

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON November 9, 2015**

A motion was made by Councilmember Mayfield and seconded by Councilmember Howard for the adoption of the following Resolution and upon being put to a vote was duly adopted:

WHEREAS, a Municipal Agreement between the City of Charlotte and the North Carolina Department of Transportation (NCDOT) will allow the City to be reimbursed for the Right of Way and Construction costs for the Tuckaseegee Berryhill Thrift Roundabout project; and,

WHEREAS, the Municipal Agreement provides for reimbursement of \$1,847,000 which is a portion of the total cost of the project; and,

WHEREAS, the format and cost sharing philosophy is consistent with past Municipal Agreements: and,

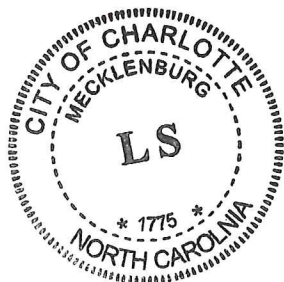
WHEREAS, NCDOT and The City will fund this project.

NOW, THEREFORE, BE IT RESOLVED that this resolution from the City of Charlotte authorizing the City Engineer to execute a Municipal Agreement with the NCDOT for NCDOT to reimburse the City \$1,847,000 for property acquisition, utility relocation, and construction work for construction of the Tuckaseegee Berryhill Thrift Roundabout is hereby formally approved by the City Council of the City of Charlotte and the City Engineer and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the aforementioned groups.

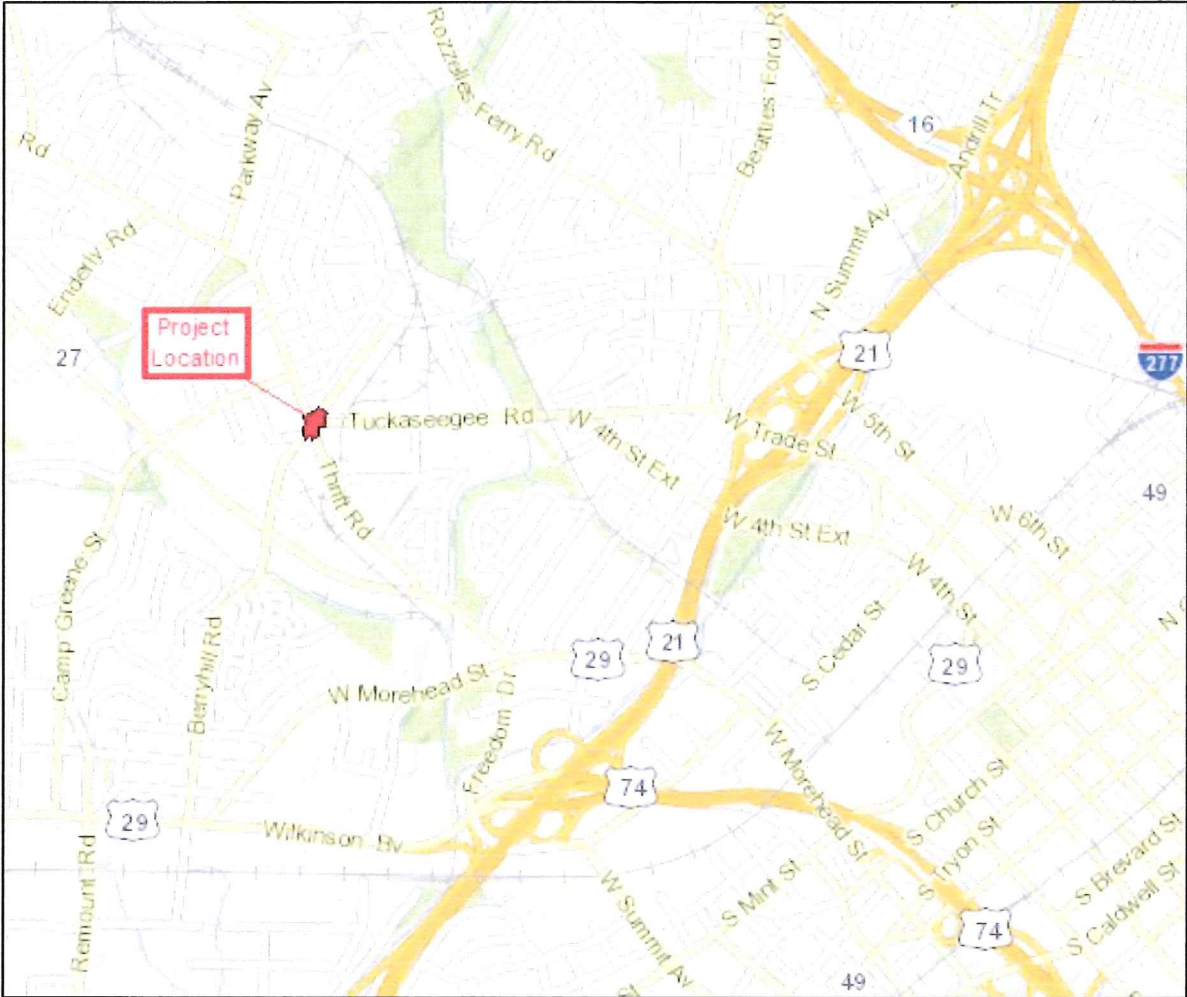
CERTIFICATION

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 9th day of November, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 69-70.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 9th day of November, 2015.




Emily A. Kunze, Deputy City Clerk



Location Map: Municipal Agreement for Tuckaseegee, Berryhill, and Thrift Roads Roundabout Project (Council District 3)

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE two residual portions of Brixham Hill Avenue (formerly John J. Delaney Boulevard) in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Bissell Hotels 6, LLC** has filed a petition to close two residual portions of Brixham Hill Avenue (formerly John J. Delaney Boulevard) in the City of Charlotte; and

Whereas, two residual portions of Brixham Hill Avenue (formerly John J. Delaney Boulevard) are located within the southwestern most and southeastern most radiuses of the intersection of what is now considered Brixham Hill Avenue and Ballantyne Medical Place, and consist of a southwestern portion that is 5,768 square feet, and a southeastern portion that is 8,460 square feet as shown in the maps marked "Exhibit A" and is more particularly described by metes and bounds in the documents marked "Exhibit B-1 and B-2" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley.

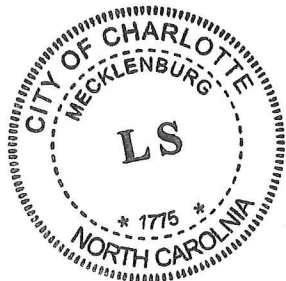
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of November 9, 2015, that it intends to close two residual portions of Brixham Hill Avenue (formerly John J. Delaney Boulevard) and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 14th day of December 2015, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

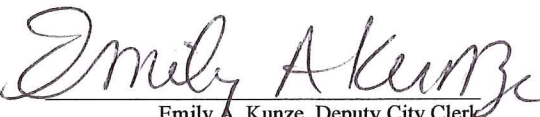
The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

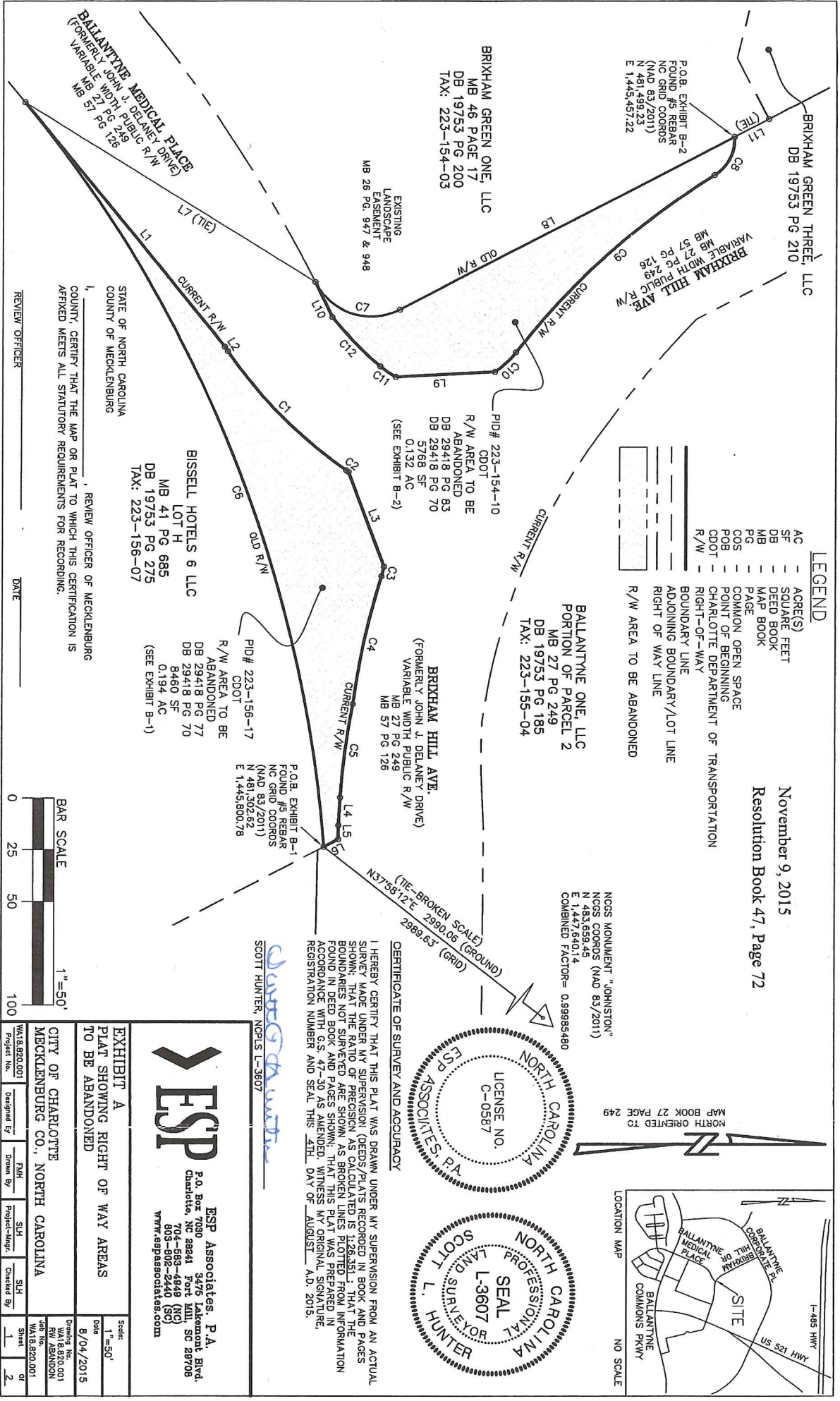
CERTIFICATION

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 9th day of November, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 71-75.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 9th day of November, 2015.




Emily A. Kunze, Deputy City Clerk



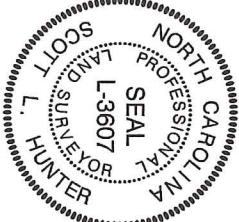
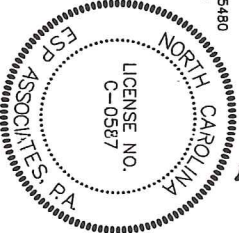
LEGEND

- AC - ACRES(S)
- SF - SQUARE FEET
- DB - DEED BOOK
- MB - MAP BOOK
- PG - PAGE
- COS - COMMON OPEN SPACE
- POB - POINT OF BEGINNING
- CDOT - CHARLOTTE DEPARTMENT OF TRANSPORTATION
- R/W - RIGHT-OF-WAY
- BOUNDARY LINE
- ADJOINING BOUNDARY/LOT LINE
- RIGHT OF WAY LINE
- R/W AREA TO BE ABANDONED

November 9, 2015
Resolution Book 47, Page 72

NCGS MONUMENT "JOHNSTON"
NCGS COORDS (NAD 83/2011)
N 483,659.45
E 1,447,640.14
COMBINED FACTOR= 0.99995480

NORTH ORIENTED TO
MAP BOOK 27 PAGE 249



CERTIFICATE OF SURVEY AND ACCURACY

I HEREBY CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DEEDS/PLATS RECORDED IN BOOK AND PAGES BOUND UP IN THE HAND OF PRESSION AS CALCULATED BY E-26,351 - THAT THE BOUNDARIES AND AREAS SHOWN ON THIS PLAT WERE DETERMINED FROM INFORMATION FOUND IN DEED BOOK AND PAGES SHOWN. HOWEVER, THIS PLAT WAS RECORDED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS 4TH DAY OF AUGUST, A.D. 2015.

SCOTT HUNTER, NPLS L-3607

ESP

ESP Associates, P.A.
P.O. Box 7030 3475 Lakefront Blvd.
Charlotte, NC 28241 Fort Hill, SC 29708
704-563-4848 (NC)
803-808-2440 (SC)
www.espsurveyors.com

EXHIBIT A
PLAT SHOWING RIGHT OF WAY AREAS TO BE ABANDONED

Scale: 1"=50'
Date: 8/04/2015

Drawing No. 001
R/W ABANDON
WAB.820.001

Project No. WAB.820.001

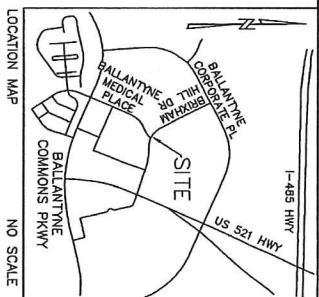
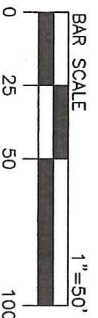
Designed By: FMH
Drawn By: SILH
Project-Mgr: SILH
Checked By: SILH

Sheet 1 of 2

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

_____, 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: _____



BALLANTYNE MEDICAL PLACE
(FORMERLY JOHN J. DELANEY DRIVE)
VARIABLE MB 27 PG 249
MB 57 PG 126

BRIXHAM GREEN ONE, LLC
MB 46 PAGE 17
DB 19753 PG 200
TAX: 223-154-03

P.O.B. EXHIBIT B-2
FOUND #5 REBAR
NC GRID COORDS
(NAD 83/2011)
N 481,499.23
E 1,445,457.22

BRIXHAM GREEN THREE, LLC
DB 19753 PG 210

BRIXHAM HILL AVE
VARIABLE MB 27 PG 249
MB 57 PG 126

EXISTING LANDSCAPE
EASEMENT
MB 26 PG. 947 & 948

PID# 223-154-10
CDOT
R/W AREA TO BE
ABANDONED
DB 29418 PG 83
DB 29418 PG 70
5798 SF
0.132 AC
(SEE EXHIBIT B-2)

BALLANTYNE ONE, LLC
PORTION OF PARCEL 2
MB 27 PG 249
DB 19753 PG 185
TAX: 223-155-04

BRIXHAM HILL AVE.
(FORMERLY JOHN J. DELANEY DRIVE)
VARIABLE WIDTH PUBLIC R/W
MB 27 PG 249
MB 57 PG 126

BISSELL HOTELS 6 LLC
LOT H
MB 41 PG. 685
DB 19753 PG 275
TAX: 223-156-07
(SEE EXHIBIT B-1)

PID# 223-156-17
CDOT
R/W AREA TO BE
ABANDONED
DB 29418 PG 77
DB 29418 PG 70
8460 SF
0.194 AC
(SEE EXHIBIT B-1)

P.O.B. EXHIBIT B-1
FOUND #5 REBAR
NC GRID COORDS
(NAD 83/2011)
N 491,502.82
E 1,443,800.78

NOTES

THIS PROPERTY ZONED: BP (GD) PETITION 2011-044.
 AREAS COMPUTED BY COORDINATE METHOD.
 SUBJECT TRACT REFERENCES: DB 29418 PG 70, DB 29418 PG 77, DB 29418 PG 83
 SUBJECT TRACT PARCEL ID #22315410, 22315617
 SUBJECT PROPERTY IS GRAPHICALLY LOCATED IN ZONE "X" PER FEMA/FIRM COMMUNITY PANEL NO. 3710444800K, EFFECTIVE DATE 2-19-14, ZONE "X"-AREA DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN.
 #5 REBARS FOUND AT ALL R/W CORNERS.
 THIS PROPERTY MAY BE SUBJECT TO ADDITIONAL RESTRICTIONS, EASEMENTS AND/OR RIGHTS OF WAY.
 UNADJUSTED RATIO OF PRECISION IS 1:26,351.

November 9, 2015
 Resolution Book 47, Page 73

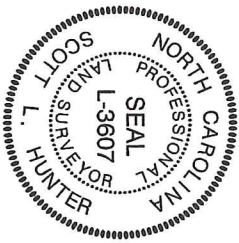
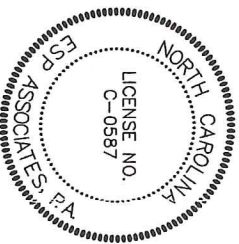
| Line # | Direction | Length |
|--------|---------------|--------|
| L1 | N 50°58'24" E | 152.26 |
| L2 | N 57°33'11" E | 2.65 |
| L3 | N 69°08'13" E | 48.80 |
| L4 | S 86°29'32" E | 13.57 |
| L5 | S 89°34'27" E | 6.65 |
| L6 | S 27°43'47" E | 7.81 |
| L7 | N 32°03'35" E | 164.05 |
| L8 | N 27°32'49" W | 181.44 |
| L9 | S 2°58'39" E | 47.89 |
| L10 | S 64°05'02" W | 18.74 |
| L11 | S 27°32'49" E | 18.55 |

| Curve # | Radius | Length | Bearing | Chord |
|---------|--------|--------|---------------|--------|
| C1 | 224.93 | 81.35 | N 45°21'52" E | 80.91 |
| C2 | 45.50 | 1.35 | N 35°51'19" E | 1.35 |
| C3 | 45.50 | 4.74 | S 75°26'48" E | 4.74 |
| C4 | 364.01 | 63.35 | S 77°26'35" E | 63.27 |
| C5 | 365.21 | 45.66 | S 82°31'13" E | 45.63 |
| C6 | 654.39 | 393.53 | S 68°12'04" W | 387.63 |
| C7 | 30.00 | 47.59 | N 17°53'42" E | 42.75 |
| C8 | 20.50 | 22.01 | S 62°30'09" E | 20.97 |
| C9 | 357.50 | 128.71 | S 42°03'23" E | 128.01 |
| C10 | 45.50 | 14.00 | S 43°33'09" E | 13.95 |
| C11 | 45.50 | 8.98 | S 34°26'03" W | 8.97 |
| C12 | 175.00 | 33.32 | S 45°32'36" W | 33.27 |

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 _____



CERTIFICATE OF SURVEY AND ACCURACY

I HEREBY CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (ORDS./PLATS RECORDED IN BOOK AND PAGES SHOWN); THAT THE RATIO OF PRECISION AS CALCULATED IS 1:26,351. THAT THE BOUNDARIES NOT SURVEYED ARE SHOWN AS BROKEN LINES PLOTTED FROM INFORMATION FOUND IN DEED BOOK AND PAGES SHOWN; THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED, WITH MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS 4TH DAY OF AUGUST, A.D. 2015.

SCOTT HUNTER, NPLS L-3607



ESP Associates, P.A.
 P.O. Box 7030 3475 Lakemont Blvd.
 Charlotte, NC 28241 Fort Mill, SC 29708
 704-583-4949 (NC)
 803-802-8440 (SC)
 www.espsurveys.com

EXHIBIT A
 PLAT SHOWING RIGHT OF WAY AREAS
 TO BE ABANDONED

CITY OF CHARLOTTE
 MECKLENBURG CO., NORTH CAROLINA

| | | | | |
|---------------|-------------|--------------|------------|-------|
| WVA18.820.001 | Designed By | FHM | SIH | SIH |
| Project No. | Drawn By | Project-Dir. | Checked By | Share |
| | | | | 2 |

| | |
|-------------|---------------|
| Scale: | NO SCALE |
| Date: | 8/04/2015 |
| Design No.: | WVA18.820.001 |
| Job No.: | RW ABANDON |
| Drawn No.: | WVA18.820.001 |

November 9, 2015

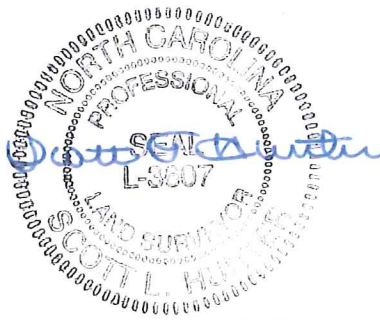
Resolution Book 47, Page 74

Exhibit B-1

Charlotte Department of Transportation – Tax Parcel 22315617

Right-Of-Way Abandonment

Beginning at a found #5 rebar located along the southeastern margin of the old variable width public right-of-way for Brixham Hill Avenue (Map Book 57 page 126) formerly John J. Delaney Drive (Map Book 27 page 249), being the Northeast corner of Bissell Hotels 6, LLC (Deed Book 19753 page 275), having North Carolina Grid Coordinates (NAD 83/2011) of North: 481,302.62 and East: 1,445,800.78; thence with the old southeastern margin of said right-of-way along a curve to the left, having a radius of 654.39 feet, an arc length of 393.53 feet, and a chord bearing and distance of S 68-12-04 W, 387.63 feet to a found #5 rebar located along the southeastern margin of the old, variable width public right-of-way for Ballantyne Medical Place (formerly John J. Delaney Drive as recorded in Map Book 27 page 249); thence the following eleven (11) courses with the new, southeastern right-of-way margin for Ballantyne Medical Drive and Brixham Hill Avenue, formerly John J. Delaney Drive; 1) N 50-58-24 E, a distance of 152.26 feet to a found #5 rebar; 2) N 57-33-11 E, a distance of 2.65 feet to a found #5 rebar; 3) with the arc of a curve to the left, having a radius of 224.93 feet, an arc length of 81.35 feet, and a chord bearing and distance of N 45-21-52 E, 80.91 feet to a found #5 rebar; 4) with the arc of a curve to the right, having a radius of 45.50 feet, an arc length of 1.35 feet, and a chord bearing and distance of N 35-51-19 E, 1.35 feet to a found #5 rebar; 5) N 69-08-13 E, a distance of 48.80 feet to a found #5 rebar; 6) with the arc of a curve to the right, having a radius of 45.50 feet, an arc length of 4.74 feet, and a chord bearing and distance of S 75-26-48 E, 4.74 feet to a found #5 rebar; 7) with the arc of a curve to the left, having a radius of 364.01 feet, an arc length of 63.35 feet, and a chord bearing and distance of S 77-26-35 E, 63.27 feet to a found #5 rebar; 8) with the arc of a curve to the left, having a radius of 365.21 feet, an arc length of 45.66 feet, and a chord bearing and distance of S 82-31-13 E, 45.63 feet to a found #5 rebar; 9) S 86-29-32 E, a distance of 13.57 feet to a found #5 rebar; 10) S 89-34-27 E, a distance of 6.65 feet to a found #5 rebar; 11) S 27-43-47 E, a distance of 7.81 feet to the Point Of Beginning, containing 8,460 square feet or 0.194 acres, and being the same property conveyed to the Charlotte Department of Transportation in Deed Book 29418 pages 70 and 77, of the Mecklenburg County Register of Deeds.



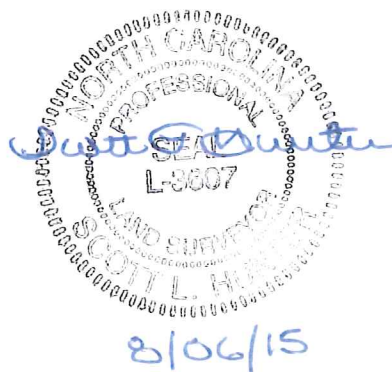
8/06/15

Exhibit B-2

Charlotte Department of Transportation – Tax Parcel 22315410

Right-Of-Way Abandonment

Beginning at a found #5 rebar located along the western margin of the old variable width public right-of-way for Brixham Hill Avenue as recorded in Map Book 27 page 249 and Map Book 57 page 126, being S 27-32-49 E, a distance of 18.55 feet from a found #5 rebar along the western margin of said right-of-way, a common corner with Brixham Green Three, LLC (Deed Book 19753 page 210), said Point of Beginning having North Carolina Grid Coordinates (NAD 83/2011) of North: 481,499.23 and East: 1,445,457.22; thence with the new, western right-of-way margin for Brixham Hill Avenue as recorded in Map Book 57 page 126, the following seven (7) courses; 1) with the arc of curve to the right, having a radius of 20.50 feet, an arc length of 22.01 feet, and a chord bearing and distance of S 62-30-09 E, 20.97 feet to a found #5 rebar; 2) with the arc of a curve to the left, having a radius of 357.50 feet, an arc length of 128.71 feet, and a chord bearing and distance of S 42-03-23 E, 128.01 feet to a found #5 rebar; 3) with the arc of a curve to the right, having a radius of 45.50 feet, an arc length of 14.00 feet, and a chord bearing and distance of S 43-33-09 E, 13.95 feet to a found #5 rebar; 4) S 2-58-39 E, a distance of 47.89 feet to a found #5 rebar; 5) with the arc of a curve to the right, having a radius of 45.50 feet, an arc length of 8.98 feet, and a chord bearing and distance of S 34-26-03 W, 8.97 feet to a found #5 rebar; 6) with the arc of a curve to the right, having a radius of 175.00 feet, an arc length of 33.32 feet, and a chord bearing and distance of S 45-32-36 W, 33.27 feet to a found #5 rebar; 7) S 64-05-02 W, a distance of 18.74 feet to a found #5 rebar on the western margin of the old variable width public right of way for Ballantyne Medical Place (formerly John J. Delaney Drive) as recorded in Map Book 27 page 249; thence with the old right-of-way the following two (2) courses; 1) with the arc of a curve to the left, having a radius of 30.00 feet, an arc length of 47.59 feet, and a chord bearing and distance of N 17-53-42 E, 42.75 feet to a found #5 rebar; 2) N 27-32-49 W, a distance of 181.44 feet to the Point Of Beginning, containing 5,768 square feet or 0.132 acres, and being the same property conveyed to the Charlotte Department of Transportation in Deed Book 29418 pages 70 and 83, of the Mecklenburg County Register of Deeds.



November 9, 2015

Resolution Book 47, Page 76

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE two unopened alleyways between E. 16th Street and E. 17th Street, and E. 17th Street and E. 18th Street in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Laurel Street Residential** has filed a petition to close two unopened alleyways between E. 16th Street and E. 17th Street, and E. 17th Street and E. 18th Street in the City of Charlotte; and

Whereas, an unopened alleyway between E. 16th Street and E. 17th Street is located within a street block bound by Allen Street, E. 17th Street, Pegram Street, and E. 16th Street, and consists of approximately 3,000 square feet; and an unopened alleyway between E. 17th Street and E. 18th Street is located within a street block bound by Allen Street, E. 18th Street, Pegram Street, and E. 18th Street, and consists of approximately 3,000 square feet, as shown in the maps marked "Exhibit A-1 and A-2" and are more particularly described by metes and bounds in the documents marked "Exhibit B-1 and B-2" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley.

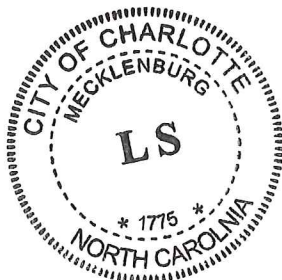
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of November 9, 2015, that it intends to close two unopened alleyways between E. 16th Street and E. 17th Street, and E. 17th Street and E. 18th Street and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 14th day of December 2015, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

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

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 9th day of November, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 76-80.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 9th day of November, 2015.



Emily A. Kunze

Emily A. Kunze, Deputy City Clerk

That certain parcel or tract of land situated, lying and being in the City of Charlotte, County of Mecklenburg, State of North Carolina and being all of a 10' Alley within Block 2, of "East End Plat" as shown on Map Book 173, Page 582, all Deed and Map Books recorded in the Mecklenburg County Public Register of Deeds and being more particularly described as follows:

Commencing at an existing NGS Monument "McDowell" having NC Grid Coordinates of N:541,237.39, E:1,452,813.02, thence N 63°36'20" E a horizontal ground distance of 5111.44 feet to a new iron rod, situated at the intersection of the southerly margin of East 17th Street (a 40' public right-of-way) with the westerly line a 10' Alley as shown on the aforesaid Plat and being the Point of Beginning; thence along the aforesaid southerly margin S 57°05'30" E a distance of 10.00 feet to a new iron rod; thence along the a common line between the aforesaid 10' Alley with Lots 1-6 as shown on the aforesaid Plat S 32°51'04" W a distance of 300.00 feet to a new iron rod, situated on the northerly margin of East 16th Street (a 50' public right-of-way); thence along the aforesaid margin N 57°05'36" W a distance of 10.00 feet to an existing iron rod; thence along a common line between the aforesaid 10' Alley with Lots 7-12 as shown on the aforesaid plat N 32°51'04" E a distance of 300.00 feet to the Point of Beginning; Containing 3,000 square feet or 0.0689 acres, as shown on an exhibit map prepared by R. B. Pharr & Associates, P.A. dated August 21, 2015 (Project No. 83769).

November 9, 2015

Resolution Book 47, Page 80

Exhibit B - 2

That certain parcel or tract of land situated, lying and being in the City of Charlotte, County of Mecklenburg, State of North Carolina and being all of a 10' Alley within Block 3, of "East End Plat" as shown on Map Book 173, Page 582, all Deed and Map Books recorded in the Mecklenburg County Public Register of Deeds and being more particularly described as follows:

Commencing at an existing NGS Monument "McDowell" having NC Grid Coordinates of N:541,237.39, E:1,452,813.02, thence N 61°45'40" E a horizontal ground distance of 5406.71 feet to an existing iron rod, situated at the intersection of the southerly margin of East 18th Street (a 40' public right-of-way) with the westerly line a 10' Alley as shown on the aforesaid Plat and being the Point of Beginning; thence along the aforesaid southerly margin S 57°08'01" E a distance of 10.00 feet to a point; thence along the a common line between the aforesaid 10' Alley with Lots 1-6, Block 3 as shown on the aforesaid Plat S 32°51'04" W a distance of 300.34 feet to a new iron rod; situated on the northerly margin of East 17th Street (a 40' public right-of-way); thence along the aforesaid margin N 57°05'32" W a distance of 10.00 feet to a new iron rod; thence along a common line between the aforesaid 10' Alley with Lots 7-12, Block 3 as shown on the aforesaid plat N 32°51'04" E a distance of 300.33 feet to the Point of Beginning; Containing 3,003 square feet or 0.0689 acres, as shown on an exhibit map prepared by R. B. Pharr & Associates, P.A. dated August 21, 2015 (Project No. 83769).

CHARLOTTE CITY COUNCIL

Resolution Authorizing Sale of Police Unclaimed Property by Public Auction

Whereas, North Carolina G.S. 160A-270(b) and 15-13 allows the City Council to sell police unclaimed property at public auction upon adoption of a resolution authorizing the appropriate official to dispose of the property at public auction and;

Whereas, the City Manager has recommended that the property listed on the attached (Exhibit A) be declared as surplus and sold at public auction; now therefore,

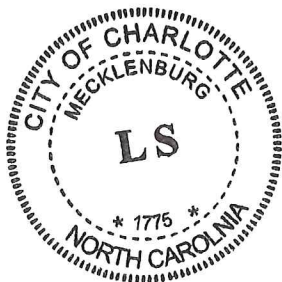
Be it resolved, by the Charlotte City Council that the City Manager or his designee is authorized to sell by public auction on December 5, 2015 at 10:00 a.m. the police unclaimed property described on (Exhibit A), at the City Asset Recovery and Disposal facility, 5550 Wilkinson Blvd, Charlotte, North Carolina, as per the terms and conditions specified in the Auctioneer Services contract approved by this City Council and in accordance with G.S. 160A-270(b), and 15-13. The terms of the sale shall be net cash. The City Manager or his designee is directed to publish at least once and not less than ten days before the date of the auction, a copy of this resolution or a notice summarizing its content as required by North Carolina General Statute 160A-270(b) and 15-14.

Adopted on this 9th day of November, 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 9th day of November, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 81-82.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 9th day of November, 2015.




Emily A. Kunze, Deputy City Clerk

| Item Category | Qty |
|---|-------------|
| Assorted Automotive items(brake pads, rotors, etc.) | 70 |
| Assorted Bikes | 65 |
| Assorted Computers and related items (processors, laptops, bags, cords, etc.) | 194 |
| Assorted Electronic items (GPS, stereos, speakers, iPods, cameras,phones,radios, game systems, etc) | 402 |
| Assorted Jewelry items (ear rings, watches, necklaces, etc.) | 261 |
| Assorted Lawn Care items (blowers, weedeaters, etc.) | 15 |
| Miscellaneous items (clothes,shoes,bags,kitchen items, copper items,sun glasses, etc.) | 288 |
| Assorted Sports items (gun cases, golf clubs, tents, etc.) | 36 |
| Assorted Tools (saws, drills, misc tools, tool bags, batteries for tools, etc.) | 287 |
| Assorted TV's | 23 |
| Total | 1641 |

November 9, 2015

Resolution Book 47, Page 83

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 **BAUCOM ROAD CONNECTOR 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 **BAUCOM ROAD CONNECTOR PROJECT** and estimated to be **6,921 square feet (.159 acre) of fee-simple area; 375 square feet (.009 acre) of storm drainage easement; 404 square feet (.009 acre) of slope easement, and 3,887 square feet (.089 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.: 027-031-05, said property currently owned by **FAIRFIELD MALLARD I, LLC; COLUMN FINANCIAL, INC.**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

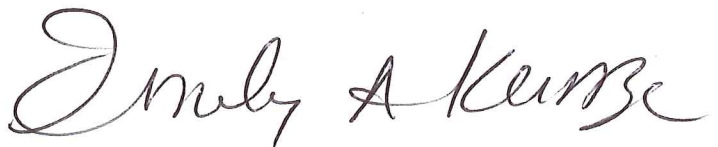
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, 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 9th day of November, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 83.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 9th day of November, 2015.



Emily A. Kunze, Deputy City Clerk

**RESOLUTION AUTHORIZING THE SALE OF 1915 VERNON DRIVE 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 \$221,000, submitted by Ross Allen Custom Builders, Inc., a North Carolina corporation (“Ross Allen”); and

WHEREAS, Ross Allen has paid or will pay 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 by Ross Allen 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 within ten days after publication of the notice. 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 includes other material terms acceptable to 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, certified check, or wire transfer. 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 Ross Allen Custom Builders, Inc. and/or its assigns.

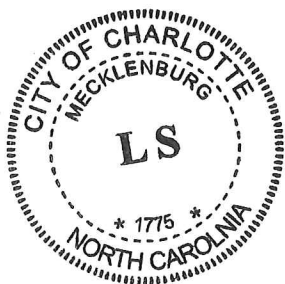
Adopted November 9, 2015

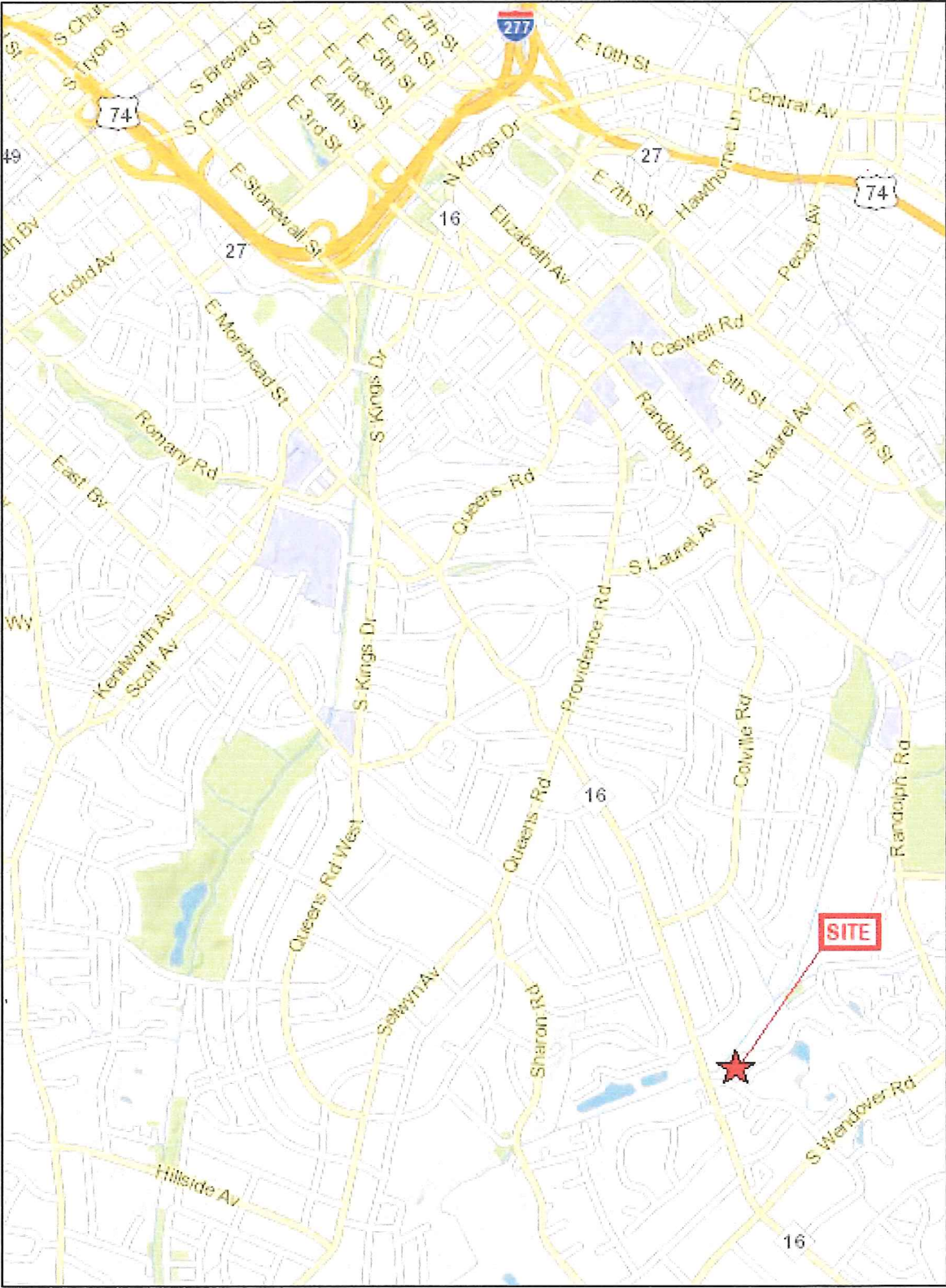
CERTIFICATION

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 9th day of November, 2015 the reference having been made in Minute Book 139 and recorded in full in Resolution Book 47, Page(s) 84-86.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 9th day of November, 2015.


Emily A. Kunze, Deputy City Clerk





Location Map - Sale of 1915 Vernon Drive (Council District 6)