

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
AMENDING THE FIVE-YEAR CAPITAL INVESTMENT PLAN FOR FISCAL YEARS  
2002 to 2006.**

---

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 Capital Investment Plan based on policy assumptions, so stated in the FY2002-2006 Capital Investment Plan that balance the potential physical development planning with long-range financial capacity; and

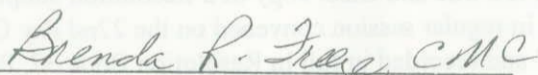
WHEREAS, from time to time the Capital Investment Plan must be amended to include changing conditions and new and amended capital projects

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby amend the Capital Investment Plan for fiscal years 2002 to 2006 to add design of the Cindy Lane Extension Capital Project to the Statesville Road Widening Capital Project at a cost of \$468,300. Project design funding is estimated to be available within the Statesville Road Widening budget. Future appropriations for construction of Cindy Lane Extension with complete with other capital projects in development of the FY2003-2007 Capital Investment Plan.

**CERTIFICATION**

I, Brenda R. Freeze, 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 12th day of November, 2001, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 451.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of November, 2001.

  
Brenda R. Freeze, CMC, City Clerk

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

**WHEREAS**, the City Council for the City of Charlotte finds as a fact that it is necessary to acquire certain real property as indicated below, for Airport purposes pursuant to the Charlotte/Douglas International Airport Master Plan; and

**WHEREAS**, the City in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owner regarding just compensation, and, therefore, has been unable to negotiate a purchase price; and

**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, utilizing the procedures of Article 9 of Chapter 136 of the North Carolina General Statutes as authorized by 7.81 of the Charter of the City of Charlotte, and otherwise under the authority and procedures of the laws of the State of North Carolina.

Parties in Interest

J.H. Adams	fee
John W. Adams	fee
Gary W. Watts	fee
Duke Power Co.	easements
Southern Public Utilities Co.	easement
Southern Railroad	right-of-way
City/County tax collector	property taxes
Possible judgment creditors	

Property description

TRACT I: Being all of Lot 7 in Block K of Berryhill Acres as shown on map thereof recorded in Map Book 6 at Page 561 in the Mecklenburg Public Registry.

TRACT II: Being all of Lots 1,2 and 3 in Block M of BERRYHILL ACRES as same is shown on map thereof recorded in Map Book 6 at Page 561 in the Mecklenburg Public Registry.

TRACT III: Being all of Tract One of Berryhill Acres as same shown on map thereof recorded in Map Book 6 at Page 561 in the Mecklenburg Public Registry, bounded on the North by the Southern Railroad and the Northerly margin of said subdivision, on the south of Lots in Block H; on the East by Lots in Block M; and on the West by Lots in Block K, all in said subdivision.

The parcels have the Tax Code 113-101-04.

Appraised Value

\$20,300 or such other amount as may be subsequently determined pursuant to applicable City, FAA or other Federal Regulations.

IT IS FURTHER RESOLVED that the appraised value of 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, Brenda R. Freeze, 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 12th day of November, 2001, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 452-453.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2001.

  
Brenda R. Freeze, 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 **ROBINHOOD 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 **ROBINHOOD ROAD SIDEWALK PROJECT** and estimated to be approximately **1,382 square feet (.031 acre) for a 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. 185-102-31, said property currently owned by **BOYD A. CORRELL and wife, ANN G. CORRELL; Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:


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

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

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of November, 2001, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 454.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of November, 2001.

  
Brenda R. Freeze, 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 **ASBURY AVENUE EXTENSION**; 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 **ASBURY AVENUE EXTENSION** and estimated to be approximately **18,300 square feet (.404 acre) for fee-simple acquisition** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 077-194-06, said property currently owned by **LEROY CROSBY and spouse, if any; ESTATE OF RICHARD F. HARRIS, III, Attorney at Law, Judgment Creditor; Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of November, 2001, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 455.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of November, 2001.

  
Brenda R. Freeze, 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 **ASBURY AVENUE EXTENSION**; 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 **ASBURY AVENUE EXTENSION** and estimated to be approximately **7,500 square feet (.172 acre) for fee-simple acquisition** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 077-192-15, said property currently owned by **ALONZO WALLACE and spouse, if any; WILLIAM BARBER and spouse, if any; BARBARA SUE STERVIDENT (a/k/a Barbara Sue Sturdivant) and spouse, if any; BEBELYN BROWN HARRIS and spouse, if any; JUDITH BROWN MCCORKLE and spouse, if any; Any Other Heirs of the Estate of Lola Wallace Bland; Any Other Heirs of the Estate of Eloise B. Brown; CAROLINAS MEDICAL CENTER, Possible Judgment Creditor; STATE DEPARTMENT OF REVENUE, Possible Judgment Creditor; WACHOVIA BANK & TRUST COMPANY, Possible Judgment Creditor; GENERAL MOTORS ACCEPTANCE CORPORATION; JOHN VALENTIN, Possible Judgment Creditor; PRESBYTERIAN HOSPITAL, Possible Judgment Creditor; Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

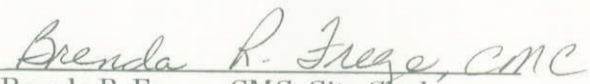
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of November, 2001, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 456.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of November, 2001.

  
Brenda R. Freeze, 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 **STATESVILLE AVENUE 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 **STATESVILLE AVENUE WIDENING PROJECT** and estimated to be approximately **1,174 square feet (.269 acre) for fee-simple and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 077-052-29, said property currently owned by **HAZELINE T. HARRIS and spouse, if any; EUNICE ADELL DOWDY and spouse, if any; WALTER B. TAYLOR, JR., and spouse, if any; Any Other Heirs of the Estate of Ada Yarborough Taylor; Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:


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

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

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of November, 2001, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 457.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of November, 2001.

  
Brenda R. Freeze, CMC, City Clerk

RESOLUTION AUTHORIZING THE CONVEYANCE OF LAND

---

WHEREAS, the City of Charlotte owns approximately 106 acres of land more particularly identified as Tax Parcel No. 143-031-03 ("City Property") and located in Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, said City Property is currently under option to Childress-Klein Properties, Inc.; and

WHEREAS, said option provides for sale of City Property in accordance with applicable law; and

WHEREAS, Childress-Klein Properties, Inc. desires to exercise its option; and

WHEREAS, the City Council of the City of Charlotte has determined that the sale of the City Property will advance the City's Council-adopted Economic Development Strategic Plan and/or the Council-adopted Southwest District Plan; and

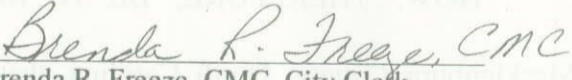
WHEREAS, notice of the proposed transaction was advertised at least ten days prior to the adoption of this Resolution.

NOW THEREFORE, BE IT RESOLVED by the City Council for the City of Charlotte, pursuant to Section 8.22(d) of the City of Charlotte Charter, that it hereby authorizes the use of private sale in the exercise of the afore-mentioned option to convey the above referenced City Property.

CERTIFICATION

I, Brenda R. Freeze, 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 12th day of November, 2001, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 458.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of November, 2001.

  
Brenda R. Freeze, CMC, City Clerk