

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION
OF ANNEXATION PURSUANT TO G.S. 160A-31**

MARSH TRACT II AREA

WHEREAS, a petition requesting annexation of the area described herein has been received; and

WHEREAS, the City Council has by resolution directed the City Clerk to investigate the sufficiency of the petition; and

WHEREAS, certification by the City Clerk as to the sufficiency of the petition has been made;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that:

Section 1. A public hearing on the question of annexation of the area described herein will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 E. Fourth Street, Charlotte, N.C. at 7:00 p.m. on July 27, 2015.

Section 2. The area proposed for annexation is described as follows:

LEGAL DESCRIPTION

A portion of Mecklenburg County Tax Parcel: 231-231-01

To find the true Point of Beginning: commencing at NCGS monument "sixteen" having NC grid coordinates (NAD 83) n: 481,362.44, E: 1,470,361.07 thence S 66-13-04 E 3571.62 feet ground distance, 3571.08 feet grid distance (combined grid factor 0.99984914) to a #2 rebar being on the southern line of Chestnut Hills Subdivision, said rebar being the southwest corner of Lot 3, Chestnut Hills as recorded in Map Book 18, page 262 of the Mecklenburg County Public Registry; thence with a new line within the property of Marsh Mortgage Co. the following four (4) courses and distances: 1) S47-38-16W 40.02 feet to a #5 rebar; 2) S40-47-24E 20.02 feet to a point; 3) S47-36-55W 1.05 feet to a point; 4) with an arc of a circular curve to the right having a radius of 731.44 feet an arc length of 298.94 feet and a chord bearing and distance of N 59-18-53 E 296.86 feet to a point said point being the true **Point of Beginning**; Thence continuing with the new line within the property of Marsh Mortgage Co. with the following six (6) courses and distances; 1) S18-59-09E 76.01 feet to a point; 2) N70-39-34E 22.64 feet to a point; 3) S41-29-39E 16.46 feet; 4) S47-38-16W 399.88 feet to a #5 rebar; 5) with an arc of a circular curve to the right having a radius of 2,000.00 feet an arc length of 166.05 feet and a chord bearing and distance of S 50-00-58 W 166.00 feet to a #5 rebar; 6) with an arc of a circular curve to the left having a radius of 1,500.00 feet an arc length of 396.62 feet and a chord bearing and distance of S 44-49-11 W 395.46 feet to a #5 rebar; thence northwest on the line of the Star City Development Co. Inc. being Mecklenburg County tax parcel 231-131-05 with the following bearing and distance N54-16-24W 956.74 feet to a point; thence with a new line within the property of Marsh Mortgage Co. the following four (4) courses and distances: 1) with an arc of a circular curve to the right having a radius of 798.00 feet an arc length of 450.53 feet and a chord bearing and distance of N 73-17-40 E 444.57 feet to a point; 2) N 89-28-06 E 764.01 feet to a point; 3) with an arc of

June 22, 2015

Resolution Book 46, Page 722

a circular curve to the left having a radius of 732.00 feet an arc length of 235.75 feet and a chord bearing and distance of N 80-14-31 E 234.73 feet to a point said point being the true **Point of Beginning**, being +/- 12.58 acres.

Section 3. Notice of the public hearing shall be published in the *Mecklenburg Times*, a newspaper having general circulation in the City of Charlotte, at least ten (10) days prior to the date of the public hearing.

CERTIFICATION

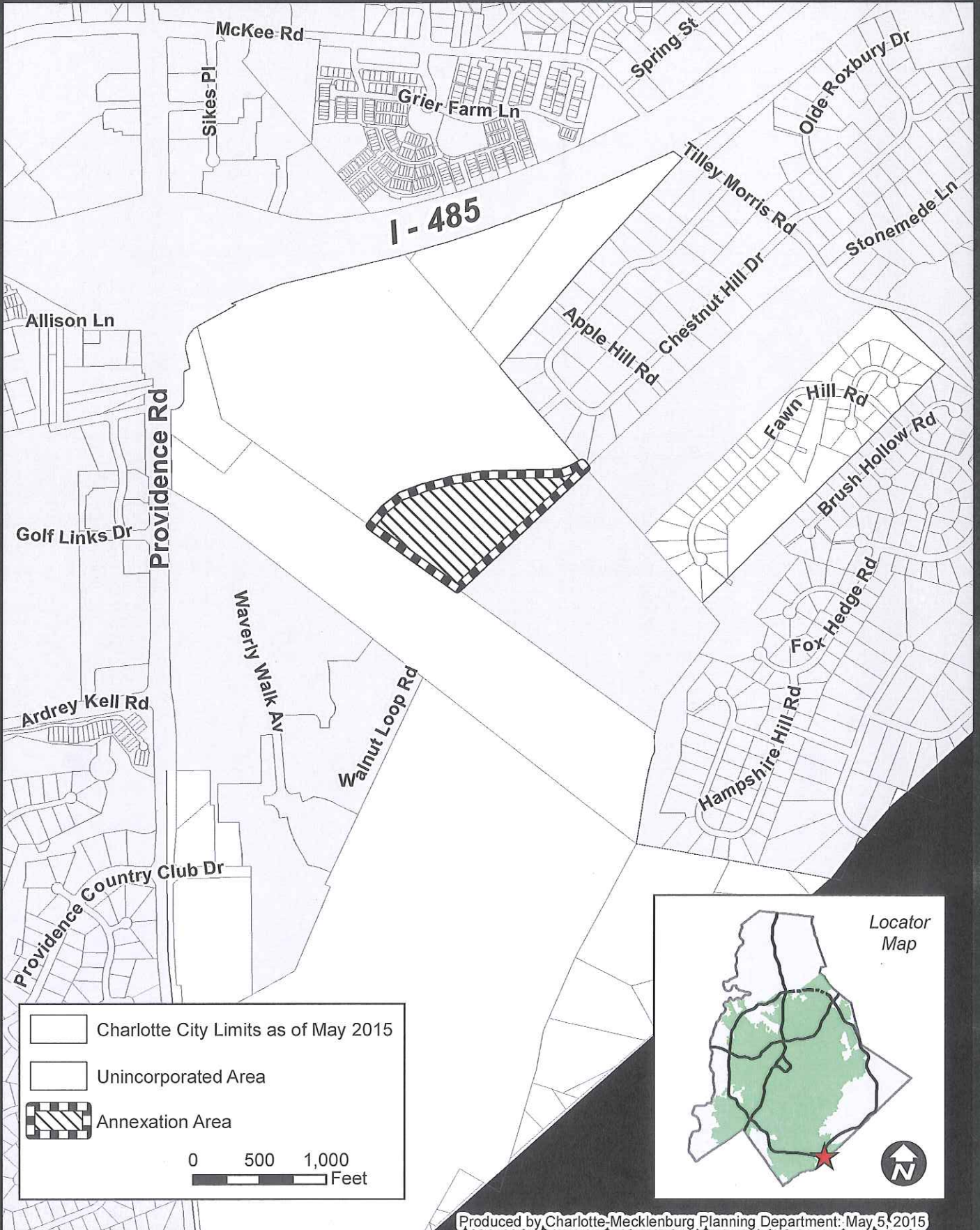
I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of June, 2015 the reference having been made in Minute Book 138 and recorded in full in Resolution Book 46, Page(s)721-723.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 22nd day of June, 2015.




Emily A. Kunze, Deputy City Clerk

Marsh Tract II Proposed Voluntary Annexation



RESOLUTION BY GOVERNING BODY OF APPLICANT

WHEREAS, the North Carolina Clean Water Revolving Loan and Grant Act of 1987 has authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, water conservation projects, and

WHEREAS, the North Carolina Department of Environment and Natural Resources has offered a State Revolving Loan in the amount of \$ 3,266,736.00 for the construction of a Combined Heat and Power Facility, and

WHEREAS, the City of Charlotte intends to construct said project in accordance with the approved plans and specifications,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHARLOTTE:

That the City of Charlotte does hereby accept the State Revolving Loan offer of \$3,266,736.00.

That the City of Charlotte does hereby give assurance to the North Carolina Department of Environment and Natural Resources that all items specified in the loan offer, Section II - Assurances will be adhered to.

That the Director of Charlotte Water, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project; to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the City of Charlotte has substantially complied or will substantially comply with all Federal, State and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this the 22nd day of June (date adopted) at Charlotte (place), North Carolina.

CERTIFICATION

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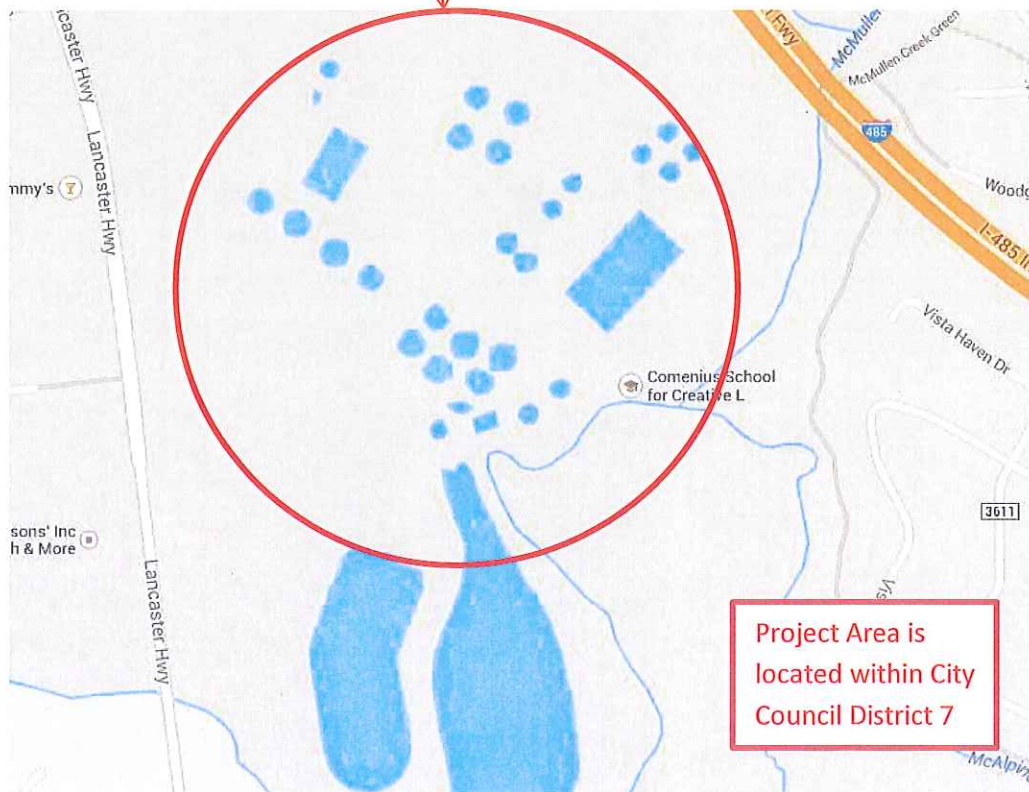
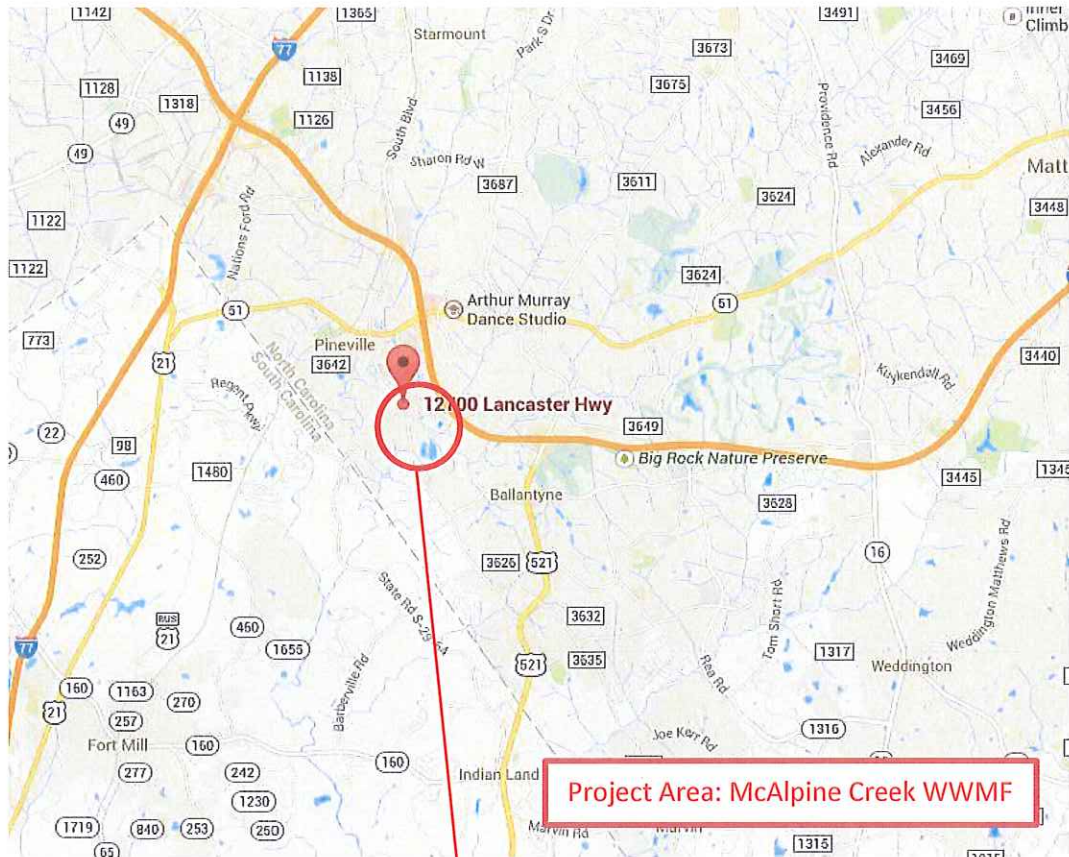
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 22nd day of June, 2015.



A handwritten signature in cursive script, reading "Emily A. Kunze".

Emily A. Kunze, Deputy City Clerk

Resolution to Accept Clean Water State Revolving Fund Loan for the Combined Heat and Power Project - Map



**RESOLUTION AUTHORIZING THE SALE OF LAND ON HAMILTON STREET BY THE
UPSET BID PROCESS**

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

WHEREAS, the City has received an offer to purchase the property described above in the amount of \$70,000 submitted by Short Development Group, and/or its assigns , and

WHEREAS, Short Development Group has paid the required five percent (5%) deposit on its offer:

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

1. The City Council authorizes sale of the property described above through the upset bid procedure of North Carolina General Statute §160A-269 and accepts the offer Short Development Group as the initial offer.
2. A notice of the proposed sale shall be published in accordance with the statute. The notice shall describe the property and the amount of the offer, and shall state the terms under which the offer may be upset.
3. Any person may submit an upset bid to the office of the City of Charlotte Real Estate Manager in the Charlotte Mecklenburg Government Center by the date and time specified in the published notice, which shall be at least ten days after the notice is published. If a qualifying higher bid is received, that bid will become the new offer.
4. If a qualifying higher bid is received, a new notice of upset bid shall be published, and this process shall be repeated until a 10-day period has passed without any qualifying higher bid having been received.
5. A qualifying higher bid is one that raises the existing offer by not less than ten percent (10%) of the first \$1,000 of that offer and five percent (5%) of the remainder of that offer, and equals or exceeds all other material terms of the previous offer to the advantage of the City.
6. A qualifying higher bid must also be accompanied by a deposit in the amount of five percent (5%) of the bid. The bid may be made in cash, cashier's check, or certified check. The City will return the deposit on any bid not accepted, and will return the deposit on an offer subject to upset if a qualifying higher bid is received. The City will return the deposit of the final high bidder pursuant to the terms of the purchase contract.
7. If no qualifying upset bid is received after the initial public notice, the offer set forth above is hereby accepted, and the appropriate City officials are authorized to execute all instruments necessary to convey the property to Short Development Group and/or its assigns.

Adopted June 22, 2015

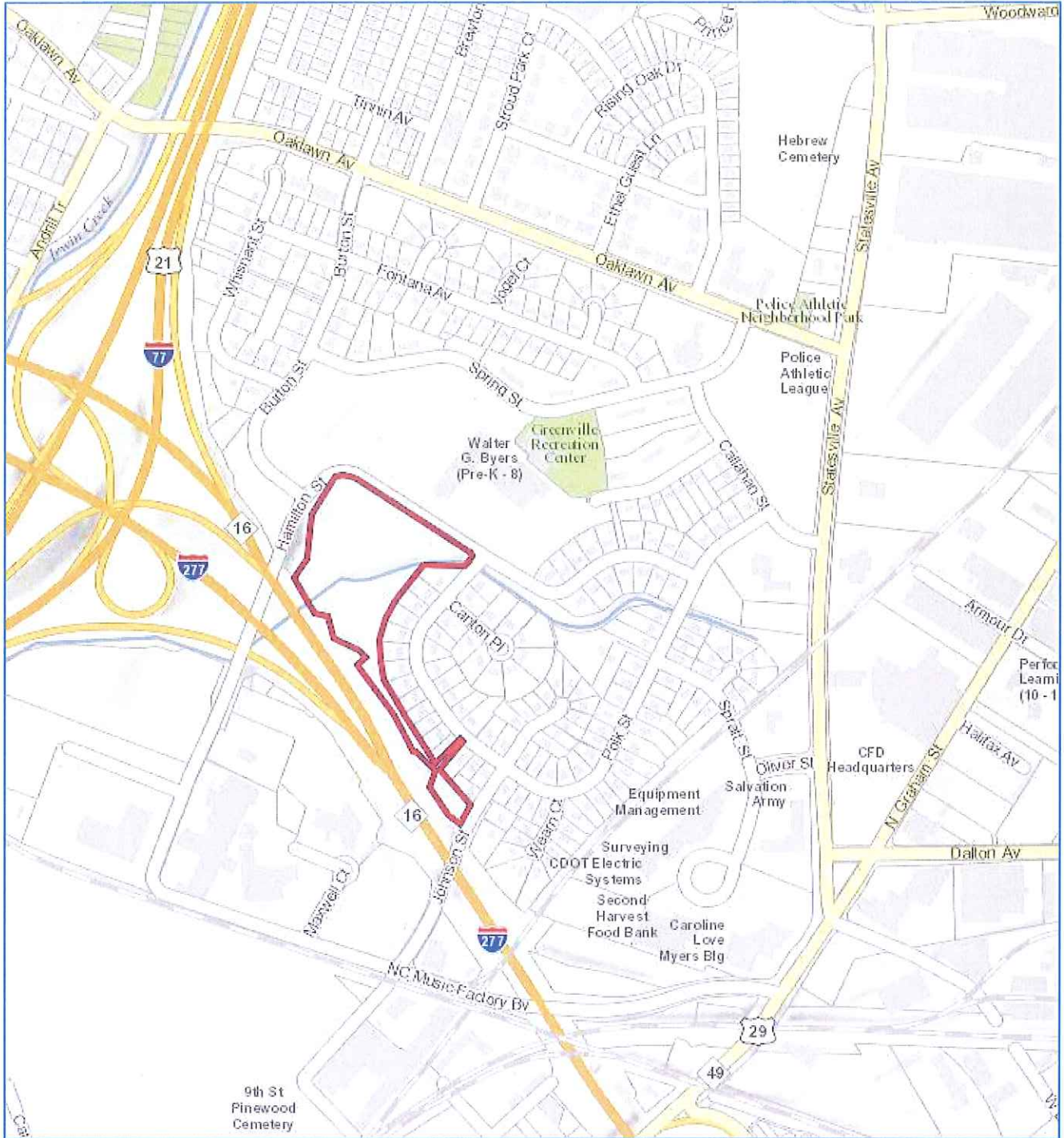
CERTIFICATION

I, Emily A. Kunze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of June, 2015 the reference having been made in Minute Book 138 and recorded in full in Resolution Book 46, Page(s) 726-728.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 22nd day of June, 2015.




Emily A. Kunze, Deputy City Clerk



Location Map: Sale of Vacant Land on Hamilton Street (Council District 2)

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 **IDLEWILD ROAD BOOSTER STATION WATER MAIN 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 **IDLEWILD ROAD BOOSTER STATION WATER MAIN PROJECT** and estimated to be **2,129 square feet (.049 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.: 191-011-12, said property currently owned by **GOODE DEVELOPMENT CORPORATION**; 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

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WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 22nd day of June, 2015.




Emily A. Kunze, Deputy City Clerk