

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
APPROVING AN AMENDED AND RESTATED CHARLOTTE REGIONAL
WORKFORCE CONSORTIUM AGREEMENT

WHEREAS, in 1985, the City of Charlotte and Mecklenburg County entered into an agreement allowing the City to act as administrative and fiscal agent for the Job Training Partnership Act; and

WHEREAS, on August 7, 1998, the Workforce Investment Act (WIA) replaced the Job Training Partnership Act; and

WHEREAS, on April 12, 1999, the Charlotte City Council approved the Charlotte-Mecklenburg Workforce Investment Consortium Agreement with Mecklenburg County as a replacement for the December 1985 Charlotte Mecklenburg Job Training Consortium Agreement and authorized the Mayor to execute the new agreement.

WHEREAS, the goal of the Charlotte-Mecklenburg Workforce Investment Consortium Agreement is to establish a comprehensive service delivery system for various job training and job placement programs thereby eliminating or reducing the possibility of duplicating services between the City of Charlotte and Mecklenburg County; and

WHEREAS, the WIA and WIOA require local elected officials to appoint a Workforce Investment Board to govern the local program; and

WHEREAS, the City and Mecklenburg County desire to amend and restate the 1999 Consortium Agreement to reflect recently enacted federal legislation titled the "Workforce Innovation and Opportunity Act" and to revise a provision regarding the appointment of members to the local workforce development board to grant twenty percent (20%) of such appointments to Mecklenburg County; and

WHEREAS, a copy of the Amended and Restated Charlotte Regional Workforce Consortium Agreement is attached.

NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte, in regular session duly assembled, that the Amended and Restated Charlotte Regional Workforce Consortium Agreement hereafter entered into between the City of Charlotte and Mecklenburg County is hereby approved and ratified and the Mayor is authorized to execute same.

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of September, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 1-6.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 28th day of September, 2015.




Emily A. Kunze, Deputy City Clerk

AMENDED AND RESTATED CHARLOTTE REGIONAL WORKFORCE CONSORTIUM AGREEMENT

ARTICLE I. TITLE AND PURPOSE

The contiguous units of local government listed below agree to establish a consortium to act jointly as a local Workforce Development Area under the Workforce Innovation and Opportunity Act (WIOA), Public Law 113-128 as enacted July 22, 2014. This consortium shall be known as the Charlotte Regional Workforce Consortium.

ARTICLE II. MEMBERSHIP

The Consortium shall be composed of the following independent and contiguous units of general purpose local government:

City of Charlotte
Mecklenburg County

ARTICLE III. CERTIFICATION AND AUTHORITY

1. AUTHORITY UNDER STATE AND LOCAL LAW

The member units of government certify that they possess full legal authority, as provided by state and local law, to enter into this agreement and to fulfill the legal and financial requirements of operating as a local Workforce Development Area under the WIOA for the entire geographic area covered by this agreement.

2. SPECIFIC RESOLUTIONS TO ENTER INTO AGREEMENT

A copy of each resolution giving the City and County specific authority to enter into this consortium agreement is attached to this document.

3. DESIGNATION OF CHIEF ELECTED OFFICIALS FROM EACH MEMBER UNIT OF GOVERNMENT

The Mayor of the City of Charlotte and the Mecklenburg County Commission Chair shall be designated as the Chief Local Elected Officials (CLEOs) for the Charlotte Regional Workforce Area for purposes of the WIOA and upon whose representation the State, the workforce development board and the other member unit may rely. All actions of the CLEOs authorized or required by the WIOA shall be exercised jointly by them and such persons shall be the signatories of this agreement and shall be authorized to execute such other agreements as are necessary for the WIOA.

4. DESIGNATION OF CHIEF ELECTED OFFICIAL FOR LOCAL WORKFORCE DEVELOPMENT AREA

In accordance with N.C.G.S. 160A-463(b), and except as set forth herein, the member units provide that the Mayor of the City of Charlotte shall be authorized to exercise the functions of the local area chief elected official which are required under the Workforce Innovation and Opportunity Act.

AMENDED AND RESTATED CHARLOTTE REGIONAL WORKFORCE CONSORTIUM AGREEMENT

ARTICLE IV. DURATION

This agreement will become effective on July 1, 2015 or the date of the last chief elected official's signature (whichever is the later date) and shall continue in effect until the local Workforce Development Area is re-designated by the Governor of North Carolina or by termination of this Agreement by a member unit of government as provided for in Article XI.

ARTICLE V. ASSURANCES AND CERTIFICATIONS

The member units will comply with the requirements of the WIOA, and regulations promulgated thereunder, all other applicable federal regulations, the statutes of the State of North Carolina, and, written directives and instructions relevant to local workforce development area operation from the Governor of North Carolina or his/her designee.

ARTICLE VI. FINANCING

1. It is anticipated that funding necessary to implement this agreement will be derived from federal grant funds received through the State of North Carolina.
2. The units of local government acknowledge that they are jointly and severally accountable for liabilities arising out of activities under the WIOA, and all funds received by the local workforce development area pursuant to WIOA. Liability includes, but is not limited to, responsibility for prompt repayment from non-program funds of any disallowed costs by the administrative entity of the local workforce development area, or any of its sub-recipients or contractors, or the Workforce Development Board.
3. Any entity or joint agency created or designated by this local workforce development area, including the Workforce Development Board, and Administrative Entity, shall be considered a public agency for the purposes of the Local Government Budget and Fiscal Control Act.

ARTICLE VII. ESTABLISHMENT OF A WORKFORCE DEVELOPMENT BOARD

1. The member units of government agree that the Workforce Development Board has been established in accordance with Section 107 of the Workforce Innovation and Opportunity Act and applicable State of North Carolina laws.
2. Pursuant to Section 107(a) of the WIOA, Charlotte Works is designated to be the Local Workforce Development Board (Local Board) for the local area. Pursuant to Section 107(c)(2) of WIOA, the Local Board will be certified by the Governor every two years. Pursuant to Section 107(b) of the WIOA, the Mayor and the Commission Chair shall jointly appoint members to the Local Board and forward those appointments to the Governor of the State of North Carolina for certification.
3. In accordance with the WIOA, the Mayor and Commission Chair shall each appoint members to the Local Board who meet the composition requirements of Section 107(b)(2) of the WIOA. The actual Local Board appointments by the City and County shall approximate the population ratio of the City and County. Using U.S. Census projections, the current Local Board appointment breakdown shall be as follows:

AMENDED AND RESTATED CHARLOTTE REGIONAL WORKFORCE CONSORTIUM AGREEMENT

80% City of Charlotte
20% Mecklenburg County

4. Members of the Local Board may be removed in accordance with the Local Board's adopted bylaws.
5. The Local Board, CLEO and the Governor shall negotiate local performance accountability measures pursuant to Section 107(d)(9) of the WIOA and any amendment thereto.
6. The Local Board shall conduct program oversight of local youth workforce investment activities, local employment and training activities and the one-stop delivery system in the Local Area, all as authorized and required by the WIOA.
7. The Local Board shall provide oversight of workforce development activities to ensure appropriate use, management and investment of funds to maximize performance outcomes.

ARTICLE VIII. DESIGNATION OF LOCAL GRANT SUBRECIPIENT AND LOCAL FISCAL AGENT

In accordance with Section 107(d)(12)(B) of the WIOA, the City of Charlotte will be designated as the local fiscal agent. The fiscal agent will disburse all funds for workforce investment activities at the discretion of the Local Board, in accordance with requirements of the WIOA.

ARTICLE IX. DISTRIBUTION OF FINANCIAL LIABILITY FOR DISALLOWED COSTS

The CLEOs shall be liable for misuse of grant funds allocated to the Local Area, pursuant to Section 107(d)(12)(B)(i)(I) of the WIOA. Designation of a local fiscal agent does not diminish such liability. In the event that any expenditure of funds is disallowed by the U.S. Department of Labor or the State of North Carolina, repayment of such funds shall occur in the following priority:

- a. The Local Board or its designee shall take all reasonable steps, including the institution of suit, to recover such funds from the agency or individual creating the misuse.
- b. The Local Board or its designee shall take all reasonable steps, including the institution of suit, to recover such funds from any applicable insurance carrier or bond issuer.
- c. The CLEOs, with the assistance and cooperation of the Local Board, will seek a waiver of liability pursuant to the WIOA.
- d. The funds may be recouped in one or more future program years, as permitted by law.

**AMENDED AND RESTATED CHARLOTTE REGIONAL
WORKFORCE CONSORTIUM AGREEMENT**

- e. The City and the County will repay such funds in amounts equal to the percentage of board appointments allotted to each CLEO.

ARTICLE X. AMENDMENTS

The agreement may be amended at any time upon the consent of all of the parties as evidenced by resolution of the governing bodies of each member government and as approved by the State.

ARTICLE XI. TERMINATION

The parties to this agreement may request termination at any time upon six months prior written notice, such termination to be effective when the Governor considers local Workforce Development Area re-designations or at the end of the then current grant administration agreement program year.

ATTEST

(Signature) Date

Daniel Clodfelter

Mayor,
City of Charlotte

ATTEST

(Signature) Date

Trevor Fuller

Chairman,
Mecklenburg County Board of Commissioners

RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN THE CITY
OF CHARLOTTE AND MECKLENBURG COUNTY

WHEREAS, in order to develop, as a joint undertaking, a project consisting of a continuous trail approximately 26-miles in length traversing the City of Charlotte consisting of paved pathways and greenways, bridges, plazas, associated infrastructure, amenities and site furnishings, referred to herein as the Cross Charlotte Trail ("TRAIL"), the City of Charlotte ("CITY") intends to enter into an interlocal agreement with Mecklenburg County ("COUNTY").

Whereas, the COUNTY has already constructed and maintains 7.6 total miles of TRAIL under its greenway program and is currently planning to construct approximately 5.5 additional miles of TRAIL, and recognizes the value to residents of connecting these greenways together to create one continuous pathway as TRAIL, and

WHEREAS, the CITY recognizes the value of TRAIL being a continuous pathway as an alternative transportation option in addition to providing recreational opportunities for its residents, and therefore desires to extend and connect segments of TRAIL developed by the COUNTY in order to complete the 26-mile continuous Trail traversing the CITY from Pineville to Cabarrus County, and

WHEREAS, the COUNTY intends to perform all routine maintenance on all existing and new segments of Trail after construction, including those segments developed by the CITY, and

WHEREAS, it is advantageous for CITY and COUNTY to work in joint cooperation to complete TRAIL, and allow one another to build segments of TRAIL on each other's property as appropriate, and to acquire joint easements of new segments of trail where needed.

NOW THEREFORE, BE IT RESOLVED by the City Council for the City of Charlotte, pursuant to Section 8-124 of the City of Charlotte Charter, that it hereby authorizes CITY to enter into an interlocal agreement with the COUNTY as follows:

CITY and COUNTY will jointly develop the 26-mile Cross Charlotte Trail as a joint undertaking. The City Manager or said Designee is authorized to negotiate the terms and execute an interlocal agreement and any subsequent amendments necessary to complete the Cross Charlotte Trail as described in this resolution.

THIS THE 28TH DAY OF September, 2015.

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of September, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 7-8.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 28th day of September, 2015.



Emily A. Kunze
Emily A. Kunze, Deputy City Clerk

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON SEPTEMBER 28, 2015**

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

WHEREAS, A Supplemental Agreement to an existing Municipal Agreement between the City and the North Carolina Department of Transportation (NCDOT) will allow the City to be reimbursed for additional traffic signal and intelligent transportation systems work on the widening and realignment of Mallard Creek Rd; and,

WHEREAS, the Supplemental Agreement provides for reimbursement not to exceed \$718,325.00 of the total cost of the project; and,

WHEREAS, the format and cost sharing philosophy is consistent with past Municipal Agreements: and,

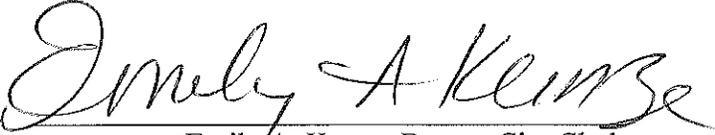
NOW, THEREFORE, BE IT RESOLVED that this resolution authorizing the City Manager to execute a supplemental agreement with the NCDOT for NCDOT to reimburse the City up to \$718,325.00, in addition to, \$396,000.00 of the original Municipal Agreement for a total of \$1,114,325.00 for the traffic signal and intelligent transportation systems work associated with this project is hereby formally approved by the City Council of the City of Charlotte and the City Manager and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the aforementioned groups.

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of September, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 9.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 28th day of September, 2015.




Emily A. Kunze, Deputy City Clerk

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE ADOPTING AND APPROVING THE EXCHANGE OF LAND RIGHTS IN THE LYNX RAIL CORRIDOR WITH MPV 2400 South Boulevard Investors, LLC (OR ITS SUCCESSORS AND ASSIGNS).

WHEREAS, the City of Charlotte (the "City") purchased the 130 foot wide Charter Right-of-Way, formerly owned by the Norfolk Southern Railroad; and

WHEREAS, in 2008, the City, through the action of its Council, adopted the New Bern Transit Station Area Plan to guide the development along the buffer area of the Right of Way; and

WHEREAS, the Staff is working with MPV 2400 South Boulevard Investors, LLC (the "Property Owner") regarding property adjacent to the Right of Way having tax I. D. number 12104116; and

WHEREAS, the buffer area in the Right of Way in which the Property Owner is interested lies outside of that portion of the Right of Way used for public transit; and

WHEREAS, in order to proceed with the development of the for mentioned property, the City of Charlotte agrees to exchange property rights for a full and fair compensation, as provided by the North Carolina General Statutes; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, as follows:

- A. The City shall receive from the Property Owner (or its successors and assigns), the following, which is a full and fair compensation for the exchange of property rights:
 1. Deed to approx. 9,020 square feet of underlying fee simple interest that will remain in use as part of the rail corridor.
 2. Installation of ballast rail curb.
 3. Maintenance of the streetscape improvements.
- B. The City shall release its charter (i.e. easement) rights to approx. 4,010 square feet for use by the Property Owner (or its successors and assigns) and shall grant a license agreement to the Property Owner (or its successors and assigns) in order to construct and maintain the streetscape improvements.

FURTHER RESOLVED, that the City Council for the City of Charlotte authorizes the City Manager (or his designee) to execute the necessary legal documents to complete the exchange of the land rights between the City and the Developer, or its successors and assigns,

ADOPTED this 28th day of September, 2015.

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of September, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 10-11.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 28th day of September, 2015.



Emily A. Kunze
Emily A. Kunze, Deputy 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:

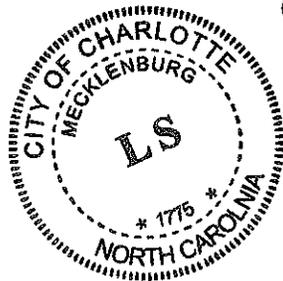
1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time 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 28th day of September 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, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of September, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 12-13.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 28th day of September, 2015.



Emily A. Kunze
Emily A. Kunze, Deputy City Clerk

Property Tax Refund Requests

1927 TRYON INVESTORS LLC	\$ 1,763.56
1927 TRYON INVESTORS LLC	692.08
1927 TRYON INVESTORS LLC	116.09
1927 TRYON INVESTORS LLC	1,589.75
1927 TRYON INVESTORS LLC	605.87
1927 TRYON INVESTORS LLC	1,935.35
1927 TRYON INVESTORS LLC	1,607.20
1927 TRYON INVESTORS LLC	258.16
1927 TRYON INVESTORS LLC	1,110.12
1927 TRYON INVESTORS LLC	921.97
1927 TRYON INVESTORS LLC	107.53
1927 TRYON INVESTORS LLC	801.04
1927 TRYON INVESTORS LLC	665.30
1927 TRYON INVESTORS LLC	77.59
BURKE, LAURANCE M	56.71
DAVIS, ANN	8.52
HASKIN, ALICE T	13.78
LEE, FRANK A III	1,876.48
MCNEAL, KENDRICK LAMON	52.44
MCNEAL, KENDRICK LAMON	52.44
MCNEAL, KENDRICK LAMON	56.24
MCNEAL, KENDRICK LAMON	77.33
MCNEAL, SANDRA L	23.85
MCNEAL, SANDRA L	19.66
MCNEAL, SANDRA L	19.66
MCNEAL, SANDRA L	21.09
ORT, PAUL K	111.44
ORT, PAUL K	111.44
TOM JAMES COMPANY	751.35
TOM JAMES COMPANY	337.42
WHITE, SANDRA GOINES	8.44
	<u>\$ 15,849.90</u>

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE an unopened portion of Whitten Street in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, the **Charlotte-Mecklenburg Housing Partnership** has filed a petition to close an unopened portion of Whitten Street in the City of Charlotte; and

Whereas, an unopened portion of Whitten Street is a 40-foot wide right-of-way that begins at its intersecting point with Woodward Avenue and continues north for approximately 240 feet to its terminus at an intersecting point with Carter Avenue, and consists of 9,311 square feet, as shown in the maps 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.

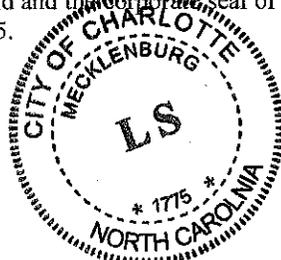
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of September 28, 2015, that it intends to close an unopened portion of Whitten Street and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 26th day of October 2015, 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, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of September, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 14-16.

WITNESS my hand and the seal of the City of Charlotte, North Carolina, the 28th day of September, 2015.



Emily A. Kunze, Deputy City Clerk

EXHIBIT A

Right of Way Abandonment Survey for Whitten Street

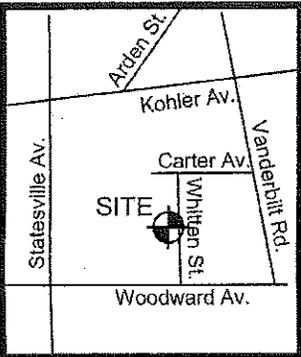
Total Area in R/W
9311.35 sf
0.214 AC

LINE	BEARING	DISTANCE
L1	N 88°15'28" E	18.31'
L2	N 86°34'57" E	20.46'

NOW OR FORMERLY
Druid Hills, LLC
Deed Bk. 13301, Pg. 839
Parcel #07904401
Map Bk. 40, Pg. 209
Mecklenburg Co. Registry

Carter Avenue
40' Public R/W

Woodward Avenue
50' Public R/W



VICINITY MAP (not to scale)
LEGEND

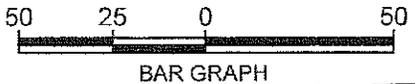
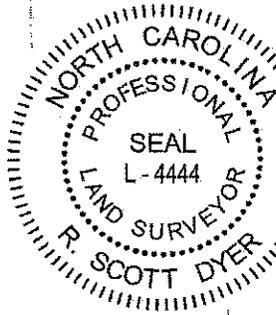
- RAW - RIGHT OF WAY
- OHE - OVERHEAD ELECTRIC
- ⊙ - POWER POLE
- ⌋ - GUYWIRE
- ⊗ - SANITARY MANHOLE

Easement shall be granted in favor of Charlotte-Mecklenburg and all other owners of existing underground utilities and facilities, upon, under and across the entire property described hereon for access to and for the installation, maintenance, replacement and repair of water lines, sanitary sewer, conduit and related equipment.

Charlotte-Meck. Housing Partnership, Inc.
Deed Bk. 28985, Pg. 660
Parcel #07904305
Mecklenburg Co. Registry

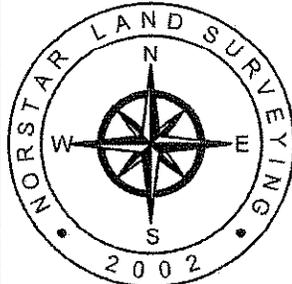
Charlotte-Meck. Housing Partnership, Inc.
Deed Bk. 28985, Pg. 660
Parcel #07904204
Mecklenburg Co. Registry

- NOTES:**
- * Deed Reference - Deed Bk. 28985, Pg. 660 Charlotte-Meck. Housing Partnership, Inc. Dated Feb. 5, 2014 Recorded in Mecklenburg Co. Registry
 - * Map Reference - Douglas Terrace Dated April, 1927
 - * Map Bk. 3, Pg. 332 Recorded in Mecklenburg Co. Registry
 - * Performed by H. L. Thomas, Engineer
 - * Property subject to recorded and unrecorded rights of way, easements and agreements as may appear.



I, R. Scott Dyer, certify that this plat was drawn under my supervision from an actual survey made under my supervision (deed description recorded in Book 28985, page 660, etc.); that the boundaries not surveyed are clearly indicated as drawn from information found in Book n/a, page n/a; that the ratio of precision as calculated exceeds 1:10,000; and that this map meets the requirements for The Standards of Practice for Land Surveying in North Carolina (21 NCAC 58. 1800). Witness my original signature, registration number and seal this 1st day of September, A.D., 2015.

R. Scott Dyer
R. Scott Dyer, PLS #4444



NORSTAR LAND SURVEYING, INC
552-B Newell Street NW
Concord, NC 28025
Ph 704 721 6651
Fax 704 721 6653
Firm Lic. # C-2294

Prepared for:
Charlotte-Mecklenburg Housing Partnership, Inc.

DRAWN BY: S. Kimrey
DATE: March 18, 2015
NLS NO.: 13123
SCALE: 1" = 50'

City of Charlotte Mecklenburg County, NC

EXHIBIT B

Beginning at ½" rebar, said rebar being located on the southern right-of-way of Carter Avenue (40' Public R/W) and the eastern right-of-way of Whitten Street (40' Public R/W); thence with the eastern right-of-way of Whitten Street, S 01°58'51" E 239.43 feet to a ½" pipe located on the northern right-of-way of Woodward Avenue (50' Public R/W); thence with the right-of-way of Woodward Avenue (50' Public R/W) S 88°02'45" W 39.14 feet to a ½" rebar on the northern right-of-way of said Woodward Avenue, said point also being located N 88°02'45" E 138.15 feet from a ½" rebar on the northern right-of-way of said Woodward Avenue; thence with the western right-of-way of said Whitten Street, N 01°53'24" W 238.98 feet to a ½" rebar on the southern right-of-way of abandoned Carter Avenue (Petition #02-17); thence with the southern right-of-way of said abandoned Carter Avenue the following two (2) calls: (1) N 88°15'28" E 18.31 feet to a calculated point; (2) N 86°34'57" E 20.46 feet to the POINT AND PLACE OF BEGINNING and containing 0.214 AC.

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 **BLUE LINE EXTENSION 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 **BLUE LINE EXTENSION PROJECT** and estimated to be **13,453 square feet (.309 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.: 091-067-09, said property currently owned by **CHARLOTTE & NICOLETTE, INC., WILSHIRE STATE BANK**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

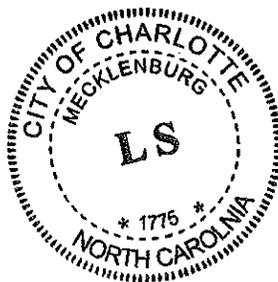
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of September, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 17.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 28th day of September, 2015.




Emily A. Kunze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **LILLY MILL DRAINAGE IMPROVEMENTS 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 **LILLY MILL DRAINAGE IMPROVEMENTS PROJECT** and estimated to be **51,672 square feet (1.186 acre) of storm drainage easement and 7,004 square feet (.161 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.: 173-325-11, said property currently owned by **QUAIL HOLLOW HOMEOWNERS ASSOCIATION #4, INC.**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

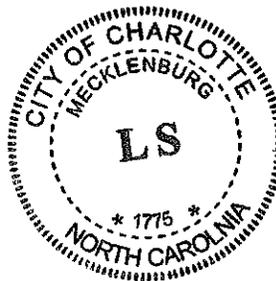
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of September, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 18.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 28th day of September, 2015.



Emily A. Kunze
Emily A. Kunze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **LYON COURT STORM DRAINAGE 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 **LYON COURT STORM DRAINAGE IMPROVEMENT PROJECT** and estimated to be **8,092 square feet (.186 acre) of storm drainage easement; 5,321 square feet (.122 acre) of temporary construction easement, and 16 square feet of utility easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel Nos.: 129-022-02 and 129-022-01, said property currently owned by **USSAM M. JAMIL and wife, STACY JAMIL; UNITED COMMUNITY BANK, Beneficiary, UMJ, INC., d/b/a AJ's AUTO IMPORTS; BUSINESS CAROLINA, INC., d/b/a BCI LENDING SERVICES**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

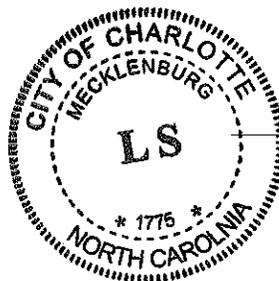
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of September, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 19.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 28th day of September, 2015.





Emily A. Kunze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **LYON COURT STORM DRAINAGE 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 **LYON COURT STORM DRAINAGE IMPROVEMENT PROJECT** and estimated to be **3,257 square feet (.075 acre) of storm drainage easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 095-073-07, said property currently owned by **JEANETTE V. BAMBAUER and spouse, if any; JPMORGAN CHASE BANK, N. A., Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of September, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 20.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 28th day of September, 2015.




Emily A. Kunze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **FEDERAL: NEVIN/GIBBON ROAD SIDEWALK PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **FEDERAL: NEVIN/GIBBON ROAD SIDEWALK PROJECT** and estimated to be **2,950 square feet (.068 acre) of fee-simple area; 406 square feet (.009 acre) of sidewalk/utility easement, and 367 square feet (.008 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.: 045-134-01, said property currently owned by **RALPH E. HARRIS and spouse, if any; KEVIN HARRIS and spouse, if any; PHIL P. HARRIS and spouse, if any; FIREHOUSE PRODUCTIONS LLC; INTERNATIONAL BUSINESS MACHINES (IBM); NORTH CAROLINA DEPARTMENT OF REVENUE, Possible Judgment Creditor; R & H REALTY CO., Possible Judgment Creditor; Z. E. RUAN, Possible Judgment Creditor; JEREMIAH A. HARRIS, Possible Judgment Creditor; CHARLOTTE-MECKLENBURG HOSPITAL AUTHORITY, Possible Judgment Creditor; THE COPTIC ORTHODOX CHURCH OF ST. MARK, INC., Possible Judgment Creditor, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

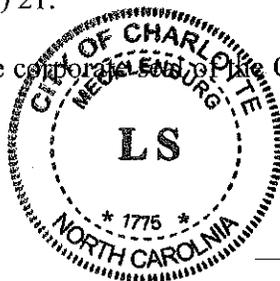
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of September, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 21.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 28th day of September, 2015.



Emily A. Kunze
Emily A. Kunze, Deputy City Clerk