

**CHARLOTTE CITY COUNCIL RESOLUTION
ON THE PROTECTION OF CIVIL LIBERTIES
May 26, 2015**

WHEREAS, the Charlotte City Council recognizes that the community is comprised of a diverse population, which is vital to the City of Charlotte; and

WHEREAS, the Council seeks to foster trust with all members of our community; and

WHEREAS, the Council opposes governmental measures that arbitrarily single out individuals within our diverse population for scrutiny or enforcement activity; and

WHEREAS, the Council opposes law enforcement practices that do not further the Charlotte Mecklenburg Police Department's mission of protecting the health, safety and welfare of all members of the community, and

WHEREAS, the Council wishes to make it clear that the City of Charlotte is committed to protecting the civil liberties of all members of the community; and

WHEREAS, the Council is committed to fostering trust and respect within the community, and to that end the Council affirms its commitment to protecting and preserving the basic rights and civil liberties of all persons to be free from arbitrary governmental interference.

NOW THEREFORE, BE IT RESOLVED that the Charlotte City Council hereby establishes the following policies for the further protection of civil liberties and to promote and support positive and collaborative relations between the Officers of the Charlotte-Mecklenburg Police Department and the communities within which they serve. No provisions of this Resolution are intended to protect criminal activity, but are intended to foster trust between the CMPD and the community.

Section 1. Definitions

A. **Arbitrary Profiling:** Any Police Activity that is motivated in part by race, gender, ethnicity, religion, age, citizenship, sexual orientation, gender identity, or any Arbitrary Stereotype rather than the behavior of an individual or information that leads to a particular individual that is reasonably suspected to be, or to have been engaged in specific criminal activity.

B. **Arbitrary Stereotype:** A conventional, oversimplified opinion, conception, or belief regarding a person, group, event, or issue that is thought to typify or conform to an unvarying pattern, lacking any individuality.

C. **Articulate Reason:** A fact not based on an Arbitrary Stereotype that is capable of being determined and recited.

D. CMPD: The Charlotte-Mecklenburg Police Department.

E. Electronic Technology: Technology that records and stores electronic data concerning an individual and/or an individual's property and effects such as traffic and security cameras, license plate readers, digital mobile recorders, and body cameras.

F. Lawful Assembly/Passive Protests: First Amendment protected activity held on public property such as public parks and sidewalks that is traditionally used for demonstrations. It includes speeches, picketing, spontaneous marches, assemblies and protests.

G. Legitimate Law Enforcement Objective: The detection and investigation of criminal behavior; the apprehension and prosecution of criminals; the identification of potential acts of civil disobedience designed to unlawfully disrupt legitimate and lawful activities; and the identification of governmental resources necessary to staff a First Amendment Activity sufficient to protect persons and property.

H. Non-Violent Civil Disobedience: Traditional non-violent activity where some or all participants violate regulatory ordinances or statutes and participate in activities such as sit-ins, blocking traffic, blocking entrances and exits to selected buildings or property.

I. Officer: A sworn Charlotte-Mecklenburg Police Department law enforcement officer.

J. Police Activity: Any actions taken by Officers toward an individual that are due to his or her position as an Officer, including but not limited to the following: any act of investigation; a Voluntary Contact or a request for consent to search either a person or property; a detention of a person or vehicle including the issuance of a traffic citation or warning; an arrest of a person or a seizure of property.

K. Reasonable Suspicion: Knowledge of articulable facts or circumstances that are objectively, and without resort to Arbitrary Profiling, sufficient to induce a reasonable person under the attendant circumstances to suspect that an individual has engaged, is engaging, or is about to engage in criminal activity.

L. Probable Cause: Knowledge of articulable facts or circumstances that are objectively, and without resort to Arbitrary Profiling, sufficient to induce a reasonable person under the attendant circumstances to believe that an individual has committed or is committing a criminal offense or an infraction.

M. Tactical Communication: An Officer's use of words and presence designed to de-escalate a tense situation.

N. Voluntary Contact: A consensual contact between an Officer and a member of the public under circumstances that a reasonable person would feel free to leave and/or terminate the encounter.

Section 2. Protecting Individual Rights During Police Encounters – Arbitrary Profiling Prohibited

CMPD shall reject the use of individual or unique traits or associations within a group that are unrelated to criminal behavior as a reason to employ governmental action which includes but is not limited to police detentions, stop and frisks, arrests, searches, seizures, Voluntary Contacts, and consent searches.

A. Arrests/Searches based on Probable cause: Arbitrary Profiling shall not be used as a factor to establish Probable Cause for either an arrest or search.

B. Voluntary Contacts: Arbitrary Profiling shall not be the motivation for establishing a Voluntary Contact. In a Voluntary Contact, an Officer will not prevent the person from leaving or terminating the contact; Officers shall adhere to the constitutional rights of those individuals contacted; and Officers shall complete a field interview report documenting the contact.

C. Consent to Search:

1. Arbitrary Profiling shall not be a motivating factor asking someone to consent to search their person or property.
2. All consent searches must be voluntary and the person's refusal may not be used as a reason to detain a subject.
3. Officers shall not request consent to search without first establishing an Articulate Reason for such request.
4. A request for consent to search will always be noted in at least one CMPD retrievable record system.

D. Use of Force: Arbitrary Profiling shall not be a motivating factor in the use of force. An Officer shall not use force unless it is reasonably necessary.

E. Immigration enforcement:

1. Arbitrary Profiling related to a person's citizenship or immigration status shall not be a motivating factor for any police activity.
2. Suspicion that a person is undocumented shall not alone be the basis for contact, detention, or arrest.
3. Officers shall not question any person regarding his or her citizenship or immigration status unless there is Reasonable Suspicion, supported by objective and clearly defined evidence, that the person is involved in criminal street gang activity or terrorism related activities. *

* Pursuant to SL 2015-294, sec. 15.(b), subsection E.3. has been preempted and is inoperative.

Section 3. Protecting Individual Rights – Passive Protests and Peaceful Demonstrations

A. Officers shall not respond to or monitor Lawful Assembly/Passive Protests except for the purpose of facilitating a Legitimate Law Enforcement Objective.

B. Officers shall not investigate, prosecute, retaliate, prevent, or hinder any person from lawfully participating in First Amendment Activities.

C. CMPD shall not collect, document or retain information on persons associated with a Lawful Assembly/Passive Protests based on that individual's race, gender, ethnicity, religion, age, citizenship, sexual orientation, gender identity, or other Arbitrary Stereotype, or that individual's support for unpopular causes protected by the First Amendment. **

D. Officers shall not question witnesses, event participants, or arrestees regarding their social, political, or religious views. Questions shall be limited to issues related to criminal conduct or to developing information related to a Legitimate Law Enforcement Objective.

E. Officers shall not take, confiscate or seize a participant or spectator's camera, cell phone or other electronic recording device because they are recording Police Activity.

F. Officers shall not interfere with the public's right to observe and record police activities in a public area unless that person's physical presence is interfering with a police function such as an arrest or maintaining the flow of traffic in which case, if feasible, Officers shall direct the person to the closest location where they can continue to observe and record police activities.

G. During Lawful Assembly/Passive Protests, CMPD shall attempt to establish and maintain communication with the event holder(s) and work with organizers and event monitors to gain voluntary compliance to ensure the safety of the public and protection of property while preserving First Amendment rights. Officer's response options shall remain fluid and focus on the prevention of violence against persons or destruction of property. Officers' response options include de-escalation and may include delaying or suspending enforcement actions for regulatory ordinances depending on the circumstances.

Section 4. Electronic Technology

A. Information obtained from Electronic Technology shall only be retained if it is relevant to a legitimate law enforcement function or to the extent retention is required by state or federal law.

B. All data obtained from Electronic Technology shall be purged from any storage system or server within a reasonable time period established by a written directive unless the data is relevant to the investigation and prosecution of a person suspected of committing a crime, is relevant to the City's defense of a claim or potential claim, or to comply with state or federal law.

** Pursuant to SL 2015-294, sec. 15.(b), the inclusion of the term "citizenship" in the list of characteristics has been preempted and is inoperative.

C. Officers shall not collect, maintain or disseminate information of any individual, association, organization, corporation, business or partnership based their political, religious or social views, associations or activities, unless said information is directly related to articulable criminal behavior.

D. The use of Electronic Technology shall not be conducted in a manner that identifies a person except in circumstances where the person's identity is relevant to the investigation and prosecution of a person suspected of committing a crime or is relevant to the City's defense of a claim or potential claim.

E. The City shall not link data from different devices and or servers unless there is an articulable objective related to legitimate law enforcement or public safety function.

Section 5. Tactical Communication, De-Escalation, Prevention

A. Officers shall treat all persons with respect and fairness even when a person is agitated or distraught. Officers shall maintain a professional composure. CMPD shall incorporate tactical communication and de-escalation tactics into its yearly inservice training.

B. CMPD shall maintain an early intervention system that monitors and assesses Officer conduct to identify inappropriate behavior and patterns of behavior.

Section 6. Training

CMPD shall provide yearly training to its Officers regarding the provisions of this resolution.

Section 7. Implementation and Accountability

A. The City Manager shall ensure that these polices are implemented through the Chief of Police, who shall ensure that the provisions of this resolution are incorporated into the directives of CMPD and its training program.

B. Appeals of complaints related to Arbitrary Profiling may be filed with the Citizens Review Board as provided by Chapter 16 of the Charlotte City Code.

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 8th day of June, 2015 the reference having been made in Minute Book 138, and recorded in full in Resolution Book 46, Page(s) 699-704.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 8th day of June, 2015.




Stephanie C. Kelly, MMC, NCCMC, City Clerk

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AMENDING
THE FIVE-YEAR COMMUNITY INVESTMENT PLAN FOR FISCAL YEARS 2016 TO 2020.

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

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

WHEREAS, the City of Charlotte has a five-year Community Investment Plan based on policy assumptions, so stated in the FY2016-FY2020 Community Investment Plan that balances potential physical development with long-range financial capacity; and

WHEREAS, The Community Investment Plan is amended from time to time to reflect changes in capital planning of the community,

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it hereby adopt the Community Investment Plan for fiscal years 2016 to 2020.

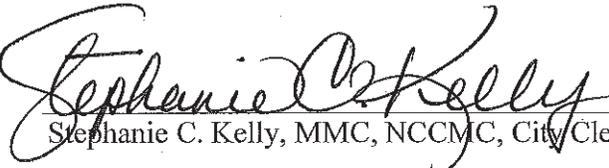
This 8th day of June 2015

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 8th day of June, 2015 the reference having been made in Minute Book 138, and recorded in full in Resolution Book 46, Page(s) 705.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 8th day of June, 2015.




Stephanie C. Kelly, MMC, NCCMC, City Clerk

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE ADOPTING
CHANGES TO THE CITY PAY PLANS AND EMPLOYEE GROUP INSURANCE PLANS FOR
FISCAL YEAR 2016

WHEREAS, the City of Charlotte desires to provide its employees with a competitive pay package and recognizes the importance of rewarding employees for their performance; and

WHEREAS, the City of Charlotte desires to provide its employees with a competitive benefits package; and

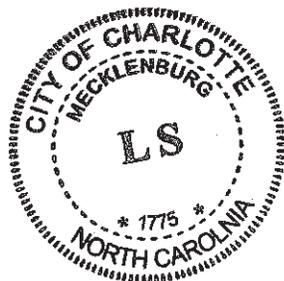
NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it hereby adopt the pay and benefits recommendations for fiscal year 2016

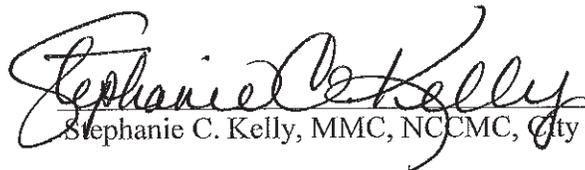
This 8th day of June 2015

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 8th day of June, 2015 the reference having been made in Minute Book 138, and recorded in full in Resolution Book 46, Page(s) 706.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 8th day of June, 2015.




Stephanie C. Kelly, MMC, NCCMC, City Clerk

North Carolina Governor's Highway Safety Program
LOCAL GOVERNMENTAL RESOLUTION

WHEREAS, the Charlotte-Mecklenburg Police Department (herein called the "Agency")
(The Applicant Agency)
has completed an application contract for traffic safety funding; and that City Council of City of Charlotte
(The Governing Body of the Agency)
_____ (herein called the "Governing Body") has thoroughly considered the problem

identified and has reviewed the project as described in the contract;

THEREFORE, NOW BE IT RESOLVED BY THE City Council of City of Charlotte IN OPEN
(Governing Body)
MEETING ASSEMBLED IN THE CITY OF Charlotte, NORTH CAROLINA,

THIS ____ DAY OF _____, 20 ____, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Governing Body and the general public; and
2. That Sergeant David B. Sloan is authorized to file, on behalf of the Governing
(Name and Title of Representative)
Body, an application contract in the form prescribed by the Governor's Highway Safety Program for federal
funding in the amount of \$ 20,000 to be made to the Governing Body to assist in defraying
(Federal Dollar Request)
the cost of the project described in the contract application; and
3. That the Governing Body has formally appropriated the cash contribution of \$ -0- as
(Local Cash Appropriation)
required by the project contract; and
4. That the Project Director designated in the application contract shall furnish or make arrangement for other
appropriate persons to furnish such information, data, documents and reports as required by the contract, if
approved, or as may be required by the Governor's Highway Safety Program; and
5. That certified copies of this resolution be included as part of the contract referenced above; and
6. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED in open meeting by Mayor Clodfelter
(Chairperson/Mayor)

ATTESTED BY Stephanie D. Kelly
(Clerk)

DATE 6/8/15



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.

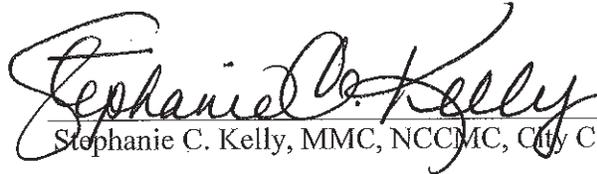
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 8th day of June 2015 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution 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 8th day of June, 2015 the reference having been made in Minute Book 138, and recorded in full in Resolution Book 46, Page(s) 709-710.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 8th day of June, 2015.




Stephanie C. Kelly, MMC, NCCMC, City Clerk

Property Tax Refund Requests

ALDRSGATE UNITED METHODIST RETIREMENT	\$ 6,545.43
ALDRSGATE UNITED METHODIST RETIREMENT	34,429.30
ALDRSGATE UNITED METHODIST RETIREMENT	51,084.24
ALDRSGATE UNITED METHODIST RETIREMENT	10,727.66
ALDRSGATE UNITED METHODIST RETIREMENT	11,986.75
BATTLE, ROBERT WALKER	195.68
BLEAKNEY, TODD	263.04
BONDY, CAROL	352.07
DAVIS, SHARON Y	557.98
DOW JONES & CO INC	3,050.27
ELWOOD, ETHEL D	174.12
GRAVES, LEIGH	23.44
HAINS, KIMBERLY JOHNSON	187.59
HAINS, KIMBERLY JOHNSON	254.51
KULLBERG, HANS	162.99
NEWMAN, ANDREW DAVIS	7.12
OSBORNE, MARGARET	1.29
OSBORNE, MARGARET	1.18
OSBORNE, MARGARET	1.26
OSBORNE, MARGARET	1.39
QMAX	91.36
QUICKEN LOANS INC	5.98
QUICKEN LOANS INC	1,458.77
R B C CORP	653.61
RBC CORPORATION	13,345.53
RBC CORPORATION	28,859.48
RBC CORPORATION	5,201.49
RBC CORPORATION	118.00
RBC CORPORATION	4,510.58
RICOH PRODUCTION PRINT SOLUTIONS LLC	1,319.25
ROBINSON, KURT	4.02
ROBINSON, KURT	3.90
ROUSH AIR LLC	1,237.37
STRAYER UNIVERSITY	2,789.98
STRAYER UNIVERSITY	2,478.50
STRAYER UNIVERSITY	2,339.09
STRAYER UNIVERSITY	4,442.47
STRAYER UNIVERSITY	2,603.48
STRAYER UNIVERSITY	2,513.43
STRAYER UNIVERSITY	2,480.23
STRAYER UNIVERSITY	3,120.62
TOLT SERVICE GROUP	2,343.63
TWO WAY RADIO OF CAROLINA INC	224.73
WADE, TROY WINSTON	289.79
WADE, TROY WINSTON	245.44
XTRA LEASE LLC-CHARLOTTE	3,847.52
	<u>\$ 206,535.56</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.

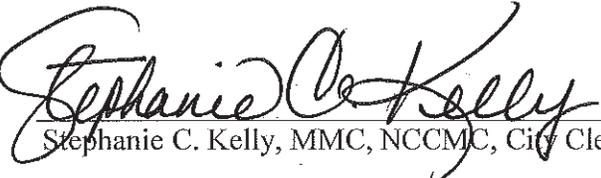
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 8th day of June 2015 that those taxpayers listed on the schedule of "Business Privilege License Refunds Requested" be refunded in the amounts therein set up and that the schedule 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 8th day of June, 2015 the reference having been made in Minute Book 138, and recorded in full in Resolution Book 46, Page(s) 711-712.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 8th day of June, 2015.




Stephanie C. Kelly, MMC, NCCMC, City Clerk

Business Privilege License Tax Refund Requests

LA FIESTA GRANDE MEXICAN RESTAURANT	\$	48.25
SIZZLING WOK RESTAURANT - KENNETH KONG		30.00
	\$	78.25

**RESOLUTION AUTHORIZING THE SALE OF 1215 SOUTH BOULEVARD BY THE UPSET
BID PROCESS**

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

WHEREAS, the City has received an offer to purchase the property described above in the amount of \$1,650,000 submitted by Lat Purser & Associates Inc. a North Carolina limited liability company, and/or its assigns (“Lat Purser”); and

WHEREAS, Lat Purser has paid or will pay the required five percent (5%) deposit on its offer:

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

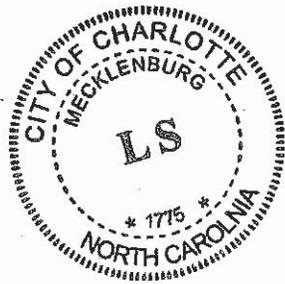
1. The City Council authorizes sale of the property described above through the upset bid procedure of North Carolina General Statute §160A-269 and accepts the offer by Lat Purser as the initial offer.
2. A notice of the proposed sale shall be published in accordance with the statute. The notice shall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

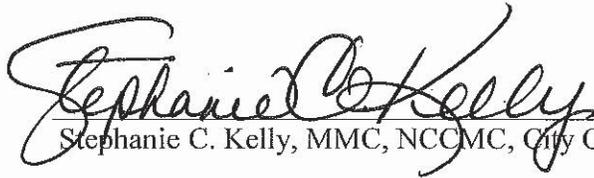
Adopted June 8, 2015

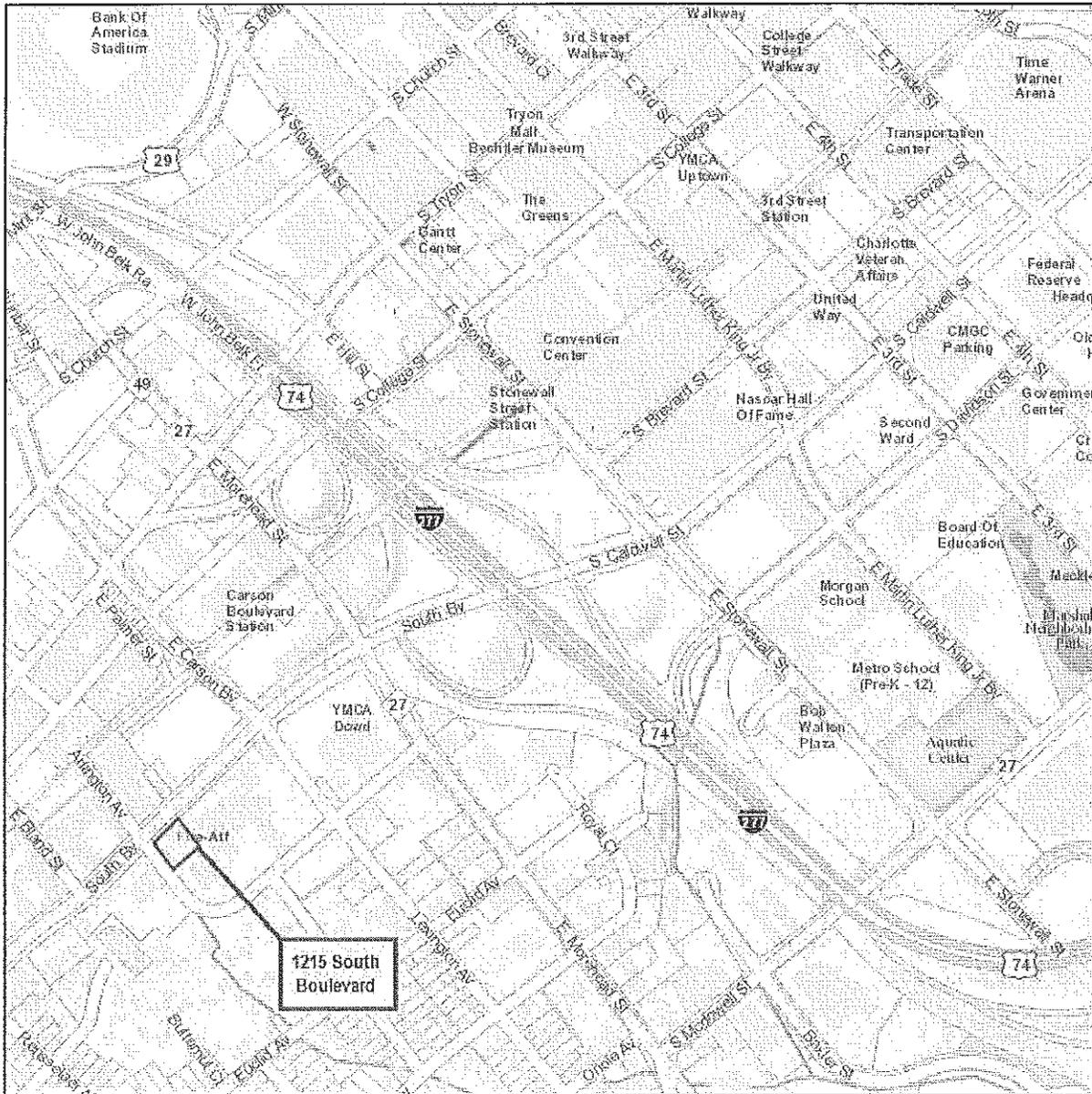
CERTIFICATION

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 8th day of June, 2015 the reference having been made in Minute Book 138, and recorded in full in Resolution Book 46, Page(s) 713-715.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 8th day of June, 2015.




Stephanie C. Kelly, MMC, NCCMC, City Clerk



Location Map - Sale of 1215 South Boulevard (Council District 1)

**RESOLUTION AUTHORIZING THE SALE OF 8529 EAST W.T. HARRIS BLVD. BY THE
UPSET BID PROCESS**

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

WHEREAS, the City has received an offer to purchase the property described above in the amount of \$35,000, submitted by Mr. Bisharah Libbus; and

WHEREAS, Mr. Libbus has paid or will pay the required five percent (5%) deposit on his offer:

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

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

Adopted June 8, 2015

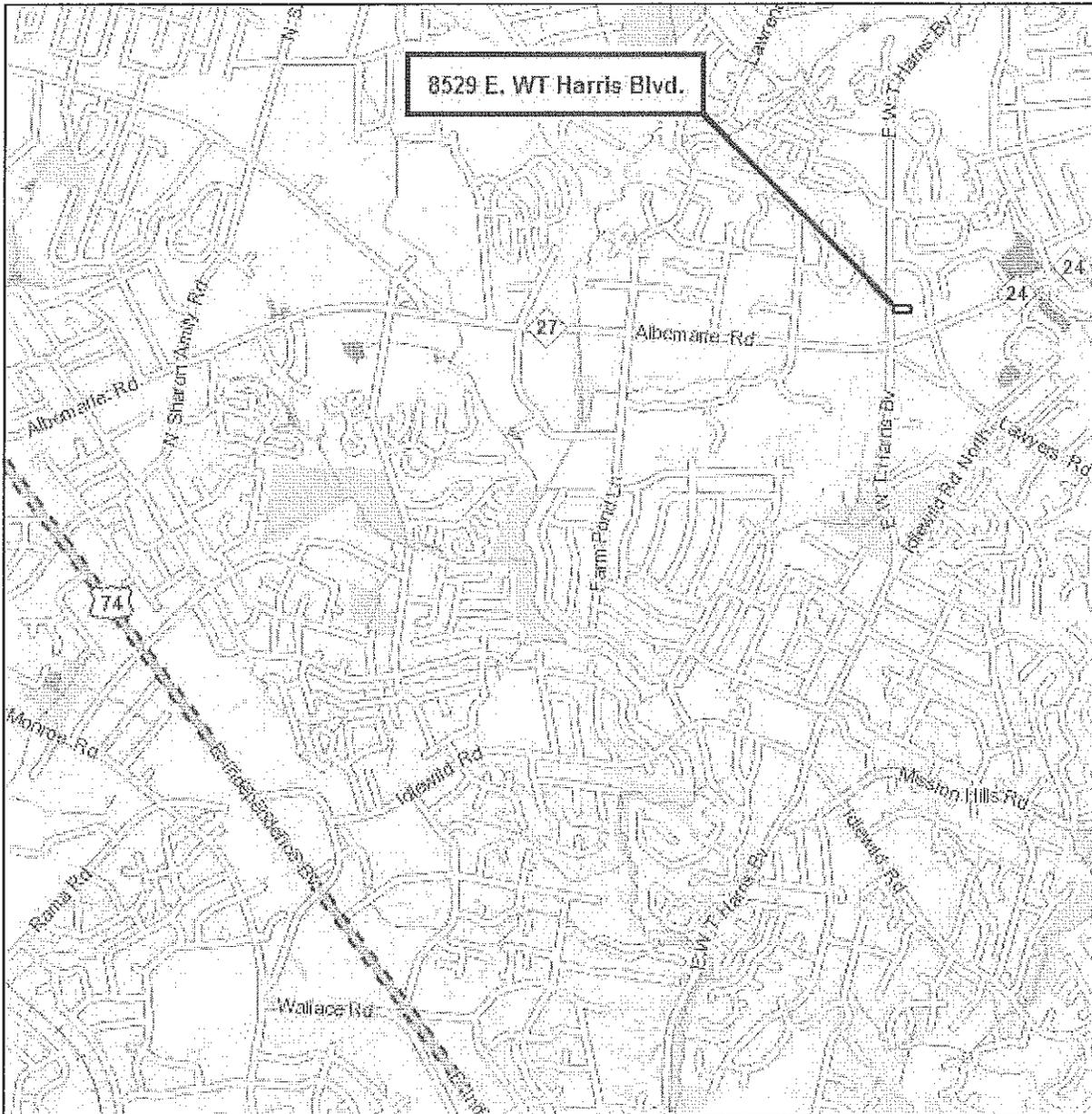
CERTIFICATION

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 8th day of June, 2015.




Stephanie C. Kelly, MMC, NCCMC, City Clerk



Location Map – Sale of 8529 East W. T. Harris Boulevard (Council District 5)

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 **BRIAR CREEK RELIEF SEWER-PH. III 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 **BRIAR CREEK RELIEF SEWER-PH. III PROJECT** and estimated to be **5,760 square feet (.132 acre) of sanitary sewer easement and 5,720 square feet (.131 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.: 097-075-29, said property currently owned by **FRANK CEREIJO NORES, III 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 8th day of June, 2015 the reference having been made in Minute Book 138, and recorded in full in Resolution Book 46, Page(s) 719.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 8th day of June, 2015.



Stephanie C. Kelly
Stephanie C. Kelly, MMC, NCCMC, 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 **TAGGART CREEK OUTFALL-PHASE 2 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 **TAGGART CREEK OUTFALL-PHASE 2 PROJECT** and estimated to be **2,177 square feet (.05 acre) of sanitary sewer easement and 4,422 square feet (.102 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.: 115-102-03, said property currently owned by **1992 ROBERT E. L. WINSTON FAMILY IRREVOCABLE TRUST**, 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 8th day of June, 2015 the reference having been made in Minute Book 138, and recorded in full in Resolution Book 46, Page(s) 720.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 8th day of June, 2015.



Stephanie C. Kelly
Stephanie C. Kelly, MMC, NCCMC, City Clerk