrell] and spouse, if any; N. GIBSON SPEIR, Trustee; N. G. SPEIR, INC., Beneficiary; Possible Heirs at Law of Ruby Mae Harrell, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

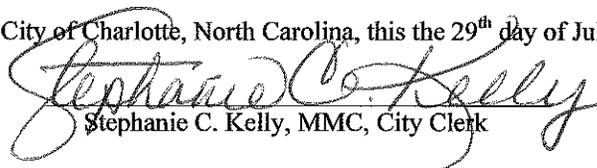
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 81.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **784 square feet (.018 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.: 079-099-12, said property currently owned by **ALLEN BELL, JR. and spouse, if any; RUTH R. BELL (a/k/a "Ruth E. Bell") and spouse, if any; CYNTHIA L. NIXON BELL and spouse, if any; TIM, INC., Trustee; NATIONSBANK, N. A., Beneficiary; PINNACLE CREDIT SERVICES, LLC, Possible Judgment Creditor**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

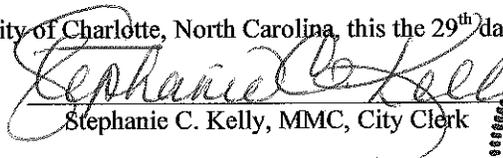
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

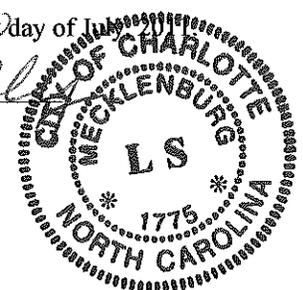
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 82.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **484 square feet (.011 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.: 079-099-11, said property currently owned by **ROSALEE PEGUES and spouse, if any; TRSTE, INC., Trustee; FIRST UNION NATIONAL BANK, Beneficiary; MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

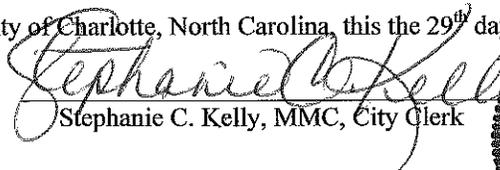
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

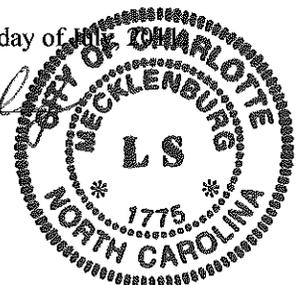
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 83.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **426 square feet (.010 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.: 079-098-16, said property currently owned by **JOHN PAUGH and spouse, if any; ANGELA GREENBERG, Trustee; JP MORGAN CHASE BANK, N. A., Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

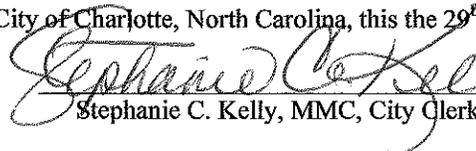
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

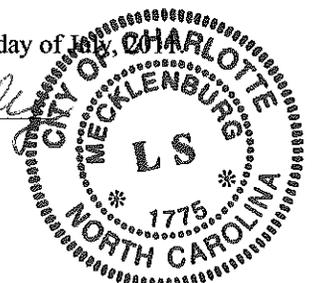
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 84.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **14 square feet (.010 acre) of sidewalk/utility easement and 788 square feet (.018 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.: 079-097-02, said property currently owned by **ESTATE OF ELIZABETH PHIFER THOMAS (DOD: 2-9-95 Mecklenburg County); LEWIS H. PARHAM, JR., Trustee; NATIONAL HOMES ACCEPTANCE CORPORATION, Beneficiary; H. PARKS HELMS, Trustee; CITY OF CHARLOTTE, Beneficiary; MECKLENBURG COUNTY TAX COLLECTOR; CHARLOTTE-MECKLENBURG HOSPITAL AUTHORITY, Possible Judgment Creditor; HERITAGE EAST APARTMENTS, Possible Judgment Creditor**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

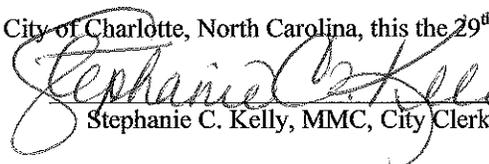
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 85.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, 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 **TRYON HILLS 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 **TRYON HILLS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **645 square feet (.015 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.: 079-097-01, said property currently owned by **SCHWANNA J. MACK and spouse, if any (record owner); THE SOUTH STREET GROUP, LLC (purported owner), GREGORY L. KUNKLEMAN, Trustee; NEW DOMINION BANK, Beneficiary; WILLIAM L. ELLISON, JR., Substitute Trustee; THE SOUTH STREET GROUP, LLC, Beneficiary, MECKLENBURG COUNTY TAX COLLECTOR, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

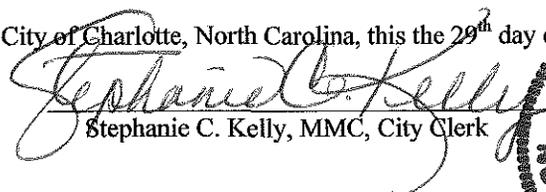
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 July, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 86.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29<sup>th</sup> day of July, 2011.

  
Stephanie C. Kelly, MMC, City Clerk

