RESOLUTION AUTHORIZING THE LEASE OF ARENA STREET LEVEL RETAIL SPACE TO NO GREASE, INC., D/B/A "NO GREASE"

WHEREAS, the City of Charlotte owns property more particularly identified as Time Warner Cable Arena located at 333 E. Trade St. in Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, No Grease Barbershop has been leasing Suite D in the arena, a street level retail space containing approximately 1.974 square feet ("the Property"), since 2008 and would like to renew its lease; and

WHEREAS, the Arena Use and Operating Agreement gives the City the right and option to lease the Property for its own benefit upon such market terms and conditions it determines; and

WHEREAS, in consideration of leasing the Property for an additional 5-year term, "No Grease" has agreed to pay market rent in the amount of Thirty Three Thousand Five Hundred Fifty Eight Dollars (\$33,558) for the first 2.5 years (Jan. 1, 2014 – June 30, 2016) and to increase that amount to Thirty Four Thousand Five Hundred Forty-Five Dollars (\$34,545) for the remaining 2.5 years of the lease renewal term (July 1, 2016 – Dec. 31, 2018); and

WHEREAS, North Carolina General Statute § 160A-272 authorizes the city to enter into leases of up to 10 years upon resolution of the City Council adopted at a regular meeting after 10 days' public notice; and

WHEREAS, the required notice has been published and the City Council is convened in a regular meeting;

NOW THEREFORE, BE IT RESOLVED by the City Council for the City of Charlotte that it hereby authorizes the lease of the above referenced Property as follows:

The City Council hereby approves lease of the city property described above to No Grease, Inc. upon those terms set forth herein, and authorizes the City Manager or his Designee to execute any instruments necessary to the lease.

THIS THE 11th DAY OF NOVEMBER, 2013.

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of November 11, 2013, the reference having been made in Minute Book 135, and recorded in full in Resolution Book 44, Page 835.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of November, 2013.

LS 1776 * AROUNTH CAROLINATION

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 11th day of November 2013 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of November 11, 2013, the reference having been made in Minute Book 135, and recorded in full in Resolution Book 44, Page 836-837.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of November, 2013.

Property Tax Refund Requests

ATHLETIC WAREHOUSE - FAITH SHOES INC	\$ 2.40
BAC TAX SERVICES CORPORATION	379.07
BAC TAX SERVICES CORPORATION	319.89
BELCHER, CHRISTOPHER NOEL	56.24
BRYAN, SETH	1,102.98
CHECKFREEPAY CORP	3.80
CHORNESKY, SAMUEL	461.03
CHORNESKY, SAMUEL	469.33
CHORNESKY, SAMUEL	202.24
CHORNESKY, SAMUEL	202.24
CHORNESKY, SAMUEL	202.24
CROWDER, JONATHAN WAYNE	254.34
CROWDER, JONATHAN WAYNE	254.34
EASTFIELD BAR & GRILL	309.23
GUY PROPERTIES LLC	6.15
HAWKINS, KRISTEN L	209.51
HAWTHORNE'S NEW YORK PIZZA	175.61
HUNEYCUTT, DANIEL M	27.28
JARMEG LLC	1,013.84
JARMEG LLC	336.00
LAVENDER, JAMES R	8.90
MCMILLAN, TERRY & SPAROUDIS PA	134.16
OTTO INDUSTRIES NORTH AMERICA, INC	35,790.30
PARK STERLING BANK	60.93
PHYSICIANS CHOICE LABORATORY SERVICE LLC	188.58
PHYSICIANS CHOICE LABORATORY SERVICE LLC	86.84
PHYSICIANS CHOICE LABORATORY SERVICE LLC	79.47
PHYSICIANS CHOICE LABORATORY SERVICE LLC	63.07
PILOT MEDIA LLC	2.40
RAYMOND LEASING CORP	700.41
RICKETSON, CYNTHIA L	254.97
SAF-GARD SAFETY SHOE COMPANY	18.77
SAVILLE, WALTER WAITT	648.07
TINNELL, JOHN R JR	658.99
VALENTINO LLC	192.62
VALENTINO LLC	192.62
VALENTINO LLC	192.62
VALENTINO LLC	324.51
VALU TREE REAL ESTATE TAX SERVCIES	154.70
VALU TREE REAL ESTATE TAX SERVCIES	154.26
WILLYARD CO INC	67.83
WILLYARD CO INC	52.89
WILLYARD CO INC	81.51
	\$ 46,097.18

RESOLUTION APPROVING PROPERTY SALE BY UPSET BID 2500 JEFFERSON DAVIS STREET

WHEREAS, the City of Charlotte owns a single-family residential property which was acquired through foreclosure after default of Neighborhood and Business Services loans; and

WHEREAS, the property is identified as: 2500 Jefferson Davis Street, Charlotte, Mecklenburg County, North Carolina (tax ID # 079-064-08); and

WHEREAS, the property was submitted to mandatory referral and determined to be surplus and appropriate for marketing and sale for residential use; and

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

WHEREAS, the property was offered for sale at appraised value, an initial offer was received and the property was advertised for upset bids, whereupon the final high offer of \$32,000 was received.

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

- 1. The final high offer above, having been received for the above-described property during the upset bid sale process, is hereby accepted and City Council approves the sale of the above-described property to the individual who submitted the final high offer to purchase it.
- 2. The City Manager and his designees are authorized to execute the instruments necessary to convey the property.

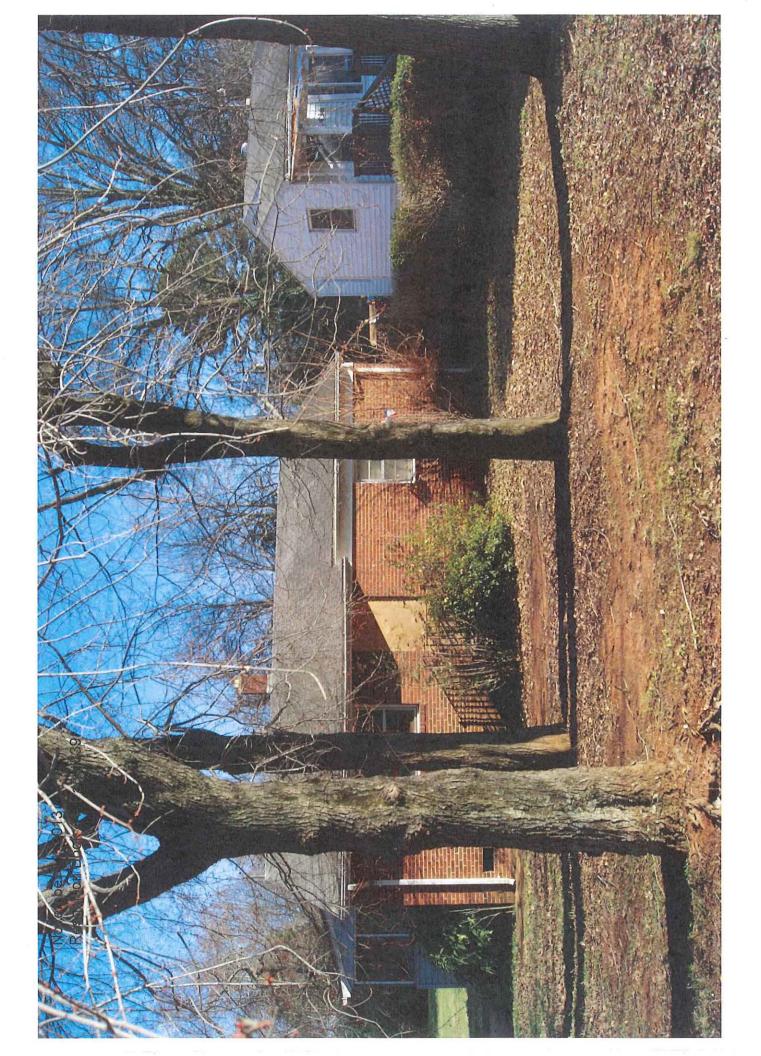
Adopted November 11, 2013.

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of November 11, 2013, the reference having been made in Minute Book 135, and recorded in full in Resolution Book 44, Page 838.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of November, 2013.





A RESOLUTION OF THE CITY COUCIL OF THE CITY OF CHARLOTTE ADOPTING AND APPROVING THE EXCHANGE OF LAND RIGHTS BETWEEN THE CITY AND THE CHARLOTTE OBSERVER ON DWIGHT EVANS ROAD IN CHARLOTTE, NC

WHEREAS, the City of Charlotte (the "City") owns in fee simple a 60- by 365-foot strip of land on Dwight Evans Road in west Charlotte, containing approximately 21,900 square feet (the "City Property") and having Tax Parcel No. 14530209; and

WHEREAS, The Charlotte Observer owns a large tract of land on Dwight Evans Road abutting the City property to the east and having Tax Parcel No. 145-302-04; and

WHEREAS, the City and the Charlotte Observer wish to make an even exchange of the City Property for a portion of the Charlotte Observer's property, said portion to consist of a 60- by 365-foot strip of land, containing approximately 21, 900 square feet, located approximately 200 feet to the east of the easternmost boundary of the City Property; and

WHEREAS, because the properties being exchanged are the same size, shape, and located only 200 feet apart, they are of equal value; and

WHEREAS, N.C.G.S. 160A-271 authorizes the City to make such an exchange if authorized by City Council by a resolution adopted at a regular meeting of the Council upon at least 10 days' public notice; and

WHEREAS, the City has given the required public notice, and the Council is convened in a regular meeting.

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

- 1. The exchange of properties described above is authorized.
- 2. The appropriate City officials are directed to execute the appropriate instruments necessary to carry out the exchange.

ADOPTED this 11th day of November, 2013.

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of November 11, 2013, the reference having been made in Minute Book 135, and recorded in full in Resolution Book 44, Page 840-841.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of November, 2013.

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 WIDENING-PH. 3 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 BEATTIES FORD ROAD WIDENING-PH. 3 PROJECT and estimated to be 2,038 square feet (.047 acre) of sidewalk and utility easement; 3,635 square feet (.083 acre) of temporary construction easement, and 501 square feet (.012 acre) of utility easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel Nos.: 041-81-09 and 041-081-04, said property currently owned by PATRICIA E. KING and spouse, if any; CARTER-HASTON, THE CEDARS APARTMENTS, Possible Judgment Creditor; THE TRUSTEE, LLC, Possible Judgment Creditor and JEK ASSET MANAGEMENT, Possible Judgment Creditor, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of November 11, 2013, the reference having been made in Minute Book 135, and recorded in full in Resolution Book 44, Page 842.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of November, 2013.



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 WIDENING-PH. 3 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 BEATTIES FORD ROAD WIDENING-PH. 3 PROJECT and estimated to be 10,773 square feet (.247 acre) of fee-simple area; 79 square feet (.002 acre) of storm drainage easement; 1,207 square feet (.028 acre) of slope easement; 10,776 square feet (.247 acre) of temporary construction easement, and 84 square feet (.002 acre) of utility easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 039-291-25, said property currently owned by BEATTIES FORD RETAIL, LLC; BANK OF AMERICA, N. A., Beneficiary; SUBWAY REAL ESTATE CORP., Lessee, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of November 11, 2013, the reference having been made in Minute Book 135, and recorded in full in Resolution Book 44, Page 843.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of November, 2013.

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 WIDENING-PH. 3 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 BEATTIES FORD ROAD WIDENING-PH. 3 PROJECT and estimated to be 5,274 square feet (.121 acre) of fee-simple area; 6,727 square feet (.154 acre) of temporary construction easement, and 43 square feet (.001 acre) of utility easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 039-291-22, said property currently owned by RAMESES TEMPLE #51 INCORPORATED; FIRST CHARTER BANK, Beneficiary, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of November 11, 2013, the reference having been made in Minute Book 135, and recorded in full in Resolution Book 44, Page 844.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of November, 2013.

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the BLUE LINE EXTENSION PROJECT; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the BLUE LINE EXTENSION PROJECT and estimated to be 24,156 square feet (.555 acre) of fee-simple area; 222 square feet (.005 acre) of access easement; 1,311 square feet (.03 acre) of access easement and utility easement; 240 square feet (.006 acre) of waterline easement; 3,614 square feet (.083 acre) of temporary construction easement, and 3,074 square feet (.071 acre) of utility easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 047-272-03, said property currently owned by CS SHOPPES AT UNIVERSITY PLACE, LLC; NATIONAL CITY BANK, NA, Beneficiary; GATEWAY 2000 COUNTRY STORES, INC., Possible Lessee/Tenant; FIRST UNION NATIONAL BANK (n/k/a "Wells Fargo"), Beneficiary; FOOD LION, INC., Possible Lessee/Tenant; CARLEY CAPITAL GROUP, Beneficiary, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of November 11, 2013, the reference having been made in Minute Book 135, and recorded in full in Resolution Book 44, Page 845.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of November, 2013.

LS

1775 * MR. M. 1775 * MR. M

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the BLUE LINE EXTENSION PROJECT; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the BLUE LINE EXTENSION PROJECT and estimated to be 1,694 square feet (.039 acre) of fee-simple area and 2,967 square feet (.068 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 Nos.: 047-272-05 and 047-272-06, said property currently owned by CS SHOPPES AT UNIVERSITY PLACE, LLC; NATIONAL CITY BANK, NA, Beneficiary; GATEWAY 2000 COUNTRY STORES, INC., Lessee, FIRST UNION NATIONAL BANK (n/k/a "Wells Fargo"), Beneficiary; FOOD LION, INC., Lessee, CARLEY CAPITAL GROUP, Beneficiary, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of November 11, 2013, the reference having been made in Minute Book 135, and recorded-in-full in Resolution Book 44, Page 846.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of November, 2013.

LS 1776 * 1776 * 1776

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 JOHNSTON-OEHLER FARM-TO-MARKET ROAD IMPROVEMENTS PROJECT; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the JOHNSTON-OEHLER FARM-TO-MARKET ROAD IMPROVEMENTS PROJECT and estimated to be 7,824 square feet (.18 acre) of fee-simple area; 11,673 square feet (.268 acre) of fee-simple within existing right-of-way; 7,427 square feet (.171 acre) of temporary construction easement, and 298 square feet (.007 acre) of utility easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel Nos.: 029-321-06, said property currently owned by STANLEY W. SMITH, Trustee of the Linda P. Smith Living Trust dated September 29, 1998, and STANLEY W. SMITH, Trustee of the Stanley W. Smith Living Trust dated September 29, 1998; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS ("MERS"), Beneficiary; RIVERSOURCE LIFE INSURANCE COMPANY; BRANCH BANKING AND TRUST COMPANY, Beneficiary; FIRST FEDERAL SAVINGS AND LOAN 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, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of November 11, 2013, the reference having been made in Minute Book 135, and recorded in full in Resolution Book 44, Page 847.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of November, 2013. CHARLO