

**RESOLUTION BY THE CITY COUNCIL OF THE
CITY OF CHARLOTTE, NORTH CAROLINA ON NOVEMBER 14, 2011**

WHEREAS, the National League of Cities is a membership organization of over 1,900 cities and towns in the United States; and,

WHEREAS, the City of Charlotte recognizes the importance of its affiliation with the National League of Cities and its collaboration with other urban areas throughout the United States; and,

WHEREAS, the National League of Cities holds an annual National Congress of Cities, which provides opportunities for municipalities to exchange ideas, learn best practices, strengthen communication and provide common solutions to the challenging issues confronting its members; and,

WHEREAS, the City of Charlotte successfully hosted the 2005 National Congress of Cities; and,

WHEREAS, the City of Charlotte recognizes the hospitality and tourism industry as one of its most significant industries; and,

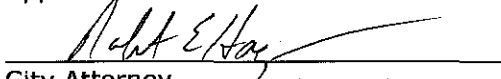
WHEREAS, on November 10, 2011, the National League of Cities Board of Directors received the City of Charlotte's proposal to host the 2016 convention; and,

WHEREAS, the City of Charlotte enthusiastically supports bringing the 2016 National Congress of Cities to take place in its facilities such as the Charlotte Convention Center.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby extend the invitation to the National League of Cities to hold its 2016 National Congress of Cities in Charlotte, North Carolina in November or December 2016.

This 14th day of November 2011.

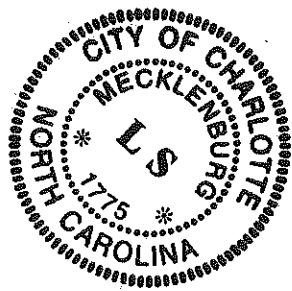
Approved as to form:

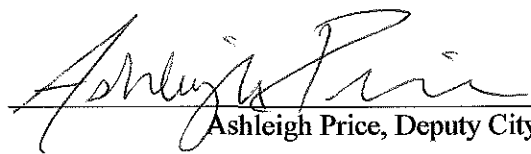
Sr. Dep. 
City Attorney

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011., the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (387-388).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, Deputy City Clerk

**RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA ON NOVEMBER 14, 2011**

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

WHEREAS, the Municipality will reimburse NCDOT for the relocation and adjustment of water and sewer lines along Sam Newell Road; and,

WHEREAS, the Utility Department has programmed funding for said Water and Sewer Construction under Project B-4201; and,

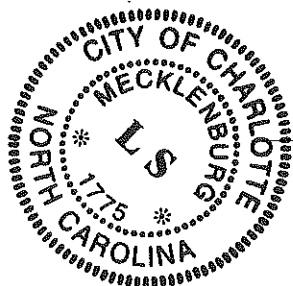
WHEREAS, under the proposed Agreement and subject to the Agreement provisions, the Municipality shall reimburse the Department for actual construction costs at the conclusion of the project.

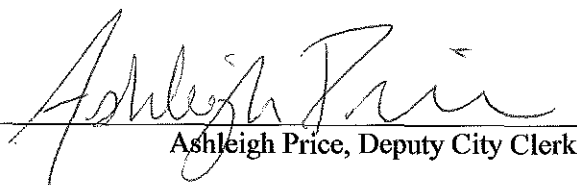
NOW, THEREFORE, BE IT RESOLVED that the Municipal Agreement between the North Carolina Department of Transportation and the City of Charlotte Department of Transportation, is hereby formally approved by the City Council of the City of Charlotte and the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 389.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, Deputy City Clerk

CHARLOTTE CITY COUNCIL

Resolution Authorizing Donation of Personal Property

Whereas, North Carolina G.S. 160A-280 allows a city to donate any personal property that the governing board deems to be surplus, obsolete, or unused to a nonprofit organization and;

Whereas, the City Manager has recommended that the property listed on the attached Exhibit A be declared as surplus; now therefore,

Be it resolved, by the Charlotte City Council that the City Manager or his designee is authorized to donate surplus personal property described on Exhibit A, to Goodwill Industries of the Southern Piedmont. The donation will take place after each of the following two criteria is met:

- a) The City Manager or his designee shall post a public notice at least five days prior to the adoption of a resolution approving the donation; and,
- b) The resolution shall be adopted prior to making any donation of surplus, obsolete, or unused personal property as required by North Carolina General Statute 160A-280.

Adopted on this 14th day of November, 2011

Goodwill Donation List November 14, 2011

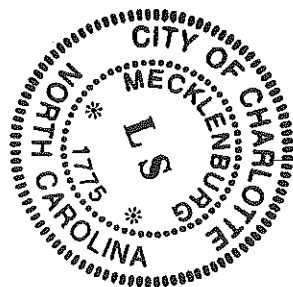
Attachment 1

<u>Donation Type</u>	<u>Quantity</u>
Laptops	192
Computer Processors	178
Computer Monitors	81
Printers/Scanners/Faxes	184
Servers	14
TV's	7
Misc. other electronics	73
Total	<u>729 items</u>

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 14th day of November 2011 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

TAXPAYERS AND REFUNDS REQUESTED
(Clerical Error)

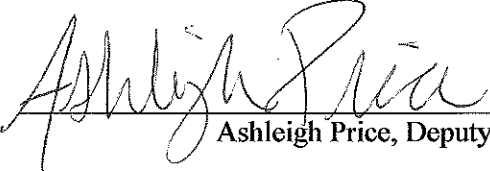
<u>Name</u>	<u>Amount</u>
ATLANTIC COAST HOME CARE	\$ 3.66
BAC TAX SERVICES CORPORATION	89.13
BB&T PROPERTY TAX	5,628.74
BOYCE, MARY	134.08
BRAWLEY FARMS HOMEOWNERS ASSOC INC	1,276.02
CAROLINA GREEN FOODSERVICE SUPPLY	148.82
CHARLOTTE EXECUTIVE SERVICES	924.26
FORSHAY, NEIL	64.58
GAZELLES SYSTEMS LLC	18.06
HELMS, REBECCA J	164.90
LEAD TECHNOLOGIES INC	1,989.75
MORGAN, JONATHAN	16.42
PLYLER PAPER STOCK CO INC	1,482.66
PRICE, JOSEPH R	136.86
QUEEN CITY LUMBER & SUPPLY CO	505.47
SHARONVIEW FEDERAL CREDIT UNION	93.80
SOUL GASTRO LOUNGE	413.95
ST PETER'S HOMES INC	1,188.00
STAR LEASING	338.58
TRUONG, PETER D	267.12
	<u>\$ 14,884.86</u>

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 392-393.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, Deputy City Clerk

**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 14th day of November 2011 that those taxpayers listed on the schedule of "Business Privilege License Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

BUSINESS PRIVILEGE LICENSE REFUNDS REQUESTED

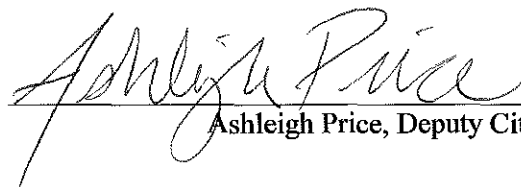
<u>Name</u>	<u>Amount</u>
Alpine Heating and A/C Service Inc	445.20
Cirrus Medical Staffing	93.02
Consolidated Building Services, Inc	18.72
Courtyard by Marriott	\$ 1,961.65
Gentle Touch Home Care of NC	49.80
Hef's on Park, LLC	321.60
LN Computer Enterprise	130.00
Palatial Furniture LLC	86.25
Quality Business Forms and Printing, Inc	78.78
Real Estate Express, Inc	944.41
Skye RVs LLC	20.00
The Princeton Review	150.00
Wells Fargo Dealer Services	200.00
WHN Architects, PA	5,438.00
Withers & Ravenel, Inc	50.00
Zebra Restaurant	1,051.65
	<u>\$ 11,039.08</u>

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 394-395.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, 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 **ALLENBROOK/WESTRIDGE STREAM RESTORATION AND FLOOD CONTROL 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 **ALLENBROOK/WESTRIDGE STREAM RESTORATION AND FLOOD CONTROL PROJECT** and estimated to be approximately **1,736 square feet (.040 acre) of storm drainage easement and 2,422 square feet (.056 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 057-062-32, said property currently owned by **WILLIAM EDWARD SMITH, JR. and spouse, if any; CITY OF CHARLOTTE; EQUITY RESIDENTIAL PROPERTIES, Possible Judgment Creditor; STATE OF NORTH CAROLINA, Possible Judgment Creditor; REAL CREATIVE HOLDINGS, LLC, Possible Judgment Creditor; HSBC BANK NEVADA, NA, Possible Judgment Creditor; LVNV FUNDING, LLC; MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

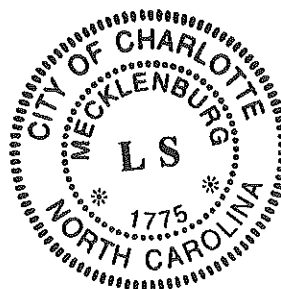
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

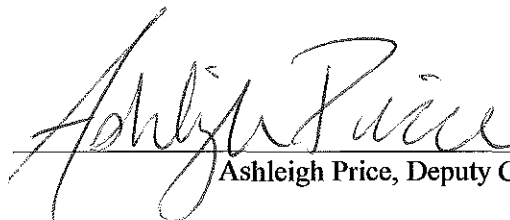
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 396.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, 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 **ALLENBROOK/WESTRIDGE STREAM RESTORATION AND FLOOD CONTROL 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 **ALLENBROOK/WESTRIDGE STREAM RESTORATION AND FLOOD CONTROL PROJECT** and estimated to be approximately **1,412 square feet (.032 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.: 057-056-17, said property currently owned by **GEAN C. SYLVER and spouse, if any; BRENDA SYLVER McCONICO (a/k/a "McConice") and spouse, if any; LEA SYLVER and spouse, if any; NATALIE SYLVER and spouse, if any; MORRIS E. SYLVER, JR. and spouse, if any; MARION SYLVER and spouse, if any; MATTHEW SYLVER and spouse, if any; TAYLOR SYLVER and spouse, if any; CHRISTIAN SYLVER and spouse, if any; MITCHELL SYLVER and spouse, if any; and Any and All of the HEIRS OF THE ESTATE OF MORRIS ERWIN SYLVER, SR.; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. ("MERS"), Beneficiary; CHARLOTTE EYE EAR NOTE & THROAT ASSOCIATION, PA, Possible Judgment Creditor; STATE OF NORTH CAROLINA, Possible Judgment Creditor; THE CHAR-MECK HOSPITAL AUTHORITY, Possible Judgment Creditor, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

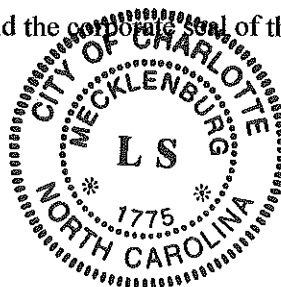
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 397.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 **ALLENBROOK/WESTRIDGE STREAM RESTORATION AND FLOOD CONTROL 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 **ALLENBROOK/WESTRIDGE STREAM RESTORATION AND FLOOD CONTROL PROJECT** and estimated to be approximately **1,321 square feet (.030 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.: 057-056-12, said property currently owned by **DAVID A. STOGNER and wife, DEBBIE H. STOGNER; PALISADES COLLECTION, LLC, Possible Judgment Creditor; MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 398.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 **ALLENBROOK/WESTRIDGE STREAM RESTORATION AND FLOOD CONTROL 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 **ALLENBROOK/WESTRIDGE STREAM RESTORATION AND FLOOD CONTROL PROJECT** and estimated to be approximately **6,673 square feet (.153 acre) of sanitary sewer easement; 22,368 square feet (.513 acre) of storm drainage easement; 4,790 square feet (.110 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 063-084-08, said property currently owned by **EAST COAST PROPERTIES, LLC; BAYVIEW LOAN SERVICING, LLC, Beneficiary; WACHOVIA BANK, NATIONAL ASSOCIATION; LIDIA BORA, Beneficiary; VILLAGE BANK & TRUST, 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, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 399.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS**; 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 **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS** and estimated to be approximately **103 square feet (.002 acre) of sidewalk/utility easement; 436 square feet (.010 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 075-039-02, said property currently owned by **BEATTIES FORD ROAD DEVELOPMENT, INC.; UNITED STATES DEPARTMENT OF THE TREASURY-INTERNAL REVENUE SERVICE, Judgment Creditor; JOHNNY A. WILLIAMS and wife, FELECIA H. WILLIAMS, Beneficiary; MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

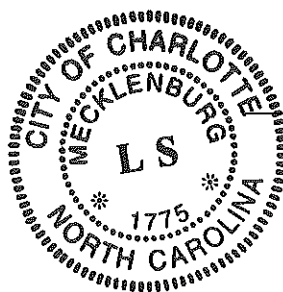
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

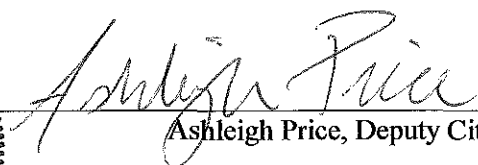
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 400.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, 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 **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS**; 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 **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS** and estimated to be approximately **2,810 square feet (.065 acre) of sidewalk/utility easement; 8,985 square feet (.206 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.: 075-039-01, said property currently owned by **BEATTIES FORD ROAD DEVELOPMENT, INC.; UNITED STATES DEPARTMENT OF TREASURY-INTERNAL REVENUE SERVICE, Judgment Creditor; JOHNNY A. WILLIAMS and wife, FELECIA H. WILLIAMS, Beneficiary; RAYMOND R. PHARR and wife, PAULINE HARRIS PHARR, Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

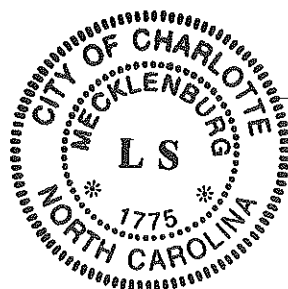
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

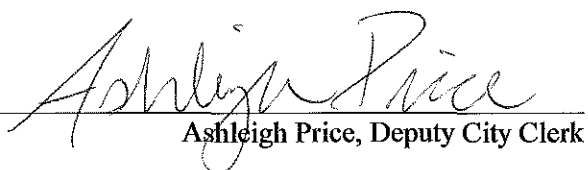
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 401.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, 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 **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS**; 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 **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS** and estimated to be approximately **1,552 square feet (.036 acre) of sidewalk/utility easement; 917 square feet (.021 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.: 075-011-06, said property currently owned by **DALEBROOK PROFESSIONAL CENTER, INC.**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

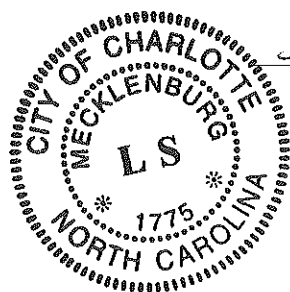
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 402.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be **893 square feet (.021 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.: 131-061-16, said property currently owned by **MICHAEL STEWART SHOOK and spouse, if any; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., ("MERS"), Nominal Beneficiary, RBC MORTGAGE COMPANY, Lender,** or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

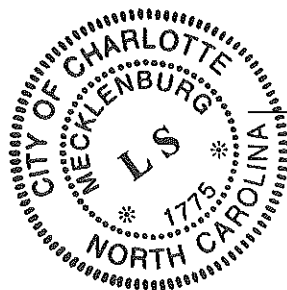
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

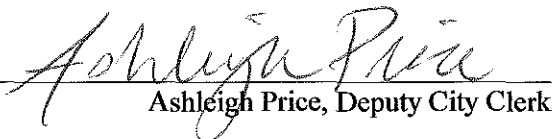
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 403.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, 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 **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be **851 square feet (.020 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.: 131-092-09, said property currently owned by **GLORIA J. McNEILL and spouse, if any; SHEILA PRINCE (a/k/a "Shelia Prince") and spouse, if any; BANK OF AMERICA, N. A., Beneficiary; WALLACE NEWMAN CONSTRUCTION CLEANUP, LLC, Possible Judgment Creditor;**

or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

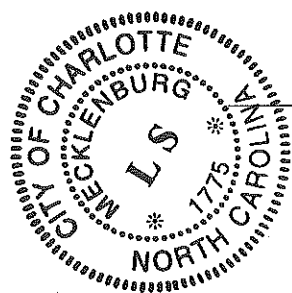
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 404.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be **1,331 square feet (.031 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.: 131-092-02, said property currently owned by **GLORIA J. McNEILL and spouse, if any; SHEILA PRINCE (a/k/a "Shelia Prince") and spouse, if any; BANK OF AMERICA, N. A., Beneficiary; WALLACE NEWMAN CONSTRUCTION CLEANUP, LLC, Possible Judgment Creditor, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 405.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be **774 square feet (.018 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 131-102-16, said property currently owned by **DESIGN CONSTRUCTION SERVICES, INC.; WACHOVIA BANK NATIONAL ASSOCIATION, Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

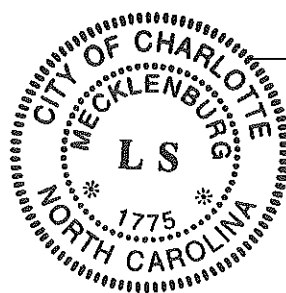
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 406.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be **83 square feet (.002 acre) of storm drainage easement; 803 square feet (.018 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 131-062-16, said property currently owned by **HELMUTH PAVEL HERNANDEZ and spouse, if any; SUPERIOR HOME MORTGAGE CORPORATION, Lender; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., ("MERS"), Nominal Beneficiary; FLEET NATIONAL BANK, Beneficiary, CITIBANK SOUTH DAKOTA, NA, Possible Judgment Creditor; DISCOVER BANK, Possible Judgment Creditor, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

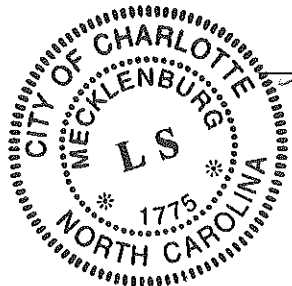
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 407.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **EASTWAY/SHEFFIELD NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be **54 square feet (.001 acre) of storm drainage easement; 84 square feet (.002 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.: 131-104-11, said property currently owned by **ZAIDE HAILE and spouse, if any; NEGESTI GEBRESELASIE (a/k/a "Negesti Gebreslasie", "Negesti Gebreselasle", "Negesti G. Gebreslassie") and spouse, ALEM T. SERTSU; ROBERT E. JOHNSON and wife, EVA D. JOHNSON, Beneficiary; ELIZABETH ANN JOHNSON, Individually and as Trustee of the Robert Earl Johnson Trust dated 4/28/2008, Beneficiary; WELLS FARGO BANK, N. A., Beneficiary; CITY OF CHARLOTTE, 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, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 408.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 **MILHAVEN LANE SIDEWALK 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 **MILHAVEN LANE SIDEWALK IMPROVEMENT PROJECT** and estimated to be **1,518 square feet (.035 acre) of existing right-of-way; 1,530 square feet (.035 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.: 041-211-04, said property currently owned by **HEIRS OF WILLIAM F. STATON**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

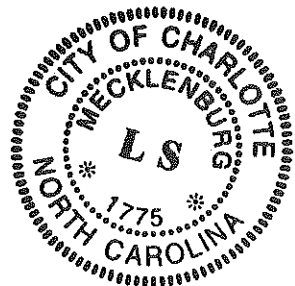
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

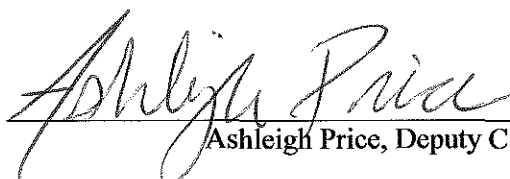
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 409.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, 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 **NEVIN NEIGHBORHOOD IMPROVEMENT PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **NEVIN NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be **426 square feet (.010 acre) of storm drainage easement and 1,203 square feet (.028 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 045-312-15, said property currently owned by **CROSBY N. PIERCE and spouse, if any; COUNTRYWIDE BANK, FSB, Lender; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., Nominal Beneficiary; CITY OF CHARLOTTE**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

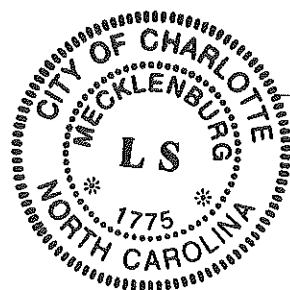
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 410.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 **NEVIN NEIGHBORHOOD IMPROVEMENT PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **NEVIN NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be **1,042 square feet (.024 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.: 045-293-23, said property currently owned by **TOU T. THAO and wife, KA VUE; FEDERAL HOME IMPROVEMENT CORP., Beneficiary; 1st CHOICE MORTGAGE EQUITY CORPORATION, Lender; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. ("MERS"), Nominal Beneficiary; WACHOVIA BANK, NATIONAL ASSOCIATION, Lender, 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.

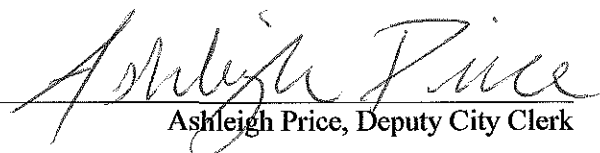
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 411.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, 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 **OLD DOWD ROAD SANITARY SEWER 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 **OLD DOWD ROAD SANITARY SEWER PROJECT** and estimated to be **999 square feet (.023 acre) of sanitary sewer easement and 411 square feet (.009 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.: 113-045-20, said property currently owned by **PMP ENTERPRISES, LLC; PORT-JON OF THE PIEDMONT, INC., Possible Judgment Creditor; MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 412.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, 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 **THOMASBORO/HOSKINS NEIGHBORHOOD IMPROVEMENT PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **THOMASBORO/HOSKINS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be **4,361 square feet (.100 acre) of fee-simple area and 9,096 square feet (.209 acre) of existing right-of-way** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 063-084-08, said property currently owned by **EAST COAST PROPERTIES, LLC; BAYVIEW LOAN SERVICING, LLC, Beneficiary; EDGEMARK GROUP, INC., Beneficiary; LIDIA BORA, 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.

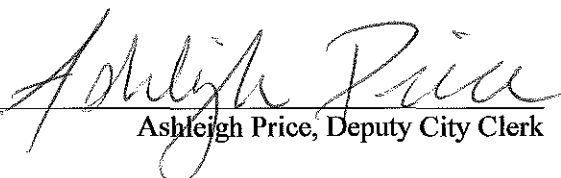
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 413.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, Deputy City Clerk

RESOLUTION CLOSING A RESIDUAL PORTION OF PIEDMONT ROW DRIVE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a residual portion of Piedmont Row Drive which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a residual portion of Piedmont Row Drive to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an access easement to Duke Energy, Windstream, Piedmont Natural Gas, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked "Exhibit A"; and

WHEREAS, the public hearing was held on the 14th day of November, 2011, and City Council determined that the closing of a residual portion of Piedmont Row Drive is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

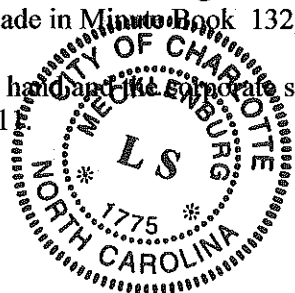
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of November 14, 2011, that the Council hereby orders the closing of a residual portion of Piedmont Row Drive in the City of Charlotte Mecklenburg County, North Carolina as shown in the maps marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibits B", both of which are attached hereto and made a part hereof.

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

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in ~~Minute Book~~ ^{Resolution Book} 132, and recorded in full in Resolution Book 43, Page(s) 414-16.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



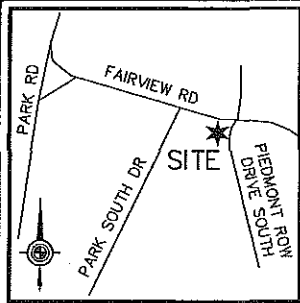

Ashleigh Price, Deputy City Clerk

EXHIBIT MAP

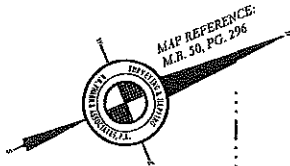
THIS MAP WAS DRAWN FROM EXISTING RECORDS, NO ACTUAL SURVEY WAS PERFORMED TO PRODUCE THIS MAP.

LINE	BEARING	DISTANCE
L1	N21°06'24"E	4.37'
L2	S20°24'39"W	2.79'
L3	S75°20'23"E	41.74'
L4	S79°08'55"W	33.07'

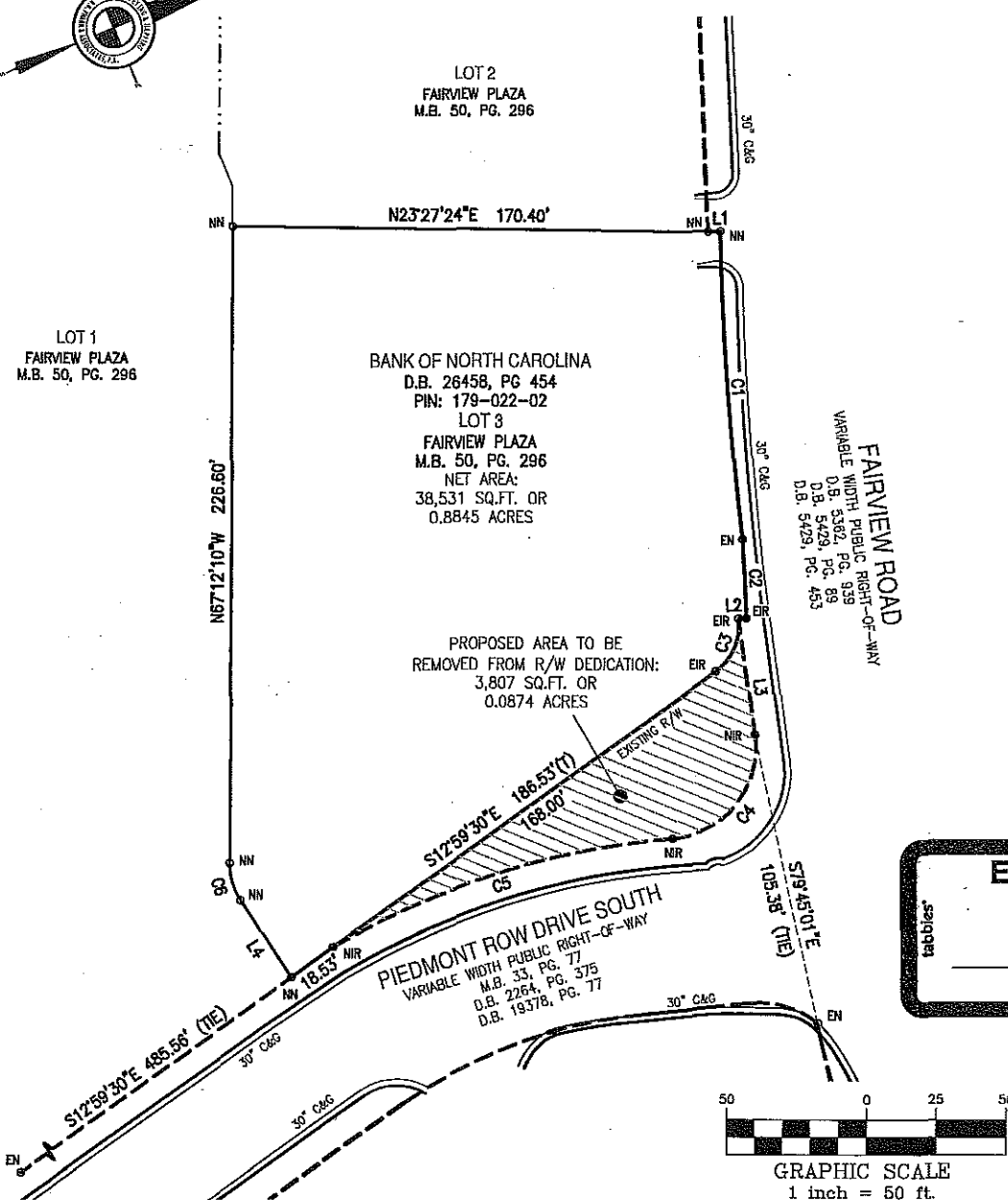
CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C1	1172.22'	109.87'	109.83'	S71°37'22"E
C2	997.05'	28.07'	28.07'	S70°11'46"E
C3	20.00'	21.60'	20.57'	S43°36'43"E
C4	32.50'	52.84'	47.21'	S28°45'58"E
C5	287.35'	128.20'	127.14'	S05°01'37"W
C6	24.00'	14.09'	13.89'	N84°01'38"W



VICINITY MAP - NTS



MAP REFERENCE:
 M.B. 50, PG. 296



LOT 2
 FAIRVIEW PLAZA
 M.B. 50, PG. 296

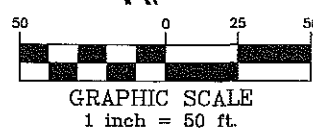
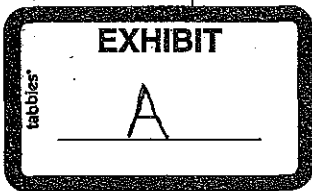
LOT 1
 FAIRVIEW PLAZA
 M.B. 50, PG. 296

BANK OF NORTH CAROLINA
 D.B. 26458, PG 454
 PIN: 179-022-02
 LOT 3
 FAIRVIEW PLAZA
 M.B. 50, PG. 296
 NET AREA:
 38,531 SQ.FT. OR
 0.8845 ACRES

PROPOSED AREA TO BE
 REMOVED FROM R/W DEDICATION:
 3,807 SQ.FT. OR
 0.0874 ACRES

FAIRVIEW ROAD
 VARIABLE WIDTH PUBLIC RIGHT-OF-WAY
 D.B. 3382, PG. 939
 D.B. 3429, PG. 89
 D.B. 5429, PG. 453

PIEDMONT ROW DRIVE SOUTH
 VARIABLE WIDTH PUBLIC RIGHT-OF-WAY
 M.B. 33, PG. 77
 D.B. 2264, PG. 375
 D.B. 19378, PG. 77



LEGEND:

- C&G - CURB & GUTTER
- D.B. - DEED BOOK
- EIR - EXISTING IRON ROD
- EN - EXISTING NAIL
- M.B. - MAP BOOK
- NIR - NEW IRON ROD
- NN - NEW NAIL
- PG. - PAGE
- R/W - RIGHT-OF-WAY
- (T) - TOTAL
- PROPERTY LINE
- PROPERTY LINE (NOT SURVEYED)
- RIGHT-OF-WAY
- RIGHT-OF-WAY (NOT SURVEYED)

NOTE:

EASEMENT IN FAVOR OF DUKE ENERGY, AT&T, WINDSTREAM, PIEDMONT NATURAL GAS, AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATION FACILITIES, UPON, UNDER, AND ACROSS THE ENTIRE PROPERTY DESCRIBED HEREON FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF CONDUIT, CABLE, WIRES, WATER LINES, SEWER LINES, GAS MAINS AND RELATED EQUIPMENT.

EXHIBIT MAP PREPARED FOR:
BANK OF NORTH CAROLINA
 5958, 5960 & 5970 FAIRVIEW ROAD
 CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
 LOT 3, FAIRVIEW PLAZA
 MAP REFERENCE: M.B. 50, PG. 296
 DEED REFERENCE: D.B. 4637-155 & D.B. 9869-952
 TAX PARCEL: 179-022-02

R.B. PHARR AND ASSOCIATES, P.A.
 SURVEYING AND MAPPING
 LICENSE NO. C-1471
 420 HAWTHORNE LANE CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

CREW:	DRAWN:	REVISED:	SCALE:	DATE:	JOB NO.
	AB		1" = 50'	DEC. 3, 2010	76800

Exhibit B

TO LOCATE THE POINT OF BEGINNING, commence at a point located in the northeasterly corner of Lot 1 Fairview Plaza as shown on map recorded in Map Book 50, Page 296, Mecklenburg County Registry, and the southeast corner of the property owned (now or formerly) by Fairview Plaza Associates as described in Book 4637, Page 155 and Book 9869, Page 952, Mecklenburg County Registry; said point being also located in the proposed westerly margin of Piedmont Row Drive South (currently a variable width right-of-way); thence from said point North 12-59-30 West 18.53 feet to a new iron rod, the POINT OR PLACE OF BEGINNING; thence from said Beginning Point continuing with the easterly boundary of the said Fairview Plaza Associates property and the proposed westerly margin of Piedmont Row Drive South the following two (2) courses and distances: (1) North 12-59-30 West 168.00 feet to an existing iron rod; and (2) with the arc of a circular curve to the left having a radius of 20.00, an arc distance of 21.60 feet, said arc being subtended by a chord bearing North 43-36-43 West 20.57 feet to an existing iron rod located in the southerly margin of Fairview Road (currently a variable width public right-of-way); thence with the southerly margin of Fairview Road South 75-20-23 East 41.74 feet to a new iron rod; thence with the arc of a circular curve to the right having a radius of 32.50 feet, an arc distance of 52.84 feet, said arc being subtended by a chord bearing South 28-45-58 East 47.21 feet to a new iron rod located in the proposed westerly margin of said Piedmont Row Drive South; thence with the proposed westerly margin of Piedmont Row Drive South and with the arc of a circular curve to the left having a radius of 287.35 feet, an arc distance of 128.20 feet, said arc being subtended by a chord bearing South 05-01-37 West 127.14 feet to the POINT OR PLACE OF BEGINNING, containing 0.0874 acres, or 3,807 square feet, more or less, all as shown on that certain exhibit map prepared by R.B. Pharr & Associates, P.A. dated December 3, 2010, reference to which survey is hereby made.

RESOLUTION CLOSING TWO 10-FOOT ALLEYWAYS LOCATED OFF OF TENNESSEE AVENUE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close two 10-foot alleyways located off of Tennessee Avenue which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close two 10-foot alleyways located off of Tennessee Avenue to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an access easement to Charlotte-Mecklenburg Utilities, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached maps marked Exhibits A-1 & A-2; and

WHEREAS, the public hearing was held on the 14th day of November, 2011, and City Council determined that the closing of two 10-foot alleyways located off of Tennessee Avenue is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

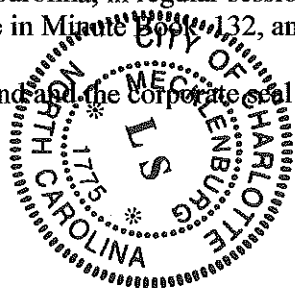
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of November 14, 2011, that the Council hereby orders the closing of two 10-foot alleyways located off of Tennessee Avenue in the City of Charlotte Mecklenburg County, North Carolina as shown in the maps marked "Exhibits A-1 & A-2", and is more particularly described by metes and bounds in documents marked "Exhibits B-1 & B-2", both of which are attached hereto and made a part hereof.

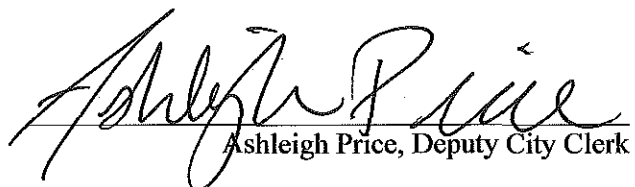
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 417-422.

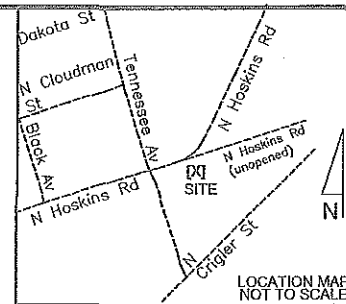
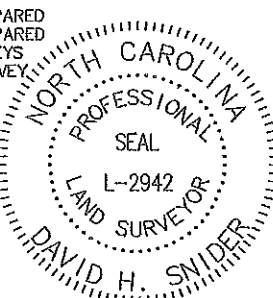
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, Deputy City Clerk

I, DAVID H. SNIDER, CERTIFY THAT THIS PLAT WAS PREPARED UNDER MY SUPERVISION AND THAT THE PLAT WAS PREPARED FOR THE PURPOSE OF THE CLOSING OF DEDICATED ALLEYS ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF PROPERTY SHOWN.

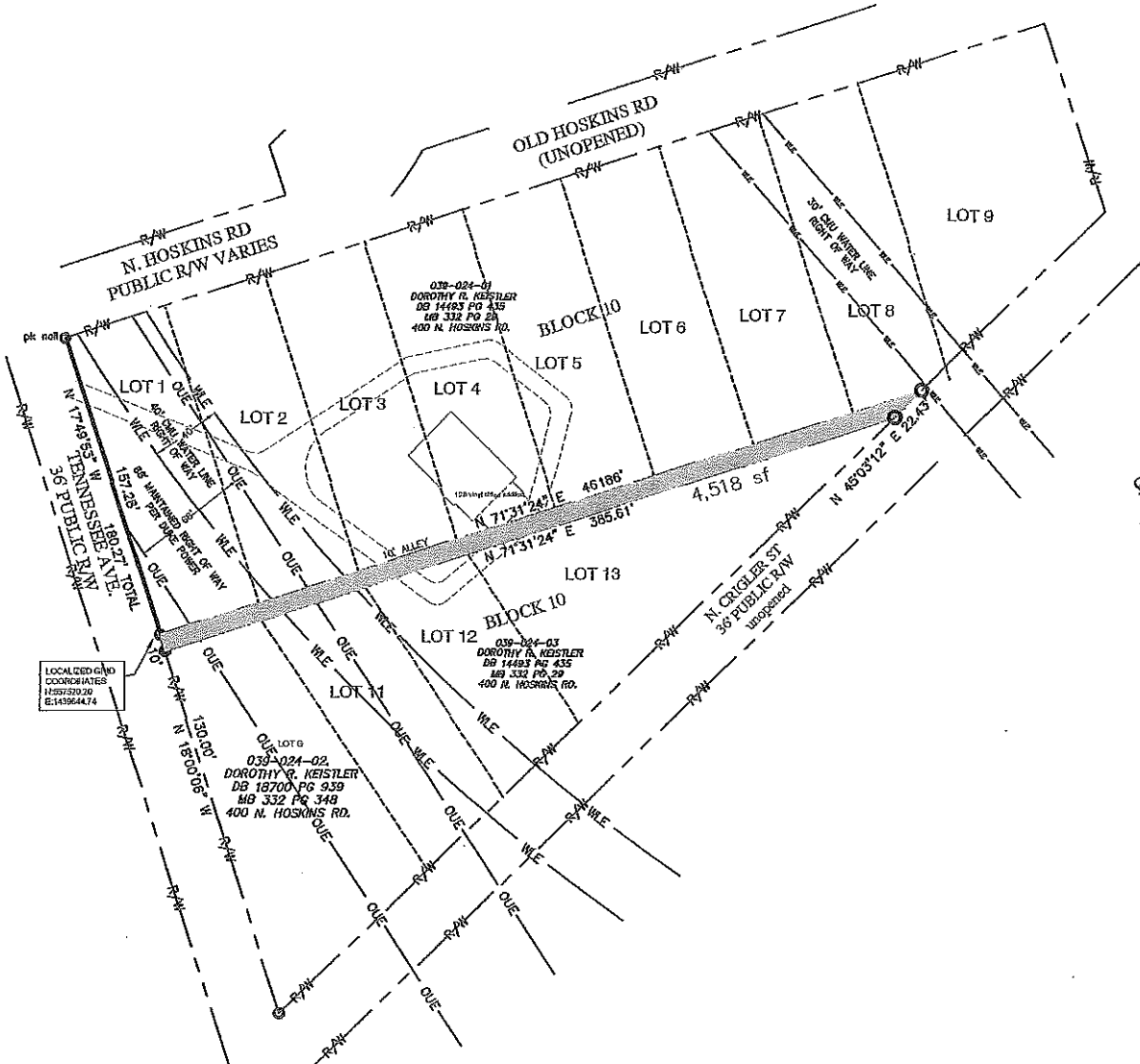
David H. Snider 6/3/11
 DAVID H. SNIDER, NC P.L.S. L-2942 DATE



STATE OF NORTH CAROLINA
 COUNTY OF MECKLENBURG

I, _____ REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

REVIEW OFFICER _____ DATE _____



LOCALIZED GRID COORDINATES
 1453720320
 E143964474



NC GRID NAD 83/2001

LEGEND

- IRON PIN FOUND
- REBAR SET
- ALLEY CLOSING AREA
- PROPERTY LINES
- EXISTING RIGHT-OF-WAY

PREPARED BY:
 DAVID H. SNIDER, PLS
 108 OAK HILL DRIVE
 HUNTERSVILLE, NC 28078
 TEL: 704-875-0626




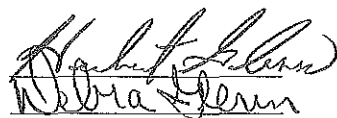
EXHIBIT A1

REVISIONS	McGEE LAND COMPANY MB 332 PG 29	FILE NO.
SCALE 1"=100'	ALLEY ABANDONMENT OWNERS: DOROTHY R. KEISTLER CHARLOTTE, MECKLENBURG COUNTY, NC	SHEET 1
		OF 1
	CHECKED BY: DHS	

**ALLEY ABANDONMENT
AGREEMENT OF UNDERSTANDING**

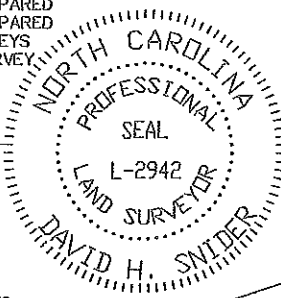
The following property owners own parcels adjoining the Alley at Tennessee Avenue between their Parcels and Parcel Nos. 039-025-03 & 039-025-04. They hereby indicate, by signature, that they agree with the proposal to abandon the Alley. They further understand that once abandoned, a portion of the Alley becomes their property. The owners will then be responsible for maintenance and any additional property taxes that may result from the increase in the size of their original parcel.

I understand the statement above and agree with the proposed abandonment.

<u>Name/Address of Property Owner</u>	<u>Signature</u>	<u>Parcel No./ Property Location</u>
Jerry Hayden P.O. Box 470086 Charlotte, NC 28247-0086		039-025-01 3822 Tennessee Ave Charlotte, NC 28216
Herbert Glenn Debra Glenn 501 N. Linwood Avenue Charlotte, NC 28216		039-025-02 501 N. Linwood Ave Charlotte, NC 28216

I, DAVID H. SNIDER, CERTIFY THAT THIS PLAT WAS PREPARED UNDER MY SUPERVISION AND THAT THE PLAT WAS PREPARED FOR THE PURPOSE OF THE CLOSING OF DEDICATED ALLEYS ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF PROPERTY SHOWN.

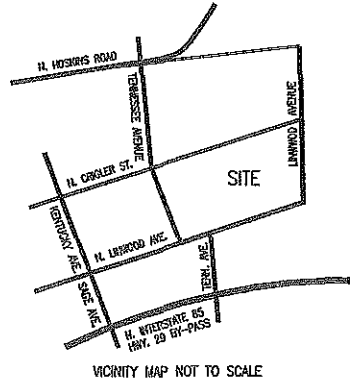
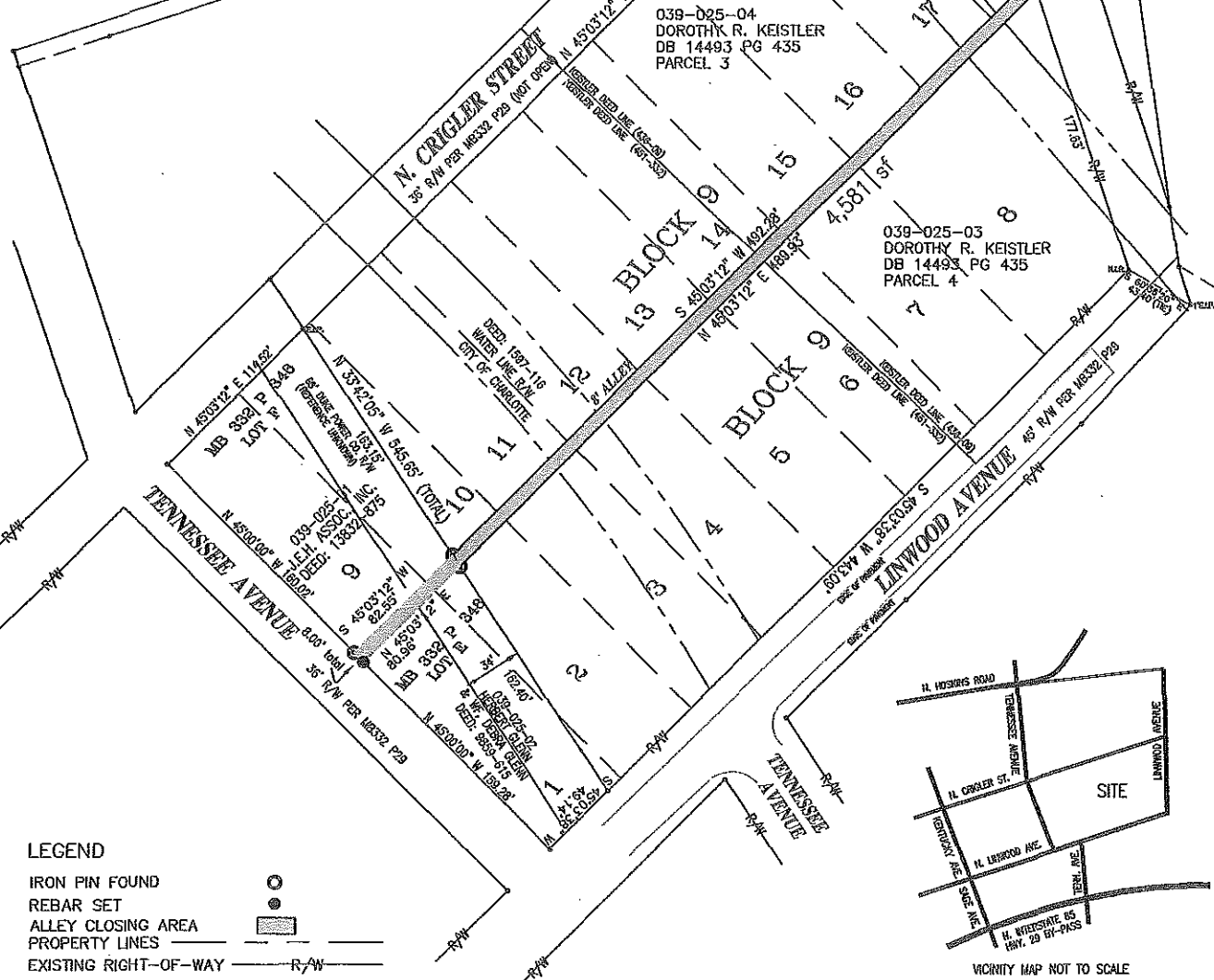
David H. Snider 11/13/11
DAVID H. SNIDER, NC P.L.S. L-2942 DATE



STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

I, _____ REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

REVIEW OFFICER _____ DATE _____



<h1>EXHIBIT A2</h1>		
REVISIONS	McGEE LAND COMPANY MB 332 PG 29	FILE NO.
SCALE 1"=100'	ALLEY ABANDONMENT OWNERS: DOROTHY R. KEISTLER CHARLOTTE, MECKLENBURG COUNTY, NC	SHEET 1
	CHECKED BY: DHS	OF 1

PREPARED BY:
DAVID H. SNIDER, PLS
108 OAK HILL DRIVE
HUNTERSVILLE, NC 28078
TEL: 704-875-0626





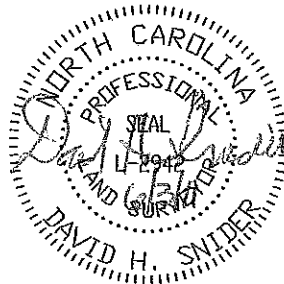
DAVID H. SNIDER

SURVEYOR, PLANNER, BROKER

EXHIBIT B1

ALLEY ABANDONMENT AREA
TENNESSE AVENUE
TAX PARCELS # 039-024-01, 039-024-02&039-024-03

BEGINNING at a POINT: an iron pin found on the right-of-way of Tennessee Avenue the southwest corner of Lot 1 of Block 10 of MB 332 PG 29; thence N 71-31-24 E, 461.86' to an iron pin found on the right-of-way of N. Crigler Street (unopened); thence with said right-of-way S 45-03-12 W, 22.43' to an iron pin found; thence S 71-31-24 W; 385.61' to a rebar set on the right-of way of Tennessee Avenue; thence N 18-00-06 W, 10.00' to the POINT of BEGINNING and containing 4,518 square feet as shown on the attached Exhibit A1 prepared by David H. Snider, PLS dated June 3, 2011.





DAVID H. SNIDER

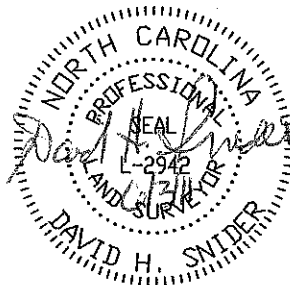
SURVEYOR, PLANNER, BROKER

EXHIBIT B2

ALLEY ABANDONMENT AREA
TENNESSE AVENUE

TAX PARCELS # 039-025-01, 039-025-02, 039-025-03 & 039-025-04

BEGINNING at a POINT: an iron pin found on the right-of-way of Tennessee Avenue the southwest corner of Lot 9 of Block 9 of MB 332 PG 29; thence N 45-03-12 E, 82.55' to an iron pin found thence N 45-03-12 E, 492.28' to an iron pin found the corner of Lot 18 on the right-of-way of Linwood Avenue (unopened); thence with said right-of-way S 18-42-55 E, 8.92' to an iron pin found; thence S 45-03-12 W, 489.93' to an iron pin found the corner of Lot E MB 332 PG 348; thence with the line of Lot E S 45-03-12 W, 80.96' to a rebar set on the right-of-way of Tennessee Avenue; thence with the said right-of-way N 45-00-00 W, 8.00' to the POINT of BEGINNING and containing 4,581 square feet as shown on the attached Exhibit A2 prepared by David H. Snider, PLS dated June 3, 2011.



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 November 14, 2011:

Members Present: Barnes, Burgess, Carter Cooksey, Dulin, Howard
Kinsey, Mitchell, Peacock, Turner

Members Absent:

* * * * *
* * *

The City Clerk reported to the City Council that the City caused to be published on November 1, 2011 notice of a public hearing to receive comments on the proposed execution and delivery of (1) an installment financing contract (the "Contract") 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) the acquisition, construction, furnishing and equipping of various public safety and general governmental facilities, including the Providence Police Station, the Consolidated Fire Headquarters, the Eastway Police Station, the Steele Creek Police Station and the Sweden Road Equipment Maintenance Shop (collectively, the "Facilities"), (c) certain public transit system projects (collectively, the "Transit Projects," and together with the Facilities, the "Projects") and (d) certain costs related to the execution and delivery of the Contract; and (2) a deed of trust, security agreement and fixture filing to create a security interest in all or a portion of the City's fee simple interest in the real property on which the Providence Police Station and the Consolidated Fire Headquarters will be located (collectively, the "Sites"), together with any improvements located thereon, as may be required in connection with the financing. The public hearing notice stated that the City Council would hold the public hearing on November 14, 2011 at 7:00 p.m. and described the location of each Site.

The Mayor announced that the City Council would hear anyone who wished to be heard on the questions of the proposed Contract and the Equipment and the Projects to be financed thereby. No one spoke at the public hearing.

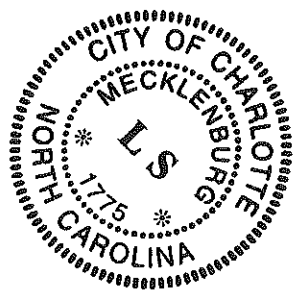
Council Member Kinsey moved that the public hearing be closed. The motion was seconded by Council Member Carter and was unanimously adopted.


HELD the 14th day of November, 2011.

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 423-424.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.




Ashleigh Price, Deputy City Clerk

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 November 14, 2011:

Members Present:

Barnes, Burgess, Carter, Cooksey, Dulin, Howard
Kinsey, Mithcell, Peacock, Turner

Members Absent:

* * * * *

* * *

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

**RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN
INSTALLMENT FINANCING CONTRACT TO PROVIDE FOR THE ACQUISITION AND
INSTALLATION OF CERTAIN EQUIPMENT AND THE ACQUISITION, CONSTRUCTION,
FURNISHING AND EQUIPPING OF CERTAIN PROJECTS SET FORTH THEREIN**

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 to finance the purchase or improvement 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 or improved to secure repayment of the purchase price;

WHEREAS, the City and New Charlotte Corporation, a North Carolina nonprofit corporation (the "Corporation"), previously entered into an Installment Purchase Contract dated as of October 15, 2001 (the "2001 Contract"), and in connection therewith, the Corporation previously executed and delivered Certificates of Participation (FY 2002 Projects), Series 2001B, evidencing proportionate undivided interests in rights to receive certain Revenues under the 2001 Contract

(the "2001B Certificates") under an Indenture of Trust dated as of October 15, 2001 (the "2001 Indenture") between the Corporation and First Union National Bank, the successor to which is U.S. Bank National Association, as trustee (the "Trustee");

WHEREAS, the City Council of the City (the "City Council") hereby determines that it is in the best interest of the City to enter into (1) an installment financing contract (the "Contract") with the Corporation in order (a) to finance (i) the purchase of certain personal property (the "Equipment") for use by various City departments for the City's general governmental purposes, (ii) the acquisition, construction, furnishing and equipping of various public safety and general governmental facilities, including the Providence Police Station, the Consolidated Fire Headquarters, the Eastway Police Station, the Steele Creek Police Station and the Sweden Road Equipment Maintenance Shop, (iii) certain public transit system projects (collectively, the "Transit Projects," and together with the Facilities, the "2012 Projects"); (b) to refinance a portion of the City's Installment Payments (as defined in the 2001 Contract) under the 2001 Contract corresponding to the outstanding 2001B Certificates, the proceeds of which were used to finance certain equipment, land and facilities described in the 2001 Contract (the "2001 Projects," and together with the 2012 Projects, the "Projects"); and (c) to finance certain costs related to the execution and delivery of the Contract; and (2) a deed of trust, security agreement and fixture filing (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 Facilities will be located, together with the improvements thereon (collectively, the "Mortgaged Property");

WHEREAS, in order to secure the City's obligations under the Contract, the City will (1) enter into the Deed of Trust and (2) 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 Council hereby reaffirms each of the findings it made with respect to the 2001 Contract and the 2001 Projects in the resolution adopted by the City Council on September 26, 2001;

WHEREAS, City hereby determines that the acquisition of the Equipment and the acquisition, construction, furnishing and equipping of the 2012 Projects are 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 2012 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 finance and refinance the Equipment and the Projects and to 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 financing and refinancing the Equipment and the Projects is an amount not to exceed \$40,000,000.00, and that such cost of financing and refinancing 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 financing and refinancing the Equipment and the Projects pursuant to the Contract is expected to exceed the cost thereof pursuant to a bond financing for the same undertaking, the City hereby determines that the cost of financing and refinancing 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 financing and refinancing the Equipment and the Projects; and (3) insufficient 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 financing and refinancing 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;

WHEREAS, Parker Poe Adams & Bernstein LLP, as special counsel ("*Special Counsel*"), will render an opinion to the effect that entering into the Contract and the transactions contemplated thereby are authorized by law;

WHEREAS, no deficiency judgment may be rendered against the City in any action for its breach of the Contract, and the taxing power of the City is not and may not be pledged in any way directly or indirectly or contingently to secure any moneys due under the Contract;

WHEREAS, the City is not in default under any of its debt service obligations;

WHEREAS, the City's budget process and Annual Budget Ordinance are in compliance with the Local Government Budget and Fiscal Control Act, and external auditors have determined that the City has conformed with generally accepted accounting principles as applied to governmental units in preparing its Annual Budget ordinance;

WHEREAS, past audit reports of the City indicate that its debt management and contract obligation payment policies have been carried out in strict compliance with the law, and the City has not been censured by the North Carolina Local Government Commission (the "*LGC*"), external auditors or any other regulatory agencies in connection with such debt management and contract obligation payment policies;

WHEREAS, the Corporation will execute and deliver Certificates of Participation (Equipment Acquisition and Public Facilities), Series 2012A, evidencing proportionate undivided interests in rights to receive certain Revenues pursuant to the Contract (the "*2012A Certificates*");

WHEREAS, in connection with the sale of the 2012A Certificates by the Corporation to Merrill Lynch, Pierce, Fenner & Smith Incorporated and Wells Fargo Bank, National Association (collectively, the “*Underwriters*”), the Corporation will enter into the Contract of Purchase (as defined below) and the City will execute a Letter of Representation to the Underwriters (the “*Letter of Representation*”);

WHEREAS, there have been described to the City Council the forms of the following documents (collectively, the “*Instruments*”), copies of which have been made available to the City Council, which the City Council proposes to approve, enter into and deliver, as applicable, to effectuate the proposed installment financing:

- (1) the Contract;
- (2) the Deed of Trust;
- (3) an Indenture of Trust dated as of January 1, 2012 (the “*Indenture*”) between the Corporation and the Trustee;
- (4) a Contract of Purchase to be dated on or about December 15, 2011 (the “*Contract of Purchase*”) among the Corporation and the Underwriters; and
- (5) the Letter of Representation;

WHEREAS, to make an offering and sale of the 2012A Certificates, there will be prepared a Preliminary Official Statement (the “*Preliminary Official Statement*”), a draft thereof having been presented to the City Council, and a final Official Statement (collectively with the Preliminary Official Statement, the “*Official Statement*”) with respect to the 2012A Certificates, which Official Statement will contain certain information regarding the City;

WHEREAS, it appears that each of the Instruments and the Preliminary Official Statement is in an appropriate form and is an appropriate instrument for the purposes intended;

WHEREAS, the City Council did conduct (1) a public hearing on September 26, 2001 to receive public comment on the 2001 Contract and the 2001 Projects and (2) a public hearing on November 14, 2011 to receive public comment on the proposed Contract to acquire the Equipment and to acquire, construct, furnish and equip the 2012 Projects; and

WHEREAS, the City has filed an application to the LGC for approval of the Contract;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AS FOLLOWS:

Section 1. Ratification of Instruments. That all actions of the City, the City Manager, the Chief Financial Officer, the City Clerk, the City Attorney and their respective designees, whether previously or hereinafter taken, in effectuating the proposed financing are hereby approved, ratified and authorized pursuant to and in accordance with the transactions contemplated by the Instruments.

Section 2. Authorization of the Official Statement. That the form, terms and content of the Official Statement are in all respects authorized, approved and confirmed, and the use of the Official

Statement by the Underwriters in connection with the sale of the 2012A Certificates is hereby in all respects authorized, approved and confirmed.

Section 3. Authorization to Execute the Contract. That the City approves the financing and refinancing of the Equipment and the Projects in accordance with the terms of the Contract, which will be a valid, legal and binding obligation of the City in accordance with its terms. The form and content of the Contract are hereby authorized, approved and confirmed in all respects, and the City Manager or the Deputy City Manager and the City Clerk and their respective designees are hereby authorized, empowered and directed, individually and collectively, to execute and deliver the Contract, including necessary counterparts, in substantially the form and content presented to the City Council, but with such changes, modifications, additions or deletions therein as they may deem necessary, desirable or appropriate, their execution thereof to constitute conclusive evidence of the City's approval of any and all changes, modifications, additions or deletions therein from the form and content of the Contract presented to the City Council, and that from and after the execution and delivery of the Contract, the City Manager, the Chief Financial Officer and the City Clerk are hereby authorized, empowered and directed, individually and collectively, to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Contract as executed.

Section 4. Authorization to Execute the Deed of Trust. That the City approves the form and content of the Deed of Trust, and the Deed of Trust is hereby authorized, approved and confirmed in all respects. The City Manager or the Deputy City Manager and the City Clerk and their respective designees are hereby authorized, empowered and directed, individually and collectively, to execute and deliver the Deed of Trust, including necessary counterparts, in substantially the form and content presented to the City Council, but with such changes, modifications, additions or deletions therein as they may deem necessary, desirable or appropriate. Execution by the City Manager or the Deputy City Manager and the City Clerk or their respective designees shall constitute conclusive evidence of the City's approval of any and all such changes, modifications, additions or deletions therein from the form and content of the Deed of Trust presented to the City Council, and from and after the execution and delivery of the Deed of Trust, the City Manager, the City Clerk and the Chief Financial Officer of the City are hereby authorized, empowered and directed, individually and collectively, to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Deed of Trust as executed.

Section 5. Letter of Representation. That the form and content of the Contract of Purchase are hereby approved in all respects, and the City Manager or the Deputy City Manager is authorized to execute the Letter of Representation for the purposes stated therein.

Section 6. City Representative. That the City Manager, the Deputy City Manager, the Chief Financial Officer, the City Treasurer and the City Debt Manager are hereby designated as the City's representatives to act on behalf of the City in connection with the transaction contemplated by the Instruments and the Official Statement, and each is authorized to proceed with the financing and refinancing the Equipment and the Projects in accordance with the Instruments and to seek opinions as a matter of law from the City Attorney, which City Attorney is authorized to furnish on behalf of the City, and opinions of law from such other attorneys for all documents contemplated hereby as required by law. The City's representatives or designees are in all respects authorized, individually and collectively, on behalf of the City to supply all information pertaining to the City as purchaser under the Contract for use in the Official Statement and the transactions contemplated by the Instruments or the Official Statement. The City Manager, the City Clerk and the Chief Financial Officer of the City or their respective designees

are hereby authorized, empowered and directed, individually and collectively, to do any and all other acts and to execute any and all other documents, which they, in their discretion, deem necessary or appropriate to consummate the transactions contemplated by the Instruments or the Official Statement or as they deem necessary or appropriate to implement and carry out the intent and purposes of this Resolution.

Section 7. Financing Team. That the financing team of Parker Poe Adams & Bernstein LLP, as special counsel, DEC Associates, Inc., as financial advisor, Merrill Lynch, Pierce, Fenner & Smith Incorporated and Wells Fargo Bank, National Association, as underwriters, U.S. Bank National Association, as trustee, and McGuireWoods LLP, as underwriters' counsel, is approved.

Section 8. Severability. That if any section, phrase or provision of this Resolution is for any reason declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases or provisions of this Resolution.

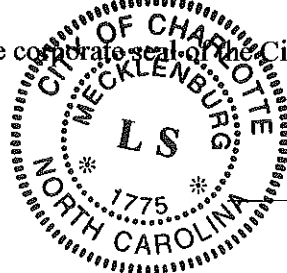
Section 9. Repealer. That all motions, orders, resolutions and parts thereof in conflict with this Resolution are hereby repealed.

Section 10. Effective Date. That this Resolution is effective on the date of its adoption.

CERTIFICATION

I, Ashleigh Price, 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 14th day of November, 2011, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page(s) 425-430.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of November, 2011.



Ashleigh Price
Ashleigh Price, Deputy City Clerk