

BUSINESS PRIVILEGE LICENSE
REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT</u>
Anthem Homeowners Association	\$ 213.75
Ruby Ann Wasso	<u>100.00</u>
TOTAL	<u>\$ 313.75</u>

EXTRACTS FROM MINUTES OF CITY COUNCIL

* * *

A Regular Meeting of the City Council of the City of Charlotte, North Carolina was duly held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 p.m. on March 22, 2010:

Members Present: Barnes, Cannon, Carter, Cooksey, Dulin,
Howard, Bergess, Mitchell, Peacock, Turner

Members Absent: NA

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* * *

Councilmember Cannon moved that the following resolution (the "Resolution") be adopted, a copy of which was available with the City Council and which was read by title:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AUTHORIZING THE NEGOTIATION OF AN INSTALLMENT FINANCING CONTRACT, DIRECTING THE PUBLICATION OF NOTICE WITH RESPECT THERETO AND PROVIDING FOR CERTAIN OTHER RELATED MATTERS THERETO

WHEREAS, the City of Charlotte, North Carolina (the "City") is a municipal corporation duly created and validly existing under and by virtue of the Constitution, statutes and laws of the State of North Carolina (the "State");

WHEREAS, the City has the power pursuant to the General Statutes of North Carolina to (1) purchase real and personal property, (2) enter into installment financing contracts in order to finance the purchase of real and personal property used, or to be used, for public purposes and (3) grant a security interest in some or all of the property purchased to secure repayment of the purchase price;

WHEREAS, the City Council determines that it is in the best interest of the City to enter into:

- (1) an installment financing contract (the "Contract") with New Charlotte Corporation, a North Carolina nonprofit corporation, in order to finance (a) the purchase of certain personal property (the "Equipment") for use by various City departments for the City's general governmental purposes, (b) (i) the construction, furnishing and equipping of a fire station (the "Fire Station"), (ii) the construction, furnishing and equipping of a police station (the "Police Station") and (iii) the construction, furnishing and equipping of a consolidated fire department headquarters (the "Fire Headquarters") (collectively, the "Projects") and (c) certain costs related to the execution and delivery of the Contract; and

(2) a deed of trust and security agreement (the "*Deed of Trust*") related to all or a portion of the City's fee simple interest in the real property on which one or more of the Fire Station, the Police Station and the Fire Headquarters will be located (collectively, the "*Sites*," and together with the improvements thereon, the "*Mortgaged Property*");

WHEREAS, to further secure its obligations under the Contract, the City will grant to the Corporation and its assignee under the Contract a security interest in the Equipment acquired with the proceeds of the Contract;

WHEREAS, the City hereby determines that the acquisition of the Equipment and the Projects is essential to the City's proper, efficient and economic operation and to the general health and welfare of its inhabitants; that the Equipment and the Projects will provide an essential use and will permit the City to carry out public functions that it is authorized by law to perform; and that entering into the Contract and Deed of Trust is necessary and expedient for the City by virtue of the findings presented herein;

WHEREAS, the City hereby determines that the Contract allows the City to purchase the Equipment and the Projects and take title thereto at a favorable interest rate currently available in the financial marketplace and on terms advantageous to the City;

WHEREAS, the City hereby determines that the estimated cost of the acquisition of the Equipment and the Projects is an amount not to exceed \$40,000,000, and that such cost of the acquisition of the Equipment and the Projects exceeds the amount that can be prudently raised from currently available appropriations, unappropriated fund balances and non-voted bonds that could be issued by the City in the current fiscal year pursuant to Article V, Section 4 of the Constitution of the State;

WHEREAS, although the cost of the acquisition of the Equipment and the Projects pursuant to the Contract is expected to exceed the cost of the acquisition of the Equipment and the Projects pursuant to a bond financing for the same undertaking, the City hereby determines that the cost of the acquisition of the Equipment and the Projects pursuant to the Contract and Deed of Trust and the obligations of the City thereunder are preferable to a general obligation bond financing or revenue bond financing for several reasons, including but not limited to the following: (1) the cost of a special election necessary to approve a general obligation bond financing, as required by the laws of the State, would result in the expenditure of significant funds; (2) the time required for a general obligation bond election would cause an unnecessary delay which would thereby decrease the financial benefits of acquiring the Equipment and acquiring, constructing, improving and equipping the Projects; and (3) no revenues are produced by the Equipment and the Projects so as to permit a revenue bond financing;

WHEREAS, the City has determined and hereby determines that the estimated cost of the acquisition of the Equipment and the Projects pursuant to the Contract reasonably compares with an estimate of similar costs under a bond financing for the same undertaking as a result of the findings delineated in the above preambles;

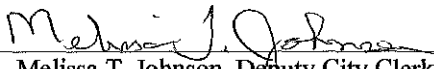
WHEREAS, the City does not anticipate a future property tax increase to pay installment payments falling due under the Contract;

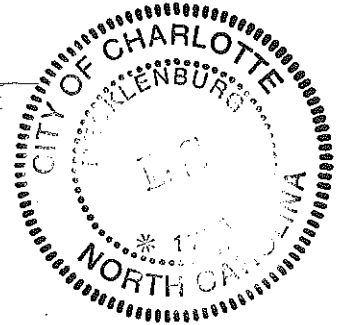
WHEREAS, the sums to fall due under the Contract will be adequate but not excessive for its proposed purpose;

CERTIFICATION

I, Melissa T. Johnson, 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 22nd day March, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Pages (421-423).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 2010.


Melissa T. Johnson, Deputy City Clerk



RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a portion of Eveningside Drive in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Mecklenburg County** has filed a petition to close **a portion of Eveningside Drive** in the City of Charlotte; and

Whereas, a portion of Eveningside Drive lies within the Optimist Park Community, a 30 foot wide right-of-way beginning at Belmont Avenue and continuing approximately 450 feet southwestwardly to its terminus and consisting of 13,937 square feet, as shown in the map marked "Exhibit A" and is more particularly described by metes and bounds in the document marked "Exhibit B" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in G.S. §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.

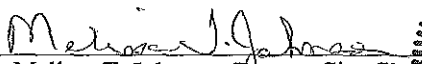
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of March 22, 2010, that it intends to close a portion of Eveningside Drive and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 26th, day of April 2010, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

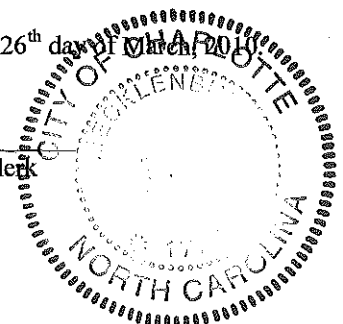
The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by G.S. §160A-299.

CERTIFICATION

I, Melissa T. Johnson, 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 22nd day March, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 424.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March 2010.


Melissa T. Johnson, 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:

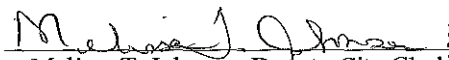
1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time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

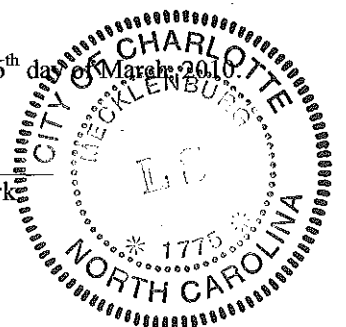
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 22nd day of March, 2010 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

CERTIFICATION

I, Melissa T. Johnson, 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 22nd day March, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Pages (425-426).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 2010.


Melissa T. Johnson, Deputy City Clerk



TAXPAYERS AND REFUNDS REQUESTED
(Clerical Error)

<u>NAME</u>	<u>AMOUNT</u>
DUKE ENERGY BUSINESS SERVICES	\$ 197,279.88
KLINE, F A SR	49.99
FIFTH THIRD BANK	103,147.22
JACOBS FORK PROPERTIES LLC	452.12
CAROLINA STYLE PROPERTIES LLC	183.44
MOUNTAINBROOK CLUB INC	8.66
RICHARDSON PHILIP HOME IMPROVEMENTS	72.15
BEVANS STEEL FABRICATION INC	575.88
CRUTCHFIELD CAPITAL	194.23
SALON STUDIOS INC	84.08
CORNERSTONE CONFERENCE	1,219.88
WELLS FARGO HOME MTG	169.10
NOTHING BUT NOODLES CHARLOTTE NOODLES # 2, LLC	1,030.63
NOTHING BUT NOODLES CHARLOTTE NOODLES #1 LLC	992.82
STEVE MOORE CHEVROLET	3,161.99
BURGESS SALES & SUPPLY INC	2,886.28
REITZEL, RAYMOND	31.15
HAMDOUN, GHASAN	81.17
LANCE MFG LLC	40,694.97
LANCE INC	969.49
TATUM, LEWIS	67.37
ANDERS, DIANE H	592.52
TRAVIS, AMANDA	134.22
TOTAL	<u>\$ 354,079.24</u>

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **2009 ANNEXATION-HOOD ROAD NORTH SANITARY SEWER 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 **2009 ANNEXATION-HOOD ROAD NORTH SANITARY SEWER IMPROVEMENTS PROJECT** and estimated to be approximately **10,521 square feet (.242 acre) of sanitary sewer easement 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.: 105-131-46 said property currently owned by **JOHN C. WILSON, JR. (a/k/a John Columbus Wilson, Jr.) and wife, JANE H. WILSON (a/k/a Jane Hughes Wilson); JOHN A. WILSON (a/k/a John Alexander Wilson) and wife, GINA M. WILSON (a/k/a Gina Marion Wilson); KATHLEEN T. KENNEDY, Trustee; CAROLINA MORTGAGE SERVICES, INC., Lender; MERS (Mortgage Electronic Registration Services, Inc.), Beneficiary, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

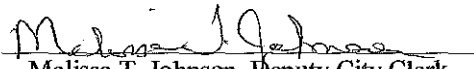
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

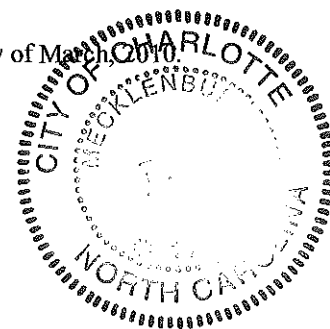
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Melissa T. Johnson, 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 22nd day March, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 427.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 2010.


Melissa T. Johnson, 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 **2009 ANNEXATION-HOOD ROAD NORTH SANITARY SEWER 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 **2009 ANNEXATION-HOOD ROAD NORTH SANITARY SEWER IMPROVEMENTS PROJECT** and estimated to be approximately **41,970 square feet (.963 acre)** of **sanitary sewer easement 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 Nos.: 105-153-51 and 105-153-50, said property currently owned by **JONATHAN COOPER YOUNG and wife, COLLEEN JENNIFER YOUNG, 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.

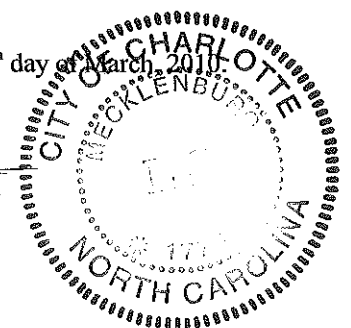
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Melissa T. Johnson, 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 22nd day March, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 428.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 2010.


Melissa T. Johnson, 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 **STATESVILLE ROAD WIDENING (I-85 to SUNSET) 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 ROAD WIDENING (I-85 to SUNSET) PROJECT** and estimated to be approximately **11,363 square feet (.261 acre) of storm drainage easement, utility easement, permanent easement, 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. 041-156-13, said property currently owned by **TRUCK PART SERVICE, INC.; PRLAP, INC., Trustee; BANK OF AMERICA, N.A., Beneficiary, Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

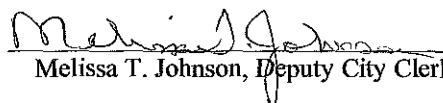
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Melissa T. Johnson, 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 22nd day March, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 429.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 2010.


Melissa T. Johnson, 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 **STATESVILLE ROAD WIDENING (I-85 to SUNSET) 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 ROAD WIDENING (I-85 to SUNSET) PROJECT** and estimated to be approximately **1,431 square feet (.033 acre) of fee-simple, storm drainage easement, 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. 045-324-04, said property currently owned by **JUDY E. WIKE and spouse, if any, Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

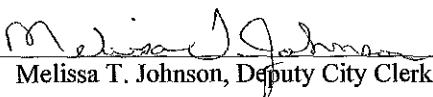
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Melissa T. Johnson, 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 22nd day March, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 430.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 2010.


Melissa T. Johnson, 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 **STATESVILLE ROAD WIDENING (I-85 to SUNSET) 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 ROAD WIDENING (I-85 to SUNSET) PROJECT** and estimated to be approximately **3,490 square feet (.080 acre) of fee-simple, utility easement, 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. 041-211-18, said property currently owned by **FINLEY A. O'NEAL, JR. and wife, KATRINA S. O'NEAL; TRSTE, INC., Trustee; WACHOVIA BANK, NATIONAL ASSOCIATION, Beneficiary, CHARLOTTE-MECKLENBURG TAX COLLECTOR, Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

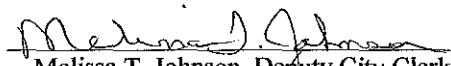
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Melissa T. Johnson, 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 22nd day March, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 431.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of March, 2010.


Melissa T. Johnson, Deputy City Clerk

