

EXTRACTS FROM MINUTES OF CITY COUNCIL

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A Regular Meeting of the City Council of the City of Charlotte, North Carolina was duly held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 p.m. on June 27, 2011:

Members Present: Councilmembers: Barnes, Burgess, Cannon, Carter, Cooksey, Dulin, Howard, Kinsey, Mitchell, Peacock, Turner, and Mayor .

Members Absent:

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* * *

Councilmember Mitchell introduced the following resolution, a summary of which had been provided to each Councilmember, copy of which was available with the City Council and which was read by title:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, DIRECTING THE APPLICATION TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF WATER AND SEWER SYSTEM REVENUE REFUNDING BONDS; REQUESTING LOCAL GOVERNMENT COMMISSION APPROVAL OF THE CITY'S WATER AND SEWER SYSTEM REVENUE REFUNDING BONDS, SERIES 2011 AND CERTAIN RELATED MATTERS.

WHEREAS, the City Council (the "City Council") of the City of Charlotte, North Carolina (the "City") hereby determines that it is desirable to refund the City's Water and Sewer System Revenue Bonds, Series 2001 maturing on and after June 1, 2012 (the "2001 Bonds") in order to achieve debt service savings;

WHEREAS, the City Council is considering the issuance of not to exceed \$[115,000,000] Water and Sewer System Revenue Refunding Bonds, Series 2011 of the City (the "2011 Bonds") to refund the 2001 Bonds;

WHEREAS, the City Council wants to (A) retain Parker Poe Adams & Bernstein LLP, as bond counsel; (B) retain Merrill Lynch, Pierce, Fenner & Smith Incorporated and Wells Fargo Bank, National Association, as underwriters for the 2011 Bonds (the "Underwriters"); (C) approve the selection by the Underwriters of McGuireWoods LLP, as underwriters' counsel; (D) retain Waters and Company LLC, as financial consultant, and DEC Associates, Inc., as financial advisor; and (E) retain U. S. Bank National Association, as trustee for the 2011 Bonds (collectively, the "Financing Team"); and

WHEREAS, the City Council wants the Director of Finance of the City to file with the Local Government Commission of North Carolina (the "*Commission*") an application for its approval of the 2011 Bonds, on a form prescribed by the Commission, and (1) request in such application that the Commission approve (A) the negotiation of the sale of the 2011 Bonds to the Underwriters, (B) the City's use of the Financing Team in connection with the issuance of the 2011 Bonds; and (2) state in such application such facts and to attach thereto such exhibits in regard to the 2011 Bonds and to the City and its financial condition, as may be required by the Commission, and to take all other action necessary to the issuance of the 2011 Bonds.

WHEREAS, a form of the Preliminary Official Statement (the "*Preliminary Official Statement*") with respect to the 2011 Bonds has been made available to the City Council;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA DOES RESOLVE AS FOLLOWS:

Section 1. That the 2011 Bonds are to be issued by the City for the purpose of providing funds (1) to refund the 2001 Bonds and (2) to pay the costs of issuing the 2011 Bonds. The use of the proceeds of the 2011 Bonds, as described, is necessary in order to achieve debt service savings for the benefit of the users of the Water and Sewer System.

Section 2. That the Financing Team is hereby approved in connection with the issuance by the City of the 2011 Bonds.

Section 3. That the Director of Finance of the City with advice from the City Manager and bond counsel, is hereby authorized, directed and designated to file an application with the North Carolina Local Government Commission for its approval of the issuance of the 2011 Bonds.

Section 4. That the City Council finds and determines and asks the Commission to find and determine from the City's application and supporting documentation:

- (a) that the issuance of the 2011 Bonds is necessary or expedient;
- (b) that the not to exceed stated principal amount of the 2011 Bonds will be sufficient but is not excessive, when added to other moneys available to the Water and Sewer System, to refinance the projects financed with the 2001 Bonds and achieve debt service savings for the benefit of the users of the Water and Sewer System;
- (c) that the Water and Sewer System as now constituted is feasible;
- (d) that the City's debt management procedure and policies are excellent; and
- (e) that the 2011 Bonds can be marketed at a reasonable interest cost to the City.

Section 5. That the Mayor, the City Manager and the Director of Finance are hereby authorized to do any and all other things necessary to complete the steps necessary for the issuance of the 2011 Bonds.

Section 6. That the City Council requests that the Commission sell the 2011 Bonds through negotiation to the Underwriters on such terms as may be agreed on but at a true interest cost not exceeding 5.00%. The form and content of the Preliminary Official Statement with respect to the 2011 Bonds are in all respects authorized, approved and confirmed, and the use of the Preliminary Official Statement by the Underwriters in connection with the sale of the 2011 Bonds is hereby in all

respects authorized, approved and confirmed.

Section 7. That this Resolution is effective on the date of its adoption.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (1-3).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk



RESOLUTION PROVIDING APPROVAL OF MULTIFAMILY HOUSING
FACILITY KNOWN AS SANDLEWOOD APARTMENTS IN THE CITY OF
CHARLOTTE, NORTH CAROLINA AND THE FINANCING THEREOF
WITH MULTIFAMILY HOUSING REVENUE BONDS IN AN AGGREGATE
AMOUNT NOT TO EXCEED \$6,635,000

WHEREAS, the City Council of the City of Charlotte (the "City") met in Charlotte, North Carolina at 6:30 p.m. on the 27th day of June, 2011; and

WHEREAS, the Housing Authority of the City of Charlotte, NC (the "Issuer") has tentatively agreed to assist The Banyan Foundation, a nonprofit corporation (the "Borrower") in the financing of the acquisition and renovation of a multifamily residential rental project to be known as Sandlewood Apartments, consisting of approximately 151 units (the "Development"), located on an approximately 14.062 acre site at 7100 Snow Lane in the City of Charlotte, Mecklenburg County, North Carolina through the issuance of its not to exceed \$6,635,000 Multifamily Housing Revenue Bonds (Sandlewood Apartments) (the "Bonds"); and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), requires that any bonds issued by the Issuer for the Development may only be issued after approval of the plan of financing by the City following a public hearing with respect to such plan; and

WHEREAS, On May 17, 2011, the Issuer held a public hearing with respect to the issuance of the Bonds to finance, in part, the Development (as evidenced by the Certificate and Summary of Public Hearing attached hereto) and has requested the City to approve the issuance of the Bonds as required by the Code; and

WHEREAS, the City has determined that approval of the issuance of the Bonds is solely to satisfy the requirement of Section 147(f) of the Code and shall in no event constitute an endorsement of the Bonds or the Development or the creditworthiness of the Borrower, nor shall such approval in any event be construed to obligate the City of Charlotte, North Carolina for the payment of the principal of or premium or interest on the Bonds or for the performance of any pledge, mortgage or obligation or agreement of any kind whatsoever which may be undertaken by the Issuer, or to constitute the Bonds or any of the agreements or obligations of the Issuer an indebtedness of the City of Charlotte, North Carolina, within the meaning of any constitutional or statutory provision whatsoever.

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

1. The proposed low and moderate income housing development consisting of the acquisition and renovation of the Development described above in the City of Charlotte, Mecklenburg County, North Carolina by the Borrower and the issuance of the Authority's multifamily housing revenue bonds therefor in an amount not to exceed \$6,635,000 are hereby approved for purposes of Section 147(f) of the Code. The Mayor is hereby authorized to execute such approval certificates as may be required to evidence the City's approval of the issuance of the Bonds for purposes of Section 147(f) of the Code.

2. This resolution shall take effect immediately upon its passage.

Council member Carter moved the passage of the foregoing resolution and Council member Kinsey seconded the motion, and the resolution was passed by the following vote:

Ayes: Council members Barnes, Burgess, Cannon, Carter, Cooksey, Dulin, Howard, Kinsey, Mitchell, Peacock, and Turner.

Nays: _____

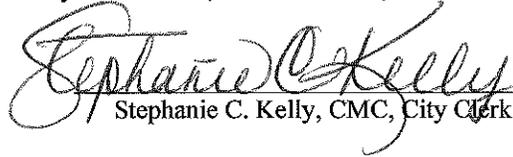
Not voting: _____

* * * * *

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (4-5).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk



RESOLUTION PROVIDING APPROVAL OF MULTIFAMILY HOUSING FACILITY FOR SENIORS KNOWN AS BARRINGER GARDENS IN THE CITY OF CHARLOTTE, NORTH CAROLINA AND THE FINANCING THEREOF WITH MULTIFAMILY HOUSING REVENUE BONDS IN AN AGGREGATE AMOUNT NOT TO EXCEED \$5,100,000

WHEREAS, the City Council of the City of Charlotte (the "City") met in Charlotte, North Carolina at 6:30 p.m. on the 27th day of June, 2011; and

WHEREAS, the Housing Authority of the City of Charlotte, NC (the "Issuer") has tentatively agreed to assist Charlotte RHF Housing Partners, LP, a North Carolina limited partnership (the "Borrower") in the financing of the acquisition, construction and equipping of a multifamily residential rental project for seniors to be known as Barringer Gardens, consisting of approximately 85 units (the "Development"), located on an approximately 3.40 acre site at 1842 West Boulevard in the City of Charlotte, Mecklenburg County, North Carolina through the issuance of its not to exceed \$5,057,000 Multifamily Housing Revenue Bonds (Barringer Gardens) (the "Bonds"); and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), requires that any bonds issued by the Issuer for the Development may only be issued after approval of the plan of financing by the City following a public hearing with respect to such plan; and

WHEREAS, On June 21, 2011, the Issuer held a public hearing with respect to the issuance of the Bonds to finance, in part, the Development (as evidenced by the Certificate and Summary of Public Hearing attached hereto) and has requested the City to approve the issuance of the Bonds as required by the Code; and

WHEREAS, the City has determined that approval of the issuance of the Bonds is solely to satisfy the requirement of Section 147(f) of the Code and shall in no event constitute an endorsement of the Bonds or the Development or the creditworthiness of the Borrower, nor shall such approval in any event be construed to obligate the City of Charlotte, North Carolina for the payment of the principal of or premium or interest on the Bonds or for the performance of any pledge, mortgage or obligation or agreement of any kind whatsoever which may be undertaken by the Issuer, or to constitute the Bonds or any of the agreements or obligations of the Issuer an indebtedness of the City of Charlotte, North Carolina, within the meaning of any constitutional or statutory provision whatsoever.

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

1. The proposed low and moderate income housing development consisting of the acquisition, construction and equipping of the Development described above in the City of Charlotte, Mecklenburg County, North Carolina by the Borrower and the issuance of the Authority's multifamily housing revenue bonds therefor in an amount not to exceed \$5,100,000 are hereby approved for purposes of Section 147(f) of the Code. The Mayor is hereby authorized

to execute such approval certificates as may be required to evidence the City's approval of the issuance of the Bonds for purposes of Section 147(f) of the Code.

2. This resolution shall take effect immediately upon its passage.

Council member Mitchell moved the passage of the foregoing resolution and Council member Kinsey seconded the motion, and the resolution was passed by the following vote:

Ayes: Council members Barnes, Burgess, Cannon, Carter, Cooksey, Dulin, Howard, Kinsey, Mitchell, Peacock, and Turner

Nays: _____

Not voting: _____

* * * * *

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (6-7).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk



RESOLUTION
IN SUPPORT OF THE HUD
SUSTAINABLE COMMUNITIES REGIONAL PLANNING GRANT

WHEREAS, the Sustainable Communities Regional Planning Grant Program (Program) is program of the federal partnership of HUD, EPA, and the USDOT, and is designed to support regional planning efforts by linking housing, transportation, economic development, and the environment; and

WHEREAS, the Program's foundation is six Livability Principles that are intended to promote sustainability and are closely linked to the CONNECT Regional Vision Core Values and Action Agenda adopted by the City of Charlotte on May 17, 2010; and

WHEREAS, both the Livability Principles and the CONNECT Action Agenda call for the provision of sustainable and well-managed growth, more transportation choices, enhanced social equity through housing and other means, and more economic opportunity for all residents of the region; and

WHEREAS, the HUD Sustainable Communities Regional Planning Grant will provide tools to regional partners, including the City of Charlotte, to enable broader and deeper engagement on these principles and values, giving them an implementable foundation and a geographic base; and

WHEREAS, work associated with the grant will provide a strong platform for the preparation of MUMPO's next long range transportation plan and will directly benefit the City in its interjurisdictional planning coordination efforts; and

WHEREAS, City of Charlotte participation in the consortium for the Sustainable Communities Regional Planning Grant will afford the entire Metropolitan Statistical Area (MSA) opportunities to better align their own housing, land use, transportation, water infrastructure, economic development, and environmental plans; and

WHEREAS, City of Charlotte participation in, and successful completion of, the Sustainable Communities Regional Planning Grant will afford the City benefits in applying for additional funds to support project implementation through being conferred with "Preferred Sustainability Status" by the federal partnership; and

NOW, THEREFORE, BE IT RESOLVED, that the City of Charlotte supports the submission of a Sustainable Communities Regional Planning Grant with Centralina Council of Governments as lead applicant, and agrees as a member of the CONNECT Consortium (specific agreement to be negotiated within 120 days of grant award) to participate in planning activities relevant to the geography of the City and its sphere of influence; and

BE IT FURTHER RESOLVED, that the City of Charlotte agrees to allow staff participation as defined by the City Manager's Office in planning efforts of the Sustainable Communities Regional Planning Grant, with such participation counted as "in kind" contribution toward the required 20 percent match

amount in leveraged resources, with the proviso that any extended staff "consulting" on Grant activities will be reimbursed from Grant funds.

Adopted this 27th day of June 2011.

Mayor Anthony Foxx

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (8-9).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk



**RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA ON JUNE 27, 2011**

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

WHEREAS, this Municipal Agreement is to provide for the undertaking of sidewalk construction on University City Boulevard as described in the Transportation Capital Investment Plan; and,

WHEREAS, the NCDOT will reimburse the City up to \$400,000 for FY 2011; and,

WHEREAS, the format and cost sharing philosophy is consistent with past municipal agreements; and,

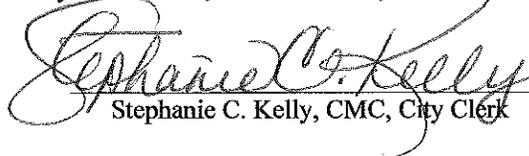
WHEREAS, the City Manager and City Clerk are hereby empowered to sign and execute the Agreement with the North Carolina Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Agreement between the North Carolina Department of Transportation and the City of Charlotte Department of Transportation, is hereby formally approved by the City Council of the City of Charlotte.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 10.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk



**RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA ON JUNE 27, 2011**

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

WHEREAS, this Municipal Agreement is to provide for the undertaking of sidewalk construction on North Graham Street as described in the Transportation Capital Investment Plan; and,

WHEREAS, the NCDOT will reimburse the City up to \$187,000 for FY 2013; and,

WHEREAS, the format and cost sharing philosophy is consistent with past municipal agreements; and,

WHEREAS, the City Manager and City Clerk are hereby empowered to sign and execute the Agreement with the North Carolina Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Agreement between the North Carolina Department of Transportation and the City of Charlotte Department of Transportation, is hereby formally approved by the City Council of the City of Charlotte.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 11.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk



**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON JUNE 27, 2011**

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

WHEREAS, the City of Charlotte has the responsibility for the health, safety and welfare of citizens within the City of Charlotte; and

WHEREAS, the NCDOT in response to the safety and congestion at the Steele Creek (NC160)/Sam Neely Roads intersection proposes to construct left turn lanes on Sam Neely Road and install a traffic signal; and

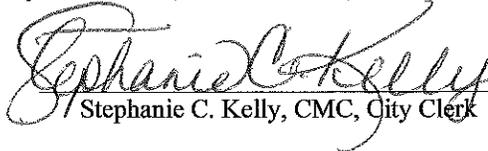
WHEREAS, the following groups support the intersection improvements and traffic signal installation: the North Carolina Department of Transportation, the Charlotte Department of Transportation, and the Charlotte City Council; and,

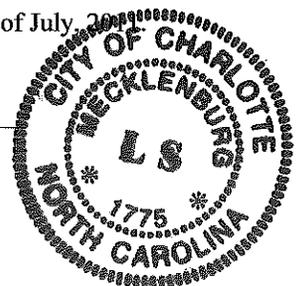
NOW, THEREFORE, BE IT RESOLVED that this resolution will support the NCDOT requesting the use of state small construction account funding in the amount of \$250,000 for roadway improvements at the Steele Creek (NC160)/Sam Neely Roads intersection and authorizes the CDOT Key Business Executive to negotiate and enter into a Municipal Agreement in the amount of \$36,500 for this project, is hereby formally approved by the City Council of the City of Charlotte and the Director of Transportation and the Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the aforementioned groups.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 12.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk



Resolution to Accept State Watershed Grant

WHEREAS, the City of Charlotte desires to construct stormwater quality improvement projects to improve watersheds, and in particular, the Reedy Creek watershed, designated as 'impaired' by the State, and

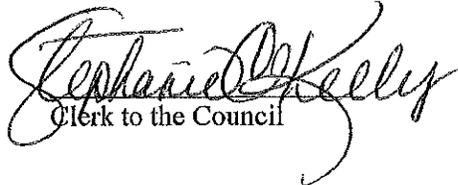
Whereas, improving existing ponds is an extremely cost-effective means of improving water quality, averaging only one-fifth the cost of creating new water quality measures that provide equivalent environmental benefit, and

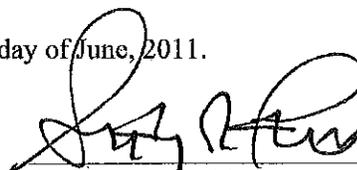
Whereas, the improvement of existing ponds is accomplished through a Council-approved Policy, aimed at protecting as many existing ponds as possible prior to removal by private development or structural failure,

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1) The Charlotte City Council requests the State of North Carolina to provide financial assistance to the City of Charlotte for the Betty Coleman Pond Rehabilitation Project in the amount of \$200,000 or 34% of project construction cost, whichever is the lesser amount;
- 2) The City of Charlotte assumes full obligation for payment of the balance of project costs;
- 3) The City of Charlotte will obtain all necessary State and Federal permits;
- 4) The City of Charlotte will comply with all applicable laws governing the award of contracts and the expenditure of public funds by local governments.
- 5) The City of Charlotte will supervise construction of the project to assure compliance with permit conditions and to assure safe and proper construction according to approved plans and specifications;
- 6) The City of Charlotte will obtain suitable spoil disposal areas as needed and all other easements or rights-of-way that may be necessary for the construction and operation of the project without cost or obligation to the State;
- 7) The City of Charlotte will hold the State harmless from any damages that may result from the construction, operation and maintenance of the project;
- 8) The City of Charlotte accepts responsibility for the operation and maintenance of the completed project.

Adopted by the Charlotte City Council this 27th day of June, 2011.

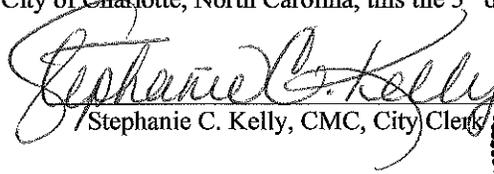

Stephanie Keely
Clerk to the Council

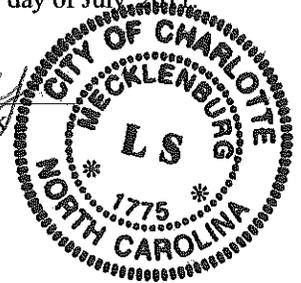

Anthony Foxx, Mayor
City of Charlotte, NC

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (13-14).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk



RESOLUTION REGARDING PROPOSED DECLARATION OF WITHDRAWAL

WHEREAS, Pearson Properties-Cainhoy 1, LLC and The Tropicana Homeowners Association has submitted to the City of Charlotte a proposed Declaration of Withdrawal of Dedication regarding a portion of Bermuda Road as depicted on a survey attached hereto as 'Exhibit A'; and recorded in the Mecklenburg County Register of Deeds Office in Map Book 4, Page 73.

WHEREAS, pursuant to G.S. 136-96, the Property owners have requested that the City adopt a resolution indicating that the dedicated street described in the proposed declaration of withdrawal is not part of a street plan adopted under G.S. 136-66.2

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that the street depicted on 'Exhibit A attached hereto is not part of a street plan adopted under G.S. 136-66.2.

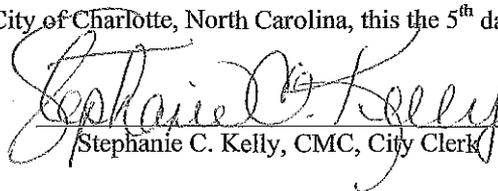
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

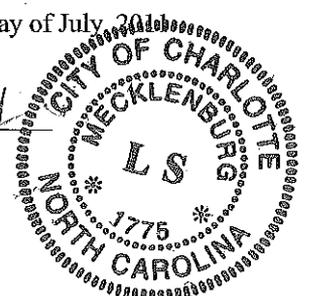
CERTIFICATION

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (15-15J).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.

Drawn By: City of Charlotte
Return to: City of Charlotte-Box


Stephanie C. Kelly, CMC, City Clerk



DECLARATION
OF
WITHDRAWAL OF DEDICATION OF STREET
AND
TERMINATION OF EASEMENTS

THIS DECLARATION OF WITHDRAWAL OF DEDICATION OF STREET AND TERMINATION OF EASEMENTS ("Declaration") is made this ____ day of _____, 2011, by and between PEARSON PROPERTIES-CAINHOY 1, LLC, a North Carolina limited liability company ("Pearson") and THE TROPICANA HOMEOWNERS ASSOCIATION, a North Carolina nonprofit corporation ("Condominium Association"), for itself and as administrative agent for, on behalf of, for the benefit of and as the binding act and obligation of the UNIT OWNERS OF THE TROPICANA CONDOMINIUM ("Unit Owners"), pursuant to that certain Declaration of Unit Ownership Under Chapter 47A of the North Carolina General Statutes for The Tropicana Condominium recorded in Book 5078, Page 198 of the Mecklenburg County Public Registry.

WITNESSETH:

WHEREAS, by deed dated June 10, 1924 recorded in Book 540 at Page 590 of the Mecklenburg County Public Registry, Virginia-Carolina Land Corporation, a Virginia corporation (a/k/a Virginia-Carolina Land Company and Virginia Land Corporation), hereinafter referred to as "Dedicator," acquired title to a tract of land and caused to be recorded in Map Book 3 at Page 105 of the Mecklenburg County Public Registry a plat of subdivision thereof entitled "Map of Providence Park" (hereinafter referred to as "Plat #1"), and thereby offered for dedication a street named "Bermuda Road" having a width of forty feet (40') running from Oakdale Road (portions of which are now known as "Orient Road") to Glendale Road (now known as "Westbury Road"); and

WHEREAS, a plat entitled "Subdivision of Blocks A, B, C, D and part of H of Providence Park" dated October 1927, by Westchester Engineering Company, Inc. ("Westchester"), which combined certain lots in Blocks A, B, C, D and part of H as shown on Plat #1 and affirmed the existence and dedication of the aforesaid Bermuda Road, was recorded in Map Book 4 at Page 73 of the Mecklenburg County Public Registry (hereinafter referred to as "Plat #2"); and

WHEREAS, in accordance with Section 136-96 of the North Carolina General Statutes, a portion of the aforesaid Bermuda Road was withdrawn from dedication by that certain "Withdrawal of Dedication" recorded in Book 3039 at Page 573 of the Mecklenburg County Public Registry; and

WHEREAS, the aforesaid Bermuda Road is wooded and vacant and has never been opened or used as a road; and

WHEREAS, the portion of Bermuda Road hereby withdrawn from dedication is depicted on the plat of survey attached hereto as Exhibit "A" and made a part hereof; and

WHEREAS, the legal description of the portion of Bermuda Road hereby withdrawn from dedication is attached hereto as Exhibit "B" and made a part hereof; and

WHEREAS, as recited in the above-referenced Withdrawal of Dedication recorded in Book 3039 at Page 573 of the Mecklenburg County Public Registry, neither Dedicator nor Westchester is now in existence; and

WHEREAS, Pearson owns fee simple title to Mecklenburg County Tax Parcels bearing PIN 185-014-02 and PIN 185-014-03; and

WHEREAS, the Unit Owners collectively own as tenants-in-common in fee simple Mecklenburg County Tax Parcel bearing PIN 18501C98, and more particularly shown in Unit Ownership file # 285 and subject to the "Declaration of Unit Ownership under Chapter 47-A of the North Carolina General Statutes for The Tropicana Condominium" recorded in Book 5078 at Pages 198 of the Mecklenburg County Public Registry; and

WHEREAS, the land owned by Pearson and the land owned by the Unit Owners adjoins the portion of Bermuda Road that is the subject of this Declaration; and

WHEREAS, to the best knowledge and belief of Pearson and the Unit Owners, the aforesaid Bermuda Road has not been actually opened and used by the public since it was offered for dedication, said offer having been made more than fifteen (15) years prior to the date of this Declaration; and

WHEREAS, the use of the portion of Bermuda Road hereby withdrawn from dedication is not necessary to afford ingress or egress to any lot or parcel of land sold and conveyed by the Dedicator or to any lot or parcel of land shown on Plat #1 or Plat #2; and

WHEREAS, pursuant to Resolution attached hereto as Exhibit "C" and incorporated herein by reference, the City of Charlotte has indicated that the aforesaid Bermuda Road is not part of the street plan adopted under Section 136-66.2 of the North Carolina General Statutes; and

WHEREAS, pursuant to Section 136-96 of the North Carolina General Statutes, since the Dedicator is no longer in existence, it is conclusively presumed that the Dedicator has no further right, title or interest in the aforesaid Bermuda Road, and that the right, title and interest in the portion of Bermuda Road hereby withdrawn from dedication is hereby vested in part in Pearson (the parcel thereof vested in Pearson being described on Exhibit "D" attached hereto and made a part hereof) and in part in the Unit Owners as tenants-in-common (the parcel thereof vested in the Unit Owners as tenants-in-common being described on Exhibit "E" attached hereto and made a part hereof); and

WHEREAS, by virtue of and under the deed conveying fee simple title to the Pearson Property to Pearson, Pearson has a private easement and right of way over and across the portion of Bermuda Road hereby withdrawn from dedication; and

WHEREAS, by virtue of and under the deed conveying fee simple title to the Unit Owners, the Unit Owners have a private easement and right of way over and across the portion of Bermuda Road hereby withdrawn from dedication; and

WHEREAS, pursuant to Section 136-36 of the North Carolina General Statutes, Pearson and the Unit Owners desire to withdraw the portion of Bermuda Road described on Exhibit "B" hereto from dedication and from any public or private use to which said portion of Bermuda Road may have been dedicated pursuant to Plat #1 and Plat #2; and

WHEREAS, Pearson and the Unit Owners desire to terminate any easements and rights of way they may have over and across the portion of Bermuda Road hereby withdrawn from dedication;

NOW, THEREFORE, for and in consideration of the premises and the mutual benefits to the parties hereto, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. Pursuant to Section 136-96 of the North Carolina General Statutes, Pearson and the Unit Owners, for themselves, their heirs, successors, and assigns, do hereby withdraw the portion of Bermuda Road described on Exhibit "B" hereto from dedication and from any public or private use to which said portion of Bermuda Road may have been dedicated pursuant to Plat #1 or Plat #2 and confirm that all right, title and interest in the parcel thereof described on Exhibit "D" hereto is vested in Pearson and all right, title and interest in the parcel thereof described on Exhibit "E" hereto is vested in the Unit Owners as tenants-in-common.
2. Pearson hereby releases and terminates its private easement and right of way over and across the portion of Bermuda Road hereby withdrawn from dedication.
3. The Unit Owners hereby release and terminate their private easements and rights of way over and across the portion of Bermuda Road withdrawn from dedication.

IN WITNESS WHEREOF, Pearson and the Condominium Association have caused this Declaration to be executed as of the day and year first above written.

[SEE FOLLOWING TWO PAGES FOR SIGNATURES/ACKNOWLEDGMENTS]

PEARSON:

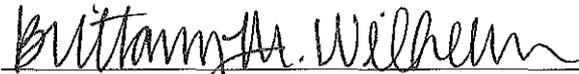
PEARSON PROPERTIES-CAINHOY 1, LLC,
a North Carolina limited liability company

By: 
David W. Priester, Manager

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

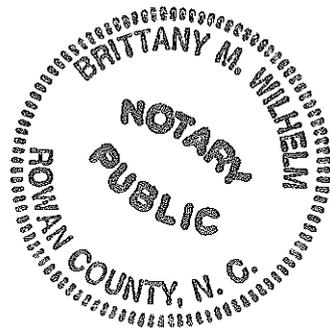
I, a Notary Public for the County and State aforesaid, do hereby certify that the foregoing instrument was voluntarily executed for the purposes therein stated by **DAVID W. PRIESTER**, the Manager of **Pearson Properties-Cainhoy 1, LLC**, a North Carolina limited liability company and that he, as Manager, being authorized to do so, executed the foregoing on behalf of the limited liability company and is personally known to me or has produced NC drivers' license as identification.

Witness my hand and official seal this 20 day of May, 2011.


Notary Public in and for the State of North Carolina
Printed Name: Brittany M. Wilhelm

My Commission Expires:
September 27, 2014

(Official Seal)



CONDOMINIUM ASSOCIATION:

THE TROPICANA HOMEOWNERS ASSOCIATION,
a North Carolina corporation

By: William B. Epps
William B. Epps, President

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

I, a Notary Public for the County and State aforesaid, do hereby certify that the foregoing instrument was voluntarily executed for the purposes therein stated by WILLIAM B. EPPS, the President of The Tropicana Homeowners Association, a North Carolina corporation, and that he, as President, being authorized to do so, executed the foregoing on behalf of the corporation and is personally known to me or has produced N.C. Drivers License as identification.

Witness my hand and official seal this 24TH day of May, 2011.

Joseph C. Patterson
Notary Public in and for the State of North Carolina
Printed Name: Joseph C. Patterson

My Commission Expires:
March 25, 2014

(Official Seal)

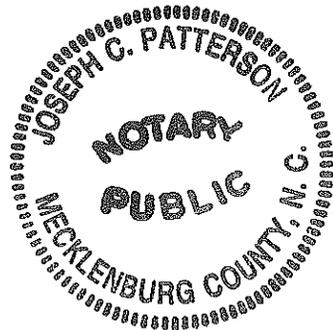


EXHIBIT "A"

Survey of Portion of Bermuda Road Withdrawn from Dedication

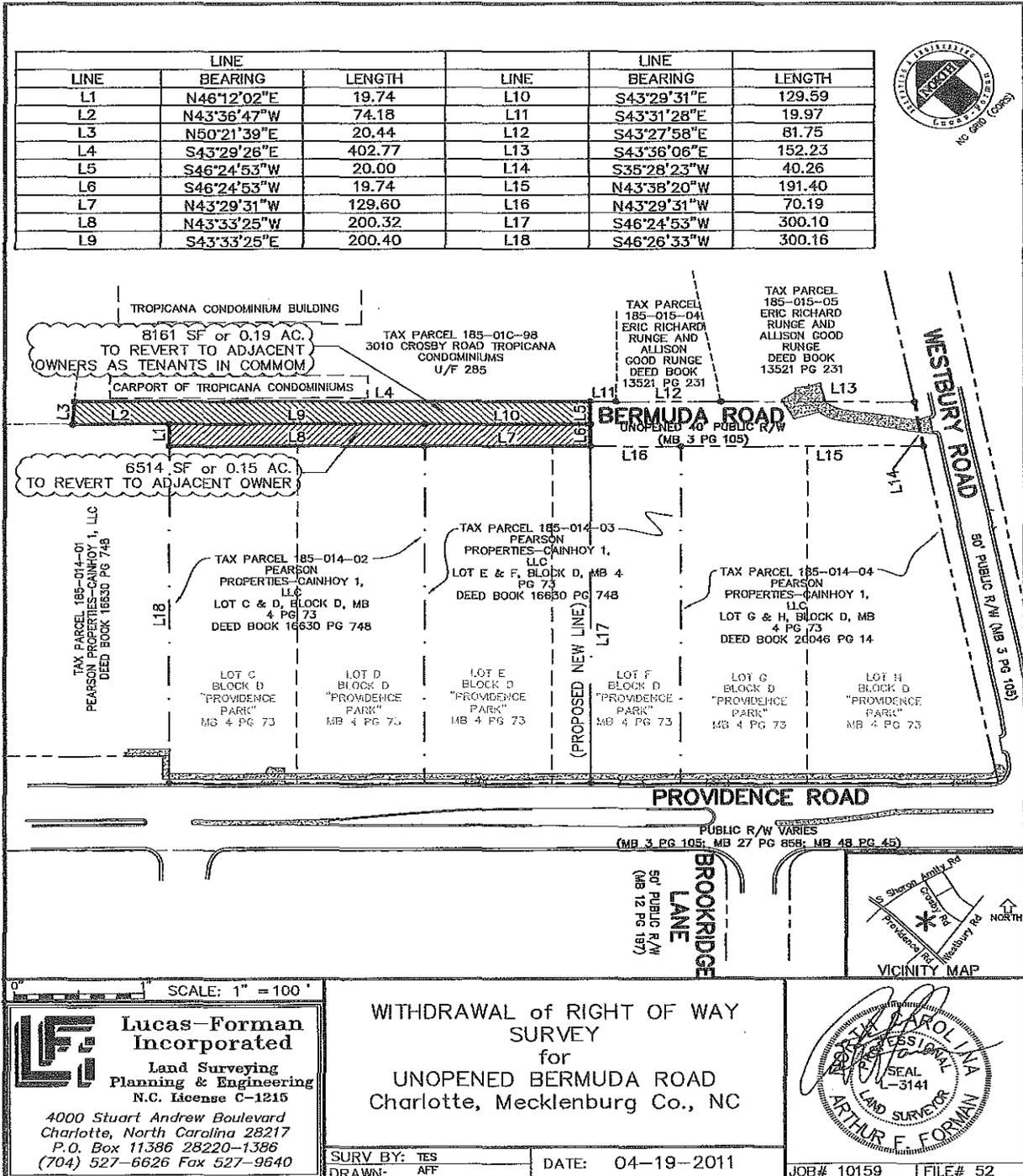


EXHIBIT "B"

Legal Description of Portion of Bermuda Road Withdrawn from Dedication

To get to the Point of Beginning ("POB"), begin at a found 1" pipe lying in the northern margin of Providence Road (60' width) where it intersects the common property line between Lot B and Lot C in Block D of Providence Park as shown on the plat recorded in Map Book 4 at Page 73 of the Mecklenburg County Public Registry and having NC Grid Coordinates (NAD 83) N 521,770.9923 E 1,460,096.3702 and run thence from said 1" pipe found with and along the aforesaid common property line between Lot B and Lot C, N 46-26-33 E 300.16 feet to a found #4 rebar with cap in the southern margin of Bermuda Road (unopened, 40' width) marking the POB; thence from said POB, N 46-12-02 E 19.74 feet to a found #4 rebar; thence N 43-36-47 W 74.18 feet to a point; thence N 50-21-39 E 20.44 feet to a point in the northern margin of Bermuda Road as shown on the plat recorded in Map Book 3 at Page 105 of the Mecklenburg County Public Registry ("Bermuda Road Plat"); thence with and along the aforesaid northern margin of Bermuda Road, S 43-29-26 E 402.77 feet to a point; thence S 46-24-53 W 39.74 feet to a point in the southern margin of Bermuda Road as shown on the Bermuda Road Plat; thence with and along the aforesaid southern margin of Bermuda Road the following two courses and distances: (1) N 43-29-31 W 129.60 feet to a point, and (2) N 43-33-25 W 200.32 feet to the POB, and containing 0.34 acre (14,675 square feet), more or less, according to a plat of survey of Arthur F. Forman, NCPLS, dated April 19, 2011, reference to which is hereby made for a more particular description.

EXHIBIT "C"
Resolution of the City Council of City of Charlotte

[To be inserted upon approval by the City Council of City of Charlotte]

EXHIBIT "D"

Legal Description of Portion of Bermuda Road Withdrawn from Dedication
and
Vested in Pearson

To get to the Point of Beginning ("POB"), begin at a found 1" pipe lying in the northern margin of Providence Road (60' width) where it intersects the common property line between Lot B and Lot C in Block D of Providence Park as shown on the plat recorded in Map Book 4 at Page 73 of the Mecklenburg County Public Registry and having NC Grid Coordinates (NAD 83) N 521,770.9923 E 1,460,096.3702 and run thence from said 1" pipe found with and along the aforesaid common property line between Lot B and Lot C, N 46-26-33 E 300.16 feet to a found #4 rebar with cap in the southern margin of Bermuda Road (unopened, 40' width) marking the POB; thence from said POB, N 46-12-02 E 19.74 feet to a found #4 rebar; thence S 43-33-25 E 200.40 feet to a point; thence S 43-29-31 E 129.59 feet to a point; thence S 46-24-53 W 19.74 feet to a point in the southern margin of Bermuda Road as shown on the plat recorded in Map Book 3 at Page 105 of the Mecklenburg County Registry ("Bermuda Road Plat"); thence with and along the said southern margin of Bermuda Road the following two courses and distances: (1) N 43-29-31 W 129.60 feet to a point, and (2) N 43-33-25 W 200.32 feet to the POB, and containing 0.15 acre (6,514 square feet), more or less, according to a plat of survey of Arthur F. Forman, NCPLS, dated April 19, 2011, reference to which is hereby made for a more particular description.

EXHIBIT "E"

Legal Description of Portion of Bermuda Road Withdrawn from Dedication
and
Vested in Unit Owners as Tenants-in-Common

To get to the Point of Beginning ("POB"), begin at a found 1" pipe lying in the northern margin of Providence Road (60' width) where it intersects the common property line between Lot B and Lot C in Block D of Providence Park as shown on the plat recorded in Map Book 4 at Page 73 of the Mecklenburg County Public Registry and having NC Grid Coordinates (NAD 83) N 521,770.9923 E 1,460,096.3702 and run thence from said 1" pipe found with and along the aforesaid common property line between Lot B and Lot C, N 46-26-33 E 300.16 feet to a found #4 rebar with cap in the southern margin of Bermuda Road (unopened, 40' width) and thence N 46-12-02 E 19.74 feet to a found #4 rebar marking the POB; thence from the POB N 43-36-47 W 74.18 feet to a point; thence N 50-21-39 E 20.44 feet to a point in the northern margin of Bermuda Road as shown on the plat recorded in Map Book 3 at Page 105 of the Mecklenburg County Public Registry ("Bermuda Road Plat"); thence with and along the aforesaid northern margin of Bermuda Road, S 43-29-26 E 402.77 feet to a point; thence S 46-24-53 W 20.00 feet to a point; thence N 43-29-31 W 129.59 feet to a point; thence N 43-33-25 W 200.40 feet to the POB, and containing 0.19 acre (8,161 square feet), more or less, according to a plat of survey of Arthur F. Forman, NCPLS, dated April 19, 2011, reference to which is hereby made for a more particular description.

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a 10-foot alleyway between Spruce Street and W. Park Avenue in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Greater Galilee Baptist Church** has filed a petition to close a **10-foot alleyway between Spruce Street and W. Park Avenue** in the City of Charlotte; and

Whereas, a 10-foot alleyway between Spruce Street and W. Park Avenue Located within the Wilmore Neighborhood, beginning at Spruce Street as a 10-foot wide alleyway and continuing approximately 342 feet east towards its terminus at W. Park Avenue and consisting of 3,441 square feet, as shown in the map marked "Exhibit A" and is more particularly described by metes and bounds in the document marked "Exhibit B" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

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

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of June 27, 2011, that it intends to close a 10-foot alleyway between Spruce Street and W. Park Avenue and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 25th, day of July 2011, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

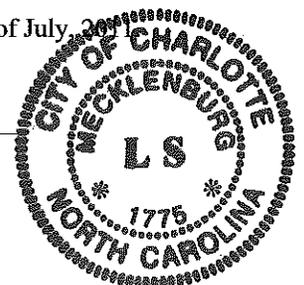
The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 16.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk



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:

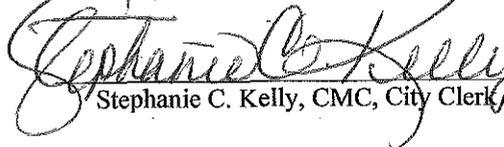
1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time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

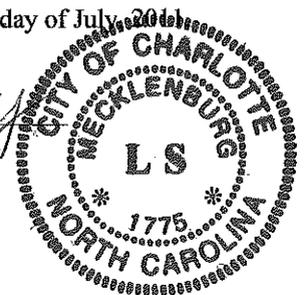
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 27th day of June 2011 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution 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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (17-18).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011


Stephanie C. Kelly, CMC, City Clerk



TAXPAYERS AND REFUNDS REQUESTED
(Clerical Error)

NAME	AMOUNT
COACH USA	\$ 326.80
DIAGNOSTIC DEVICES	347.89
SCHRADER, BRIAN	90.62
WAGENER, BRIAN EDWARD	<u>42.09</u>
TOTAL	<u>\$ 807.40</u>

**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.

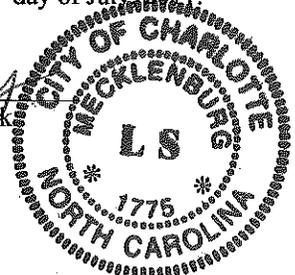
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 27th day of June 2011 that those taxpayers listed on the schedule of "Business Privilege License Refunds Requested" be refunded in the amounts therein set up and that the schedule 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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (19-20).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk



**BUSINESS PRIVILEGE LICENSE
REFUNDS REQUESTED**

NAME	AMOUNT
Hay Distributing, Inc	\$ 15,684.37
Kahsay Mehreteab - City Cab #2601	20.00
Old North State Masonry LLC	17,366.81
The Gold House	<u>50.93</u>
Total	<u>\$ 33,122.11</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 **COMMONWEALTH STREETSCAPE 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 **COMMONWEALTH STREETSCAPE PROJECT** and estimated to be approximately **347 square feet (.008 acre) of storm drainage easement, 1,104 square feet (.025 acre) of sidewalk/utility easement, and 1,979 square feet (.045 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.: 081-176-20, said property currently owned by **GERASMIMOS PISTIOLIS and wife, TULA PISTIOLIS; UNITED STATES DEPARTMENT OF THE TREASURY, INTERNAL REVENUE SERVICE; 4 CARAT ENTERPRISES, LLC, Lessee, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

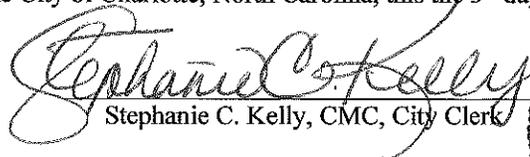
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

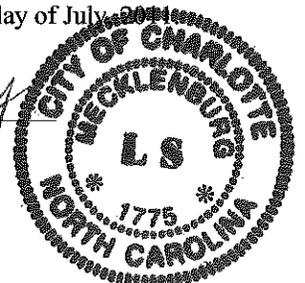
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 21.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **COMMONWEALTH STREETSCAPE 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 **COMMONWEALTH STREETSCAPE PROJECT** and estimated to be approximately **2,520 square feet (.058 acre) of storm drainage easement, 495 square feet (.011 acre) of sidewalk/utility easement, and 1,216 square feet (.028 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.: 081-176-05, said property currently owned by **BRODT MUSIC COMPANY, INC.; THOMAS P. BRIM, Trustee; PATRICIA D. VANDEVERE, Beneficiary; UNITED STATES DEPARTMENT OF TREASURY, INTERNAL REVENUE SERVICE; NORTH CAROLINA DEPARTMENT OF REVENUE; 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.

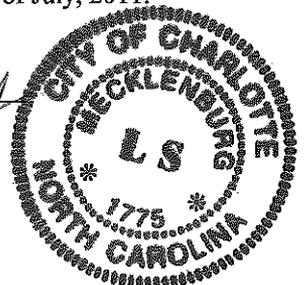
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 22.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **COMMONWEALTH STREETSCAPE 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 **COMMONWEALTH STREETSCAPE PROJECT** and estimated to be approximately **26 square feet (.001 acre) of storm drainage easement, 485 square feet (.011 acre) of sidewalk/utility easement, and 1,981 square feet (.045 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.: 081-176-06, said property currently owned by **BRODT MUSIC COMPANY, INC.; WALTER KEARNS, Trustee; GLADYS F. BRODT, Beneficiary; UNITED STATES DEPARTMENT OF TREASURY, INTERNAL REVENUE SERVICE; NORTH CAROLINA DEPARTMENT OF REVENUE; MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

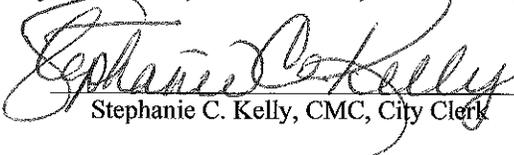
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 23.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **COMMONWEALTH STREETSCAPE 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 **COMMONWEALTH STREETSCAPE PROJECT** and estimated to be approximately **525 square feet (.012 acre) of sidewalk/utility easement, and 2,462 square feet (.057 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.: 081-176-15, said property currently owned by **LAZARO D. SIPLON and wife, SHERRILYN B. TAMAYO SIPLON, JAMES SWANE, Trustee; FIRST UNION NATIONAL BANK OF NORTH CAROLINA AS TRUSTEE, Beneficiary; TRSTE, INC., Trustee; WACHOVIA BANK, NATIONAL ASSOCIATION, Beneficiary; CITIBANK, SOUTH DAKOTA, N. A., Possible Judgment Creditor; FIA CARD SERVICES, N. A., Possible Judgment Creditor**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

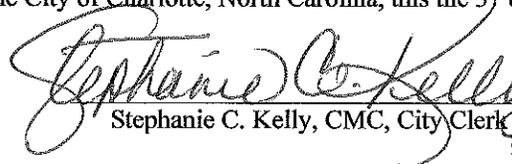
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

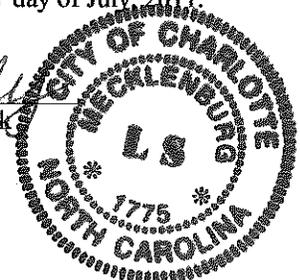
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 24.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk



A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **FREEDOM DRIVE WIDENING PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **FREEDOM DRIVE WIDENING PROJECT** and estimated to be approximately **151 square feet (.003 acre) of fee-simple area, 1,034 square feet (.024 acre) sidewalk/utility easement; 16 square feet of utility easement, and 4,673 square feet (.107 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.: 057-061-04, said property currently owned by **RICHARD G. ARMSTRONG and wife, YULIETA ARMSTRONG; RICHARD T. MEEK, Trustee; JAMES W. BEAM and LINDA M. BEAM, Beneficiaries; DAVID LEE KINNEY, Beneficiary; MECKLENBURG COUNTY TAX COLLECTOR; UNITED STATES DEPARTMENT OF TREASURY, INTERNAL REVENUE SERVICE**, 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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 25.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **499 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.: 063-104-39, said property currently owned by **FEDERAL NATIONAL MORTGAGE ASSOCIATION**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

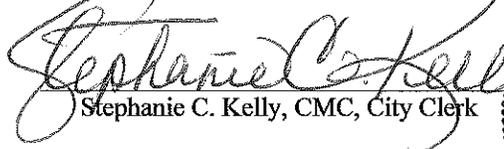
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

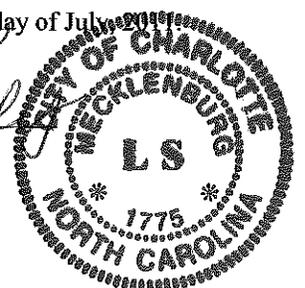
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 26.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **51 square feet (.001 acre) of utility easement and 318 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.: 063-104-31, said property currently owned by **HARVEY W. GOUCH and spouse, if any**, 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.

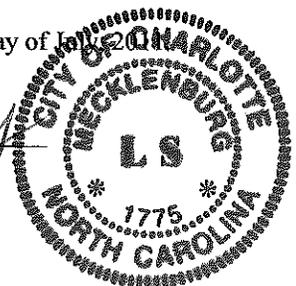
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 27.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **268 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.: 063-101-30, said property currently owned by **RANDY BANNER and spouse, if any; SOL A. JAFFA and MICHAEL I. JAFFA, Co-Trustees; GRAHAM INVESTMENT COMPANY, Beneficiary; US BANKRUPTCY COURT, WESTERN DISTRICT OF NORTH CAROLINA**, 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.

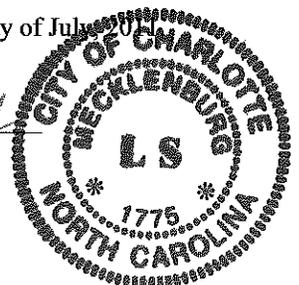
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 28.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **1,834 square feet (.042 acre) of storm drainage easement, 312 square feet (.007 acre) of utility easement, and 302 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.: 063-082-09, said property currently owned by **THE FORECLOSURE DOCS, LLC; ALIE YATES, Trustee; MERS, Beneficiary; AMERICAN BROKERS CONDUIT, Lender; STATE OF NORTH CAROLINA, 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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 29.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **173 square feet (.004 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.: 063-112-14, said property currently owned by **TRENDA A. WISSA and spouse, if any; JEROME FALLS and spouse, if any; FRANK R. THIES, Trustee; THIES REALTY AND MORTGAGE COMPANY, Beneficiary; ANY AND ALL HEIRS AT LAW OF MARTHA ALLISON; 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.

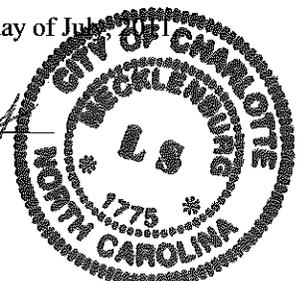
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 30.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **455 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.: 063-102-11, said property currently owned by **SUSAN SACHS-JACOBS and spouse, if any; MICHAEL I. JAFFA and wife, DEBRA L. FOSTER; WENDY J. ROSEN and husband, FRANKLIN R. ROSEN; DAYLE J. FLIGEL and husband, DAVID M. FLIGEL; SHERYL J. BAUER and husband, MICHAEL J. BAUER**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

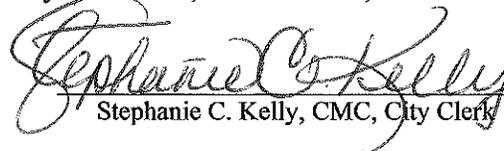
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 31.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **18 square feet of fee-simple area, 6 square feet in existing right-of-way, 770 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.: 063-084-46, said property currently owned by **JOSEPHINE HIPP LINDSAY and spouse, if any; BILLE JEAN HIPP BASS and husband, JOSEPH B. BASS; PATSY HIPP FRAZIER and husband, BROOKS H. FRAZIER, JR.**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

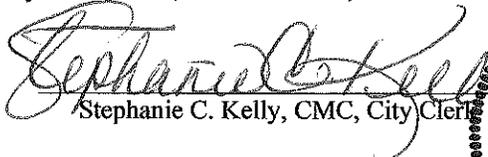
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

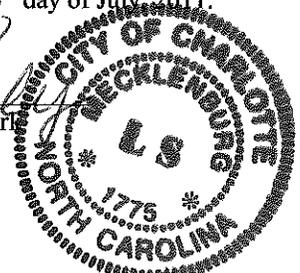
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 32.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **656 square feet (.015 acre) of storm drainage easement, and 154 square feet (.004 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.: 063-081-45, said property currently owned by **EDWINA BLACK KREILING and spouse, if any; KATHRYN WILSON SURLES and spouse, if any; JUDITH WILSON MILL and spouse, if any; RACHEL D. LAMB and spouse, if any; HENRY WHITE DUNN and spouse, if any; ELIZABETH D. PILKINGTON and spouse, if any; JO DUNN VANDYKE and spouse, if any; MARY D. DEHLIN and spouse, if any; CAROLYN D. WHITE and spouse, if any; PEGGY D. THORNTON and spouse, if any; JAMES G. BOLTON and spouse, if any; CATHERINE E. BOLTON and spouse, if any; MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

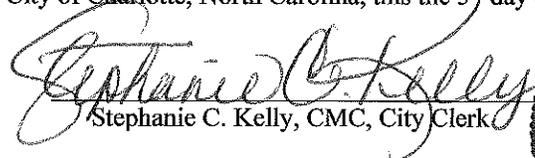
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

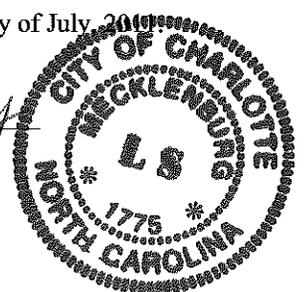
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 33.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **449 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.: 063-081-53, said property currently owned by **SANDRA M. THOMAS and husband, HUGH M. THOMAS; CAROLYN JANE HELMS and spouse, if any; FIRST AMERICAN TITLE OF THE CAROLINAS, Trustee; MERS, Beneficiary; FIRST MANGUS FINANCIAL CORPORATION, Lender, UNITED STATES DEPARTMENT OF TREASURY, INTERNAL REVENUE SERVICE, Possible Judgment Creditor, SFH FINANCIAL, LLC, Possible Judgment Creditor, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

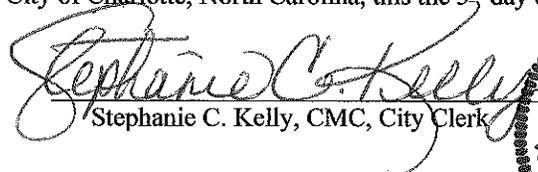
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

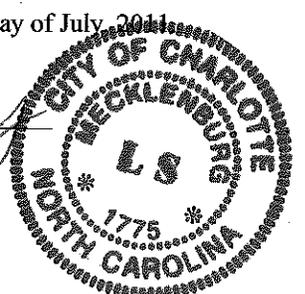
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 34.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **163 square feet (.004 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.: 063-073-02, said property currently owned by **KIMBERLY H. BURNS and husband, JOHNNY BURNS, JR.; GRADY I. INGLE and ELIZABETH B. ELLS, Substitute Trustees; WELLS FARGO BANK, N. A., Beneficiary; HENRY N. PHARR, II, KATHERINE M. LEBAR, and HEATHER S. LEWIS, Co-Trustees; CITY OF CHARLOTTE, Beneficiary;** or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

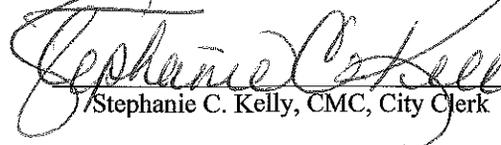
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

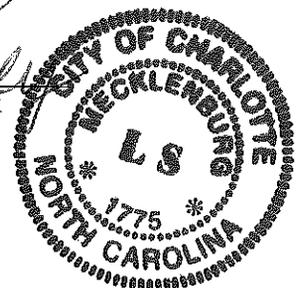
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 35.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, 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 **585 square feet (.013 acre) of fee-simple area** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 063-084-32, said property currently owned by **HOWARD SWARTZ and spouse, if any; KENNETH R. BENTON, Trustee; SIGNET HOME LOAN CORPORATION NORTH CAROLINA, Lender; CITY OF CHARLOTTE, Lienholder; MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

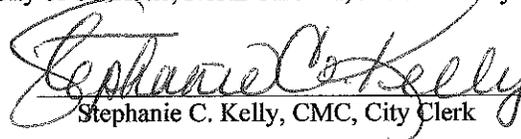
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 27th day June, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 36.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of July, 2011.


Stephanie C. Kelly, CMC, City Clerk

