

**A RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE,  
NORTH CAROLINA ON OCTOBER 9, 2017 IN SUPPORT OF THE 2017 TIGER GRANT  
APPLICATION FOR THE CROSS CHARLOTTE TRAIL PEDESTRIAN BRIDGE OVER  
US 74.**

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

WHEREAS, the U.S. Department of Transportation (USDOT) is seeking proposals for the Transportation Investment Generating Economic Recovery, also known as TIGER Discretionary Grant, and

WHEREAS, these grants are authorized and funded by the for transportation infrastructure projects, and

WHEREAS, on September 6, 2017, USDOT issued a Notice of Funding Opportunity (NOFO) for the ninth round of TIGER Discretionary Grants, detailing the availability of \$500 million in competitive capital grants and announcing selection criteria, and

WHEREAS, the City of Charlotte is applying for a TIGER Discretionary Grant for the design and construction of the Cross Charlotte Trail pedestrian bridge over US 74, and

WHEREAS, this project will construct a pedestrian and bicycle bridge over the US 74/I-277 interchange to connect the Cross Charlotte Trail (Little Sugar Creek Greenway) from 7th Street to 10th Street completing a significant gap in the greenway system, and

WHEREAS, the City of Charlotte is making a substantial investment to advance the Cross Charlotte Trail with \$33 million funded through 2014 and 2016 bonds, and

WHEREAS, the City is partnering with Mecklenburg County to develop this 30+ mile trail and greenway facility that will stretch from the Town of Pineville, through Center City and on to the UNC Charlotte campus and Cabarrus County line.

NOW, THEREFORE, BE IT RESOLVED that the Charlotte City Council adopt this resolution in support of a 2017 TIGER grant application for the Cross Charlotte Trail pedestrian bridge over US74.

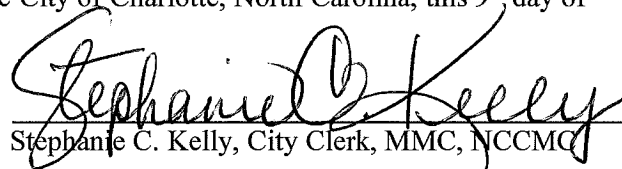
October 9, 2017

Resolution Book 48, Page 479

**CERTIFICATION**

I, Stephanie C. Kelly, 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 9<sup>th</sup> day of October, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 478-479.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9<sup>th</sup> day of October, 2017.

  
Stephanie C. Kelly, City Clerk, MMC, NCCMC



RESOLUTION AUTHORIZING THE LEASE OF CHARLOTTE TRANSPORTATION  
CENTER SPACE TO WIRELESS CITY FASHION, INC.

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WHEREAS, the City of Charlotte owns improved property more particularly identified as the Charlotte Transportation Center (the "Center") located at 310 E. Trade St. in Charlotte, North Carolina; and

WHEREAS, the Center consists of an approximately 18,200 square-foot pavilion building containing, among other things, a public lobby, food court area and specific areas leased to various vendors; and

WHEREAS, Wireless City Fashion, Inc. desires to lease approximately 442 square feet of street level retail space ("the Property") in the Transit Center pavilion for operation of a retail cellular phone store; and

WHEREAS, in consideration of leasing the Property for a five-year term, Wireless City Fashion has agreed to pay market rent in the amount of Thirty Nine Thousand Two Hundred Dollars (\$39,200.00) for the first year of the term, and annual rent thereafter at a rate increased by 2.5% per year until the end of the term; and

WHEREAS, North Carolina General Statute §160A-272 gives the City the right to lease its property for its own benefit on terms determined by Council by resolution adopted at a regular business 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 WIRELESS CITY FASHION, INC. UPON THE TERMS AND CONDITIONS SET FORTH HEREIN, AND AUTHORIZES THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY INSTRUMENTS NECESSARY TO THE LEASE.

THIS THE 9th DAY OF OCTOBER, 2017.

October 9, 2017

Resolution Book 48, Page 481

**CERTIFICATION**

I, Stephanie C. Kelly, 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 9<sup>th</sup> day of October, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 480-481.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9<sup>th</sup> day of October, 2017.

  
Stephanie C. Kelly, City Clerk, MMC, NCCMC



October 9, 2017

Resolution Book 48, Page 482

**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:

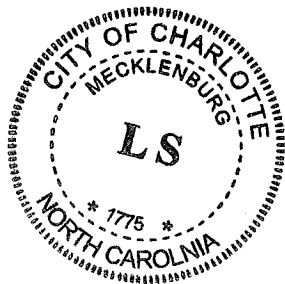
1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time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

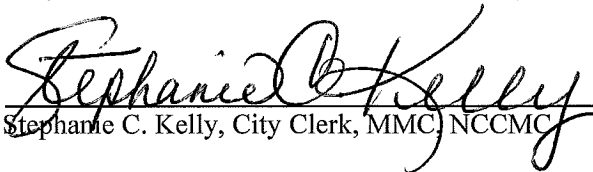
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 9<sup>th</sup> day of October 2017 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 9<sup>th</sup> day of October, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 482-483.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9<sup>th</sup> day of October, 2017.



  
Stephanie C. Kelly, City Clerk, MMC, NCCMC

**Taxpayers and Refunds Requested**

BROWN, GEORGE	\$	120.94
CAROLINA MILLING SERVICES LLC	\$	1,797.78
NEW BETHEL CHURCH MINISTRIES INC .	\$	39.00
STEEL GARDENS MASTER HOMEOWNERS ASSOCIATION, II	\$	113.61
STEEL GARDENS MASTER HOMEOWNERS ASSOCIATION, II	\$	119.77
SUMMERS, JACK M	\$	135.47
	\$	<u>2,326.57</u>

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **ASSET: FIRE CLANTON/BARRINGER SITE 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 **ASSET: FIRE CLANTON/BARRINGER SITE PROJECT** and estimated to be **97,097 square feet (2.229 acre) of fee-simple area** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel Nos. 145-133-02, 145-133-03, 145-133-15 and 143-133-21, said property currently owned by **ROBERT ALEXANDER (a/k/a "Robert Q. Alexander") and spouse, if any; HOME FEDERAL SAVINGS AND LOAN ASSOCIATION, Beneficiary; PROGRESSIVE INSURANCE COMPANY, Possible Judgment Creditor; STATE OF NORTH CAROLINA, 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.

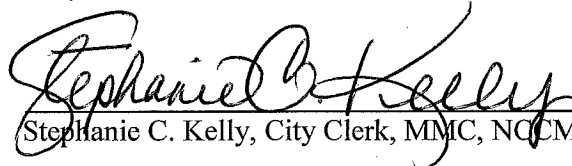
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Stephanie C. Kelly, 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 9<sup>th</sup> day of October, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 484.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9<sup>th</sup> day of October, 2017.



  
Stephanie C. Kelly, City Clerk, MMC, NCCMC

October 9, 2017

Resolution Book 48, Page 485

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 **8" SANITARY SEWER TO SERVE 13720 MALLARD CREEK ROAD 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 **8" SANITARY SEWER TO SERVE 13720 MALLARD CREEK ROAD PROJECT** and estimated to be **5,766 square feet (.132 acre) of sanitary sewer easement and 11,121 square feet (.255 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. 029-191-17, said property currently owned by **ODELL SCHOOL HIGHWAY INVESTMENT TRADERS, LLC**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

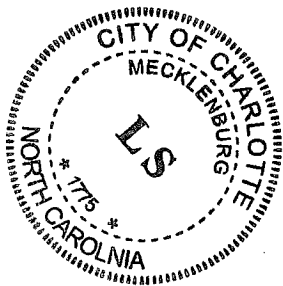
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

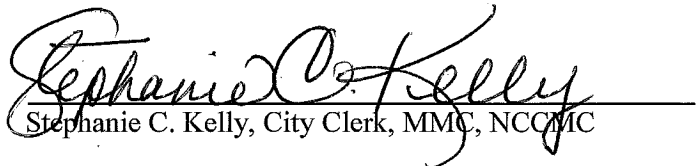
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 9<sup>th</sup> day of October, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 485.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9<sup>th</sup> day of October, 2017.



  
Stephanie C. Kelly, City Clerk, MMC, NCCMC



October 9, 2017

Resolution Book 48, Page 486

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 **8" SANITARY SEWER TO SERVE 13720 MALLARD CREEK ROAD 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 **8" SANITARY SEWER TO SERVE 13720 MALLARD CREEK ROAD PROJECT** and estimated to be **2,048 square feet (.047 acre) of sanitary sewer easement and 5,656 square feet (.13 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. 029-191-06, said property currently owned by **ODELL SCHOOL HIGHWAY INVESTMENT TRADERS, LLC**, 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.

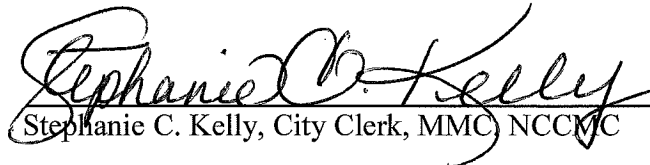
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Stephanie C. Kelly, 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 9<sup>th</sup> day of October, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 486.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9<sup>th</sup> day of October, 2017.



  
Stephanie C. Kelly, City Clerk, MMC NCCMC

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 **GUM BRANCH 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 **GUM BRANCH SANITARY SEWER PROJECT** and estimated to be **2,279 square feet (.052 acre) of sanitary sewer easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 031-421-34, said property currently owned by **ERIC S. TRIVETTE; MELISSA C. TRIVETTE; WELLS FARGO BANK, N. A., Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

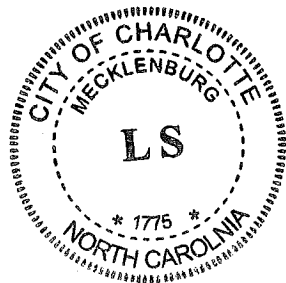
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 9<sup>th</sup> day of October, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 487.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9<sup>th</sup> day of October, 2017.



  
Stephanie C. Kelly, City Clerk, MMC NCCMC

October 9, 2017

Resolution Book 48, Page 488

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 **GUM BRANCH 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 **GUM BRANCH SANITARY SEWER PROJECT** and estimated to be **2,548 square feet (.058 acre) of sanitary sewer easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 035-233-70, said property currently owned by **RED ROOSTER FARMS OF ST. PETERSBURG, LLC; MECKLENBURG COUNTY TAX COLLECTOR, MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

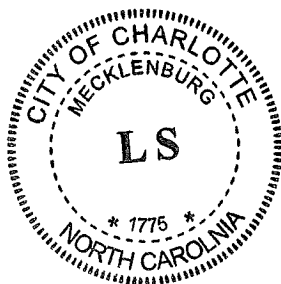
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

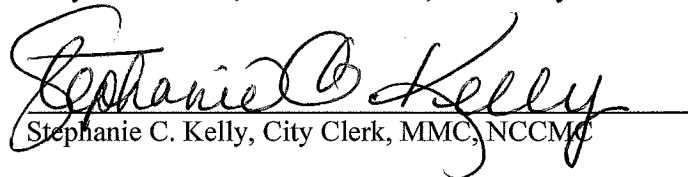
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 9<sup>th</sup> day of October, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 488.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9<sup>th</sup> day of October, 2017.



  
Stephanie C. Kelly, City Clerk, MMC, NCCMC