

RESOLUTION AUTHORIZING THE CONVEYANCE OF A 0.826 ACRE
PROPERTY OF LAND TO
LITTLE ROCK COMMUNITY DEVELOPMENT CORPORATION

WHEREAS, the City of Charlotte owns an approximately 0.826 acre of vacant property more particularly identified as being all of Tax Parcel No. 080-104-02, located at 705 East 7th Street in Charlotte, Mecklenburg County, North Carolina (the "Property"); and

WHEREAS, the Property is not currently being used for any City purpose and an appraisal in 2018 determined its current fair market value to be \$1,320,000.00; and

WHEREAS, Little Rock Community Development Corporation, a North Carolina non-profit corporation ("LRCDC") desires for the City to donate the Property to LRCDC, so that it can be combined with LRCDC-owned adjacent property for development of a 100-unit mixed-income housing community; and

WHEREAS, LRCDC has agreed to partner with Laurel Street Residential, LLC, a Charlotte-based firm specializing in the development of high-quality mixed-income and affordable residential communities, and who is known by the City to be a valuable partner in the development of affordable housing, to accomplish the proposed development of the City Property; and

WHEREAS, the leased Property shall be restricted to redevelopment for affordable housing as follows: a) Buyer shall assemble the Property, together with the adjacent .3-acre property currently owned by Buyer, for redevelopment as a mixed income residential project which will include affordable housing; b) the housing development will include 100 rental housing units for families having earned incomes ranging from less than 30% to 120% of the HUD Area Median Income ("AMI") for Charlotte at the following AMI levels: 20 units < 30%, 20 units 51-60%, 10 units 61-80%, and 50 units 81-120%; c) the affordable restriction shall be in effect for thirty five (35) years; and d) the Property shall be redeveloped and the affordable units available for occupancy within three (3) years from the date of the deed of transfer, or ownership of the Property shall revert back to the City.

WHEREAS, City of Charlotte Charter § 8.22 authorizes the city to convey real property by private sale when it determines that the sale will advance or further any Council adopted urban revitalization or land use plan or policy; and

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WHEREAS, the City Council of the City of Charlotte has determined that the sale of the Property to LRCDC will advance the City's 2016 Council-adopted goal to create 5,000 affordable and workforce housing units within three years and is also consistent with the Council-adopted 2018 "Housing Charlotte Framework" policy; and

WHEREAS, notice of the proposed transaction was advertised at least ten days prior to the adoption of this Resolution.

NOW THEREFORE, BE IT RESOLVED by the City Council for the City of Charlotte, pursuant to Section 8.22(d) of the City of Charlotte Charter, that it hereby authorizes the private sale of the above referenced Property as follows:

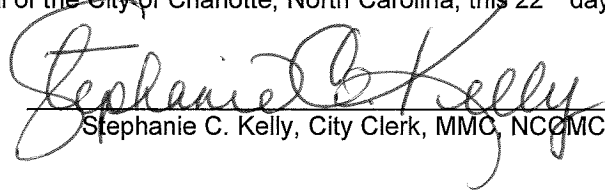
The City will convey fee simple title to LRCDC for One Dollar (\$1). The City Manager or his Designee is authorized to execute all documents necessary to complete the sale of the Property to LRCDC, in accordance with the terms and conditions as advertised.

THIS THE 22nd DAY OF JULY 2019.

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 an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of July 2019, the reference having been made in Minute Book 148 and recorded in full in Resolution Book 49, Page(s) 729-730.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 22nd day of July 2019.


Stephanie C. Kelly, City Clerk, MMC, NCCMC



RESOLUTION AUTHORIZING THE GROUND LEASE
OF APPROXIMATELY 2.31 ACRES OF PROPERTY LOCATED ON
DeWITT LANE AND SOUTH BOULEVARD

WHEREAS, the City of Charlotte owns vacant property located at 2356 DeWitt Lane, in Charlotte, NC, Mecklenburg County Tax Parcel #149-012-47, and a portion of 3804 South Boulevard in Charlotte, NC, Mecklenburg County Tax Parcel #149-012-51, that is currently not being used for a City purpose (the "Property"); and

WHEREAS, Charlotte-Mecklenburg Housing Partnership, Inc., a North Carolina Non-Profit Corporation ("CMHP"), desires to ground lease the Property for a term of 99 years at 1\$ per year, for a mixed-income residential multi-family rental development which will consist of a minimum of eighty-two (82) affordable housing units; and

WHEREAS, the housing units shall be reserved for families with earned incomes ranging from less than 30% up to 80% of the HUD Area Median Income ("AMI") for Charlotte, at the following levels: 16 units < 30%, 49 units 51-60%, and 17 units 61-80%.

WHEREAS, the Property will be leased subject to restrictions requiring a) that the Property be developed and the housing units be available for occupancy within three (3) years from the date of the ground lease, and if that deadline is not met, then the lease will be terminated and the City will resume unencumbered ownership of the Property; and b) that the affordability restriction will continue in effect for a period of thirty (30) years.

WHEREAS, once City Council has approved the lease transaction described herein, the City will grant CMHP an exclusive Option to Lease the Property, and the Option shall have a term of one (1) year during which CMHP will perform due diligence and secure financial commitments before executing the option and closing on the ground lease; and

WHEREAS, in the event CMHP does not exercise the option to ground lease by June 30, 2020, the option to ground lease shall terminate.

WHEREAS, the City of Charlotte Charter §8.131 gives the City the right and option to lease the Property for its own benefit upon such terms and conditions as it may determine, including terms of more than 10 years, without the necessity of following any procedures other than those required by North Carolina General Statute §160A-272; and

WHEREAS, North Carolina General Statute §160A-278 permits the Property to be leased pursuant only to a resolution of the council adopted at a regular meeting upon 10 days' public notice of the transaction; and

WHEREAS, the required public 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 ground lease of the above referenced Property as follows:

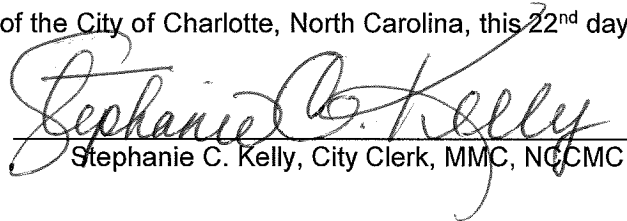
The City Council hereby approves the ground lease of the City Property described above to Charlotte-Mecklenburg Housing Partnership, Inc., upon the terms and conditions set forth herein, and authorizes the City Manager, or his Designee, to execute all instruments necessary to the lease.

THIS THE 22nd DAY OF JULY 2019.

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 an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of July 2019, the reference having been made in Minute Book 148 and recorded in full in Resolution Book 49, Page(s) 731-732.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 22nd day of July 2019.


Stephanie C. Kelly, City Clerk, MMC, NCCMC



RESOLUTION AUTHORIZING THE GROUND LEASE OF APPROXIMATELY
5.016 ACRES OF PROPERTY LOCATED ON W. TYVOLA RD. TO LAUREL
STREET CORPORATION, LLC

WHEREAS, the City of Charlotte owns a vacant property located at 3902 West Tyvola Road in Charlotte, NC, Mecklenburg County tax parcel 143-051-01 (the "Property"); and

WHEREAS, Laurel Street Corporation, LLC, a North Carolina limited liability company ("Laurel Street"), desires to ground lease the Property for 99 years at \$1,000 per year to construct a residential multifamily mixed-income rental development, to consist of 80 rental housing units; and

WHEREAS, forty (40) of the housing units shall be reserved for affordable housing for families with earned household incomes ranging from less than 30% to 80% of the U.S. Department of Housing and Urban Development's Area Median Income ("AMI"), as follows: 8 units < 30%, and 32 units 61-80%; and

WHEREAS, the Property will be leased subject to restrictions requiring that a) the Property be developed such that the housing units are available for occupancy within three (3) years from the date of the ground lease, and if that deadline is not met, then the lease will be terminated and the City will resume unencumbered ownership of the Property; and b) the affordability restriction will continue in effect for a period of twenty (20) years.

WHEREAS, once City Council has approved the lease transaction described herein, the City will grant Laurel Street an exclusive Option to Lease the Property, and the Option shall have a term of one (1) year, during which CMHP will perform due diligence and secure financial commitments before executing the option and closing on the ground lease; and

WHEREAS, the City of Charlotte Charter § 8.131 gives the City the right and option to lease the Property for its own benefit upon such terms and conditions as it may determine, including terms of more than 10 years, without the necessity of following any procedures other than those required by North Carolina General Statute §160A-272; and

WHEREAS, North Carolina General Statute §160A-272 permits the Property to be leased pursuant to a resolution of the council adopted at a regular meeting upon 30 days' public notice of the transaction; and

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

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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 the lease of the City Property described above to Laurel Street Corporation, LLC upon the terms and conditions set forth herein, and authorizes the City Manager or his Designee to execute all instruments necessary to the lease.

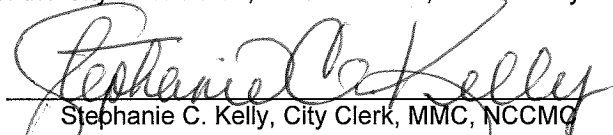
THIS THE 22nd DAY OF JULY, 2019.

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 an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of July 2019, the reference having been made in Minute Book 148 and recorded in full in Resolution Book 49, Page(s) 733-734.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 22nd day of July 2019.




Stephanie C. Kelly, City Clerk, MMC, NCCMQ

RESOLUTION PROVIDING APPROVAL OF A MULTIFAMILY HOUSING FACILITY TO BE KNOWN AS BROOKSHIRE BOULEVARD APARTMENTS IN THE CITY OF CHARLOTTE, NORTH CAROLINA AND THE FINANCING THEREOF WITH MULTIFAMILY HOUSING REVENUE BONDS IN AN AGGREGATE AMOUNT NOT TO EXCEED \$11,500,000

WHEREAS, the City Council of the City of Charlotte (the "City") met in Charlotte, North Carolina at 6:30 p.m. on the 22nd day of July, 2019; and

WHEREAS, the Housing Authority of the City of Charlotte, N.C. (the "Issuer") has tentatively agreed to issue its multifamily housing revenue bonds in an amount not to exceed \$11,500,000 (the "Bonds"), for the purpose of financing the acquisition, construction and equipping by Brookshire Boulevard I, LLC, a North Carolina limited liability company (the "Borrower"), or an affiliate or subsidiary thereof, of a multifamily residential rental facility to be known as Brookshire Boulevard Apartments (the "Development"); and

WHEREAS, the Development will consist of approximately 96 units, located in four buildings on an approximately 14.8-acre site located between Old Plank Road, Brookshire Boulevard and Bellhaven Boulevard at approximately 7801 Old Plank Road in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), requires that any bonds issued by the Issuer for the Development may only be issued after approval of the plan of financing by the City following a public hearing with respect to such plan; and

WHEREAS, on July 11, 2019, the Issuer held a public hearing with respect to the issuance of the Bonds to finance, in part, the Development (as evidenced by the Certificate and Summary of Public Hearing attached hereto) and has requested the City to approve the issuance of the Bonds as required by the Code; and

WHEREAS, the City has determined that approval of the issuance of the Bonds is solely to satisfy the requirement of Section 147(f) of the Code and shall in no event constitute an endorsement of the Bonds or the Development or the creditworthiness of the Borrower, nor shall such approval in any event be construed to obligate the City of Charlotte, North Carolina for the payment of the principal of or premium or interest on the Bonds or for the performance of any pledge, mortgage or obligation or agreement of any kind whatsoever which may be undertaken by the Issuer, or to constitute the Bonds or any of the agreements or obligations of the Issuer an indebtedness of the City of Charlotte, North Carolina, within the meaning of any constitutional or statutory provision whatsoever;

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

1. The proposed low income housing development consisting of the acquisition, construction and equipping of the Development described above in the City of Charlotte, Mecklenburg County, North Carolina by the Borrower and the issuance of the Authority's

multifamily housing revenue bonds therefor in an amount not to exceed \$11,500,000 are hereby approved for purposes of Section 147(f) of the Code.

2. This resolution shall take effect immediately upon its passage.

Council member Egleston moved the passage of the foregoing resolution and Council member Harlow seconded the motion, and the resolution was passed by the following vote:

Ayes: Council members Ajmera, Eiselt, Mitchell, Winston, Egleston, Harlow, Mayfield, Phipps, Newton, Bokhari, Driggs

Nays: None

Not voting: None

* * * * *

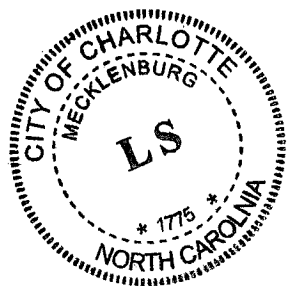
CERTIFICATION

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 for the City of Charlotte, North Carolina, in regular session convened on July 22, 2019, the reference having been in Minute Book 148, and recorded in full in Resolution Book 49, Pages 735-736.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 22nd day of July, 2019.


City Clerk

(SEAL)



EXTRACTS FROM MINUTES OF CITY COUNCIL

* * *

A Regular Meeting of the City Council of the City of Charlotte, North Carolina was duly held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 p.m. on July 22, 2019:

Members Present: Ajmera, Eiselt, Mitchell, Winston, Egleston, Harlow, Mayfield, Phipps, Newton, Bokhari, Driggs

Members Absent: None

* * * * *

* * *

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, FOR THE APPROVAL, EXECUTION AND DELIVERY OF CITY OF CHARLOTTE, NORTH CAROLINA WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS, SERIES 2019 AND OTHER MATTERS

WHEREAS, the City of Charlotte, North Carolina (the "City") is authorized by The State and Local Government Revenue Bond Act, General Statutes of North Carolina, Section 159-80 *et seq.* (the "Act"), to issue, subject to the approval of the Local Government Commission of North Carolina (the "LGC"), at one time or from time to time revenue bonds and refunding revenue bonds of the City for the purposes as specified in the Act; and

WHEREAS, the City Council (the "City Council") of the City has determined to issue Water and Sewer System Refunding Revenue Bonds, Series 2019 of the City (the "2019 Bonds") in an aggregate principal amount not to exceed \$75,000,000 under a General Trust Indenture dated as of November 1, 1996 (the "General Indenture") between the City and First Union National Bank of North Carolina, the successor to which is U.S. Bank National Association, as trustee, (the "Trustee"), and Series Indenture, Number 19 (the "Series Indenture") between the City and the Trustee, to (1) refund the City's outstanding Water and Sewer System Revenue Refunding Bonds, Series 2009 (the "2009 Bonds"), the proceeds of which were used to refinance costs of extensions, additions and capital improvements to, or the renewal and replacement of capital assets of, or purchasing and installing new equipment for the City's water and sewer system, and (2) pay the costs of issuing the 2019 Bonds;

WHEREAS, the City and the LGC have arranged for the private sale without advertisement of the 2019 Bonds to BofA Securities, Inc. and Wells Fargo Bank, National Association (collectively, the "Underwriters"), under the terms of a Bond Purchase Agreement (the "Purchase Agreement") among the City, the LGC and the Underwriters, pursuant to which the City and the LGC will sell the 2019 Bonds to the Underwriters in accordance with the terms and conditions set forth therein;

WHEREAS, in addition to retaining the Underwriters for the sale of the 2019 Bonds, the City Council wants to (1) retain Parker Poe Adams & Bernstein LLP, as bond counsel; (2) approve the selection by the Underwriters of McGuireWoods LLP, as Underwriters' counsel; (3) retain DEC

Associates, Inc., as the financial advisor; (4) retain Waters and Company, LLC, as the financial consultant; (5) retain U.S. Bank National Association, as trustee and paying agent for the 2019 Bonds; and (6) authorize and approve the retention of such other professionals as the Chief Financial Officer of the City determines may be necessary to carry out the financing contemplated in this Resolution (collectively, the "*Financing Team*");

WHEREAS, the City Council wants the City Manager and the Chief Financial Officer of the City to file with the LGC an application for its approval of the 2019 Bonds, on a form prescribed by the LGC, and (1) request in such application that the LGC approve (a) the negotiation of the sale of the 2019 Bonds to the Underwriters and (b) the City's use of the Financing Team and (2) state in such application such facts and to attach thereto such exhibits in regard to the 2019 Bonds and to the City and its financial condition, as may be required by the LGC, and to take all other action necessary to the issuance of the 2019 Bonds;

WHEREAS, copies of the forms of the following documents relating to the transactions described above (collectively, the "*Financing Documents*") have been filed with the City and made available to the City Council:

- (1) the General Indenture;
- (2) the Series Indenture;
- (3) the Purchase Agreement;
- (4) a Preliminary Official Statement (the "*Preliminary Official Statement*") with respect to the 2019 Bonds, which after the inclusion of certain pricing and other information will become the final Official Statement (the "*Official Statement*") relating to the 2019 Bonds; and
- (5) a 2019 Bond in the form set forth in the Series Indenture;

WHEREAS, the City has previously determined it is in its best interest to amend the General Indenture to modernize and clarify its provisions and provide appropriate operating flexibility of the water and sewer system in the future (the "*Amended and Restated General Indenture*") and the City intends to continue to obtain over time the written consent of the owners of not less than a majority in aggregate principal amount of the Bonds Outstanding (as defined in the General Indenture) required under the General Indenture in order to execute and deliver amendments to the General Indenture for certain purposes provided therein and in accordance with the terms and conditions thereof as previously approved by the City Council;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA DOES RESOLVE AS FOLLOWS:

Section 1. The issuance of the 2019 Bonds by the City in the principal amount not to exceed \$75,000,000 in substantially the form and content set forth in the Series Indenture, subject to appropriate insertions and revisions in order to comply with the provisions of the General Indenture and the Series Indenture, is hereby in all respects approved and confirmed. The form and content of the 2019 Bond set forth in the Series Indenture is hereby in all respects approved and confirmed. The provisions of the General Indenture, the Series Indenture and the Purchase Agreement with respect to the 2019 Bonds are hereby in all respects approved, confirmed and incorporated herein by reference.

The 2019 Bonds will be issued by the City for the purpose of providing funds to (1) refund the 2009 Bonds and (2) pay the costs of issuing the 2019 Bonds. The use of the proceeds of the 2019 Bonds,

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as described, is necessary in order to achieve debt service savings for the City. The 2019 Bonds will be special obligations of the City. The principal of, premium, if any, and interest on the 2019 Bonds shall not be payable from the general funds of the City, nor shall they constitute a legal or equitable pledge, charge, lien or encumbrance upon any of its property or upon any of its income, receipts or revenues except the funds which are pledged under the General Indenture and the Series Indenture. Neither the credit nor the taxing power of the State of North Carolina or the City are pledged for the payment of the principal of, premium, if any, or interest on the 2019 Bonds, and no holder of 2019 Bonds has the right to compel the exercise of the taxing power by the State of North Carolina or the City or the forfeiture of any of its property in connection with any default thereon.

Section 2. The filing of the application with the LGC for its approval of the issuance of the 2019 Bonds is hereby ratified and approved. The City Manager and the Chief Financial Officer of the City, with advice from the City Attorney and bond counsel, are hereby authorized, directed and designated to provide such information to the LGC as may be required for the LGC's approval of such application. The Financing Team for the 2019 Bonds is hereby approved.

Section 3. The City Council finds and determines and asks the LGC to find and determine from the City's application and supporting documentation:

- (a) that the issuance of the 2019 Bonds is necessary or expedient;
- (b) that the not to exceed stated principal amount of the 2019 Bonds will be sufficient but is not excessive, when added to other money available for such purpose, to pay the costs of refunding the 2009 Bonds;
- (c) that the City's water and sewer system as now constituted and as it will be constituted after the completion of the refunding of the 2009 Bonds is feasible;
- (d) that the City's debt management procedure and policies are good; and
- (e) that the 2019 Bonds can be marketed at a reasonable interest cost to the City.

Section 4. The form and content of the Series Indenture and the exhibits thereto are hereby in all respects approved and confirmed. The Mayor, the City Manager, the Deputy City Manager, the Chief Financial Officer, the City Treasurer and the City Debt Manager, or their respective designees (the "*Authorized Officers*"), are authorized, empowered and directed to execute and deliver the Series Indenture for and on behalf of the City, including necessary counterparts, in substantially the form and content presented to the City, but with such changes, modifications, additions or deletions therein as to them seem necessary, desirable or appropriate, their execution thereof to constitute conclusive evidence of their approval of any and all such changes, modifications, additions or deletions therein. From and after the execution and delivery of the Series Indenture, the Mayor, the City Manager, the Deputy City Manager, the Chief Financial Officer, the City Treasurer, the City Debt Manager, the City Clerk and the Deputy City Clerk, or their respective designees (the "*Authorized Officers*"), are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Series Indenture as executed.

Section 5. The City Council requests that the LGC sell the 2019 Bonds at private sale without advertisement to the Underwriters at such prices as the LGC determines to be in the best interest of the City, at a true interest cost of not to exceed 5.00% and pursuant to the terms of the Purchase Agreement. The form and content of the Purchase Agreement are hereby in all respects approved and confirmed. The Authorized Officers are hereby authorized, empowered and directed to execute and deliver the Purchase Agreement for and on behalf of the City, including necessary counterparts, in substantially the form and content presented to the City, but with such changes, modifications, additions or deletions therein as to them seem necessary, desirable or appropriate, their execution thereof to constitute conclusive evidence of their approval of any and all such changes, modifications, additions or deletions therein. From and after the execution and delivery of the Purchase Agreement, the Authorized Officers are hereby authorized,

empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Purchase Agreement as executed.

Section 6. The form, terms and content of the Preliminary Official Statement be and the same hereby are in all respects authorized, approved and confirmed, and the use of the Preliminary Official Statement in connection with the sale of the 2019 Bonds with investors is hereby in all respects authorized, approved, ratified and confirmed. The City Manager and Chief Financial Officer of the City are hereby each authorized, empowered and directed to deliver the Official Statement for and on behalf of the City in substantially the form and content of the Preliminary Official Statement presented to the City Council but with such changes, modifications, additions or deletions therein as to them seem necessary, desirable or appropriate. The use of the Official Statement in connection with the sale of the 2019 Bonds with investors is hereby authorized, approved and confirmed.

Section 7. The City Manager or Chief Financial Officer of the City is hereby authorized to execute a no-arbitrage certificate in order to comply with Section 148 of the Internal Revenue Code of 1986, as amended, and the applicable regulations promulgated thereunder.

Section 8. No stipulation, obligation or agreement herein contained or contained in the 2019 Bonds, the General Indenture, the Series Indenture, the Purchase Agreement or any other instrument related to the issuance of the 2019 Bonds shall be deemed to be a stipulation, obligation or agreement of any officer, agent or employee of the City in his or her individual capacity, and no such officer, agent or employee shall be personally liable on the 2019 Bonds or be subject to personal liability or accountability by reason of the issuance thereof.

Section 9. The Authorized Officers are hereby authorized, empowered and directed to do any and all other acts and to execute any and all other documents, which they, in their discretion, deem necessary and appropriate in order to consummate the transactions contemplated by (a) this Resolution, (b) the General Indenture, (c) the Series Indenture and (d) the Purchase Agreement; except that none of the above shall be authorized or empowered to do anything or execute any document which is in contravention, in any way, of (1) the specific provisions of this Resolution, (2) the specific provisions of the General Indenture, the Series Indenture or the Purchase Agreement, (3) any agreement to which the City is bound, (4) any rule or regulation of the City or (5) any applicable law, statute, ordinance, rule or regulation of the United States of America or the State of North Carolina.

Section 10. The City Council has previously authorized the Authorized Officers to execute, deliver and enter into the Amended and Restated General Trust Indenture for and on behalf of the City if and when the City obtains the requisite written consent of the owners of not less than a majority in aggregate principal amount of the Bonds Outstanding in accordance with the terms and conditions of the General Indenture without need for further City Council authorization, approval or action. The Authorized Officers are further authorized, empowered and directed to do any and all other acts and to execute any and all other documents, which they, in their discretion, deem necessary and appropriate in order to continue to obtain the aforementioned requisite consents to execute, deliver and enter into the Amended and Restated General Trust Indenture.

Section 11. All acts and doings of the Authorized Officers previously taken and required to be taken in the future that are in conformity with the purposes and intents of this Resolution, the furtherance of the issuance of the 2019 Bonds, the execution, delivery and performance of the Series Indenture and the Purchase Agreement are hereby in all respects ratified, approved and confirmed. Any provision in this Resolution that authorizes more than one officer of the City to take certain actions shall be read to permit such officers to take the authorized actions either individually or collectively.

Section 12. If any one or more of the agreements or provisions herein contained shall be held contrary to any express provision of law or contrary to the policy of express law, though not expressly

prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such covenants, agreements or provisions shall be null and void and shall be deemed separable from the remaining agreements and provisions and shall in no way affect the validity of any of the other agreements and provisions hereof or of the 2019 Bonds authorized hereunder.

Section 13. All resolutions or parts thereof of the City Council in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

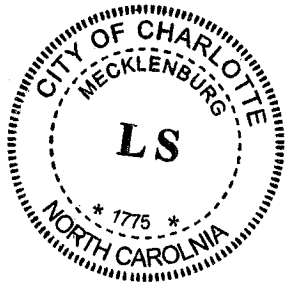
Section 14. This Resolution is effective on its adoption.

July 22, 2019
Resolution Book 49, Page 742

STATE OF NORTH CAROLINA)
)
CITY OF CHARLOTTE) ss:

I, Stephanie C. Kelly, the City Clerk of the City of Charlotte, North Carolina, ***DO HEREBY CERTIFY*** that the foregoing is a true and exact copy of a resolution entitled “**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, FOR THE APPROVAL, EXECUTION AND DELIVERY OF CITY OF CHARLOTTE, NORTH CAROLINA WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS, SERIES 2019 AND OTHER MATTERS**” adopted by the City Council of the City of Charlotte, North Carolina, at a meeting held on the 22nd day of July, 2019, the reference having been made in Minute Book 148, and recorded in full in Resolution Book 49, Page(s) 737-742.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 22nd day of July, 2019.



Stephanie C. Kelly
Stephanie C. Kelly
 City Clerk
City of Charlotte, North Carolina

EXTRACTS FROM MINUTES OF CITY COUNCIL

* * *

A Regular Meeting of the City Council of the City of Charlotte, North Carolina was duly held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 p.m. on July 22, 2019:

Members Present: Ajmera, Eiselt, Mitchell, Winston, Egleston, Harlow, Mayfield, Phipps, Newton, Bokhari, Driggs

Members Absent: None

* * * * *
* * *

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

RESOLUTION INTRODUCING AND ADOPTING THE BOND ORDER AUTHORIZING THE ISSUANCE OF WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$75,000,000

BOND ORDER

WHEREAS, the City of Charlotte, North Carolina (the “City”) is authorized by The State and Local Government Revenue Bond Act, General Statutes of North Carolina, Section 159-80 *et seq.* (the “Act”) to issue, subject to the approval of the Local Government Commission of North Carolina (the “LGC”), at one time or from time to time, revenue bonds and refunding revenue bonds of the City for the purposes as specified in the Act; and

WHEREAS, the City has previously issued Water and Sewer System Revenue Bonds under the terms of a General Trust Indenture dated as of November 1, 1996 (the “*General Indenture*”) between the City and First Union National Bank of North Carolina, the successor to which is U.S. Bank National Association, as trustee, (the “*Trustee*”);

WHEREAS, the City Council (the “*City Council*”) of the City has determined to issue Water and Sewer System Refunding Revenue Bonds, Series 2019 of the City (the “*2019 Bonds*”) in an aggregate principal amount not to exceed \$75,000,000 under the General Trust Indenture and Series Indenture, Number 19 (the “*Series Indenture*”) between the City and the Trustee, to (1) refund the City’s outstanding Water and Sewer System Revenue Refunding Bonds, Series 2009 (the “*2009 Bonds*”), the proceeds of which were used to refinance costs of extensions, additions and capital improvements to, or the renewal and replacement of capital assets of, or purchasing and installing new equipment for the City’s water and sewer system, and (2) pay the costs of issuing the 2019 Bonds;

WHEREAS, the City and the LGC have arranged for the private sale without advertisement of the 2019 Bonds to BofA Securities, Inc. and Wells Fargo Bank, National Association (collectively, the “*Underwriters*”), under the terms of a Bond Purchase Agreement (the “*Purchase Agreement*”) among the

City, the LGC and the Underwriters, pursuant to which the City and the LGC will sell the 2019 Bonds to the Underwriters in accordance with the terms and conditions set forth therein;

WHEREAS, an application has been filed with the LGC requesting approval of the 2019 Bonds as required by the Act;

NOW, THEREFORE, BE IT ORDERED by the City Council of the City of Charlotte, North Carolina, as follows:

Section 1. In order to raise the money required to refund the 2009 Bonds and pay the costs of issuing the 2019 Bonds, in addition to any funds which may be made available for such purpose from any other source, the 2019 Bonds are hereby authorized and shall be issued pursuant to the Act.

Section 2. The aggregate principal amount of the 2019 Bonds authorized by this order shall not exceed \$75,000,000. The 2019 Bonds hereby authorized are special obligations of the City, secured by and paid solely from the proceeds thereof or from Net Revenues (as defined in the General Indenture).

Section 3. The issuance of the 2019 Bonds by the City, in substantially the form set forth in the Series Indenture, be and the same hereby is in all respects approved and confirmed. The form and content of the 2019 Bonds and the provisions of the Series Indenture with respect to the 2019 Bonds are approved and confirmed.

The principal of, premium, if any, and interest on the 2019 Bonds shall not be payable from the general funds of the City, nor shall they constitute a legal or equitable pledge, charge, lien or encumbrance upon any of its property or upon any of its income, receipts or revenues except the funds which are pledged under the General Indenture. Neither the credit nor the taxing power of the State of North Carolina or the City are pledged for the payment of the principal of, premium, if any, or interest on the 2019 Bonds, and no holder of the 2019 Bonds has the right to compel the exercise of the taxing power by the State of North Carolina or the City or the forfeiture of any of its property in connection with any default thereon.

Section 4. The 2019 Bonds shall be purchased by the Underwriters under the terms of the Purchase Agreement.

Section 5. The proceeds from the sale of the 2019 Bonds shall be deposited in accordance with the Series Indenture.

Section 6. If any one or more of the agreements or provisions herein contained shall be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such covenants, agreements or provisions shall be null and void and shall be deemed separable from the remaining agreements and provisions and shall in no way affect the validity of any of the other agreements and provisions hereof or of the 2019 Bonds authorized hereunder.

Section 7. All resolutions or parts thereof of the City Council in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

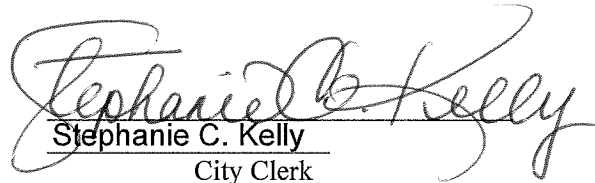
Section 8. This Bond Order shall take effect immediately on its adoption and pursuant to §159-88 of the General Statutes of North Carolina, as amended, need not be published or subjected to any procedural requirements governing the adoption of ordinances or resolutions by the City Council other than the procedures set out in the Act.

STATE OF NORTH CAROLINA)
)
CITY OF CHARLOTTE) ss:

I, Stephanie C. Kelly, the City Clerk of the City of Charlotte, North Carolina, **DO HEREBY CERTIFY** that the foregoing is a true and exact copy of a resolution entitled **“RESOLUTION INTRODUCING AND ADOPTING THE BOND ORDER AUTHORIZING THE ISSUANCE OF WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$[PAR AMOUNT]”** adopted by the City Council of the City of Charlotte, North Carolina, at a meeting held on the 22nd day of July, 2019, the reference having been made in Minute Book 148, and recorded in full in Resolution Book 49, Page(s) 743-745

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 22nd day of July, 2019.




Stephanie C. Kelly
City Clerk
City of Charlotte, North Carolina

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON July 22, 2019**

A motion was made by Councilmember Phipps and seconded by Councilmember Harlow for the adoption of the following resolution and upon being put to a vote was duly adopted:

WHEREAS, The North Carolina Department of Transportation (NCDOT) has conducted an evaluation of crash history at the intersections of (1) NC 16 (Brookshire Blvd) and Old Plank Rd and (2) NC 16 (Brookshire Blvd) and Pleasant Grove Rd; and,

WHEREAS, there is a pattern of angle crashes that has not been alleviated by the highest levels of protection offered by signalization; and,

WHEREAS, the NCDOT has proposed the conversion of these two intersections to signalized reduced conflict intersections; and

WHEREAS, the NCDOT will construct these improvements in accordance with the concepts attached and at their cost: and,

WHEREAS, these infrastructure improvements to mitigate a crash pattern support the City's Vision Zero Action Plan.

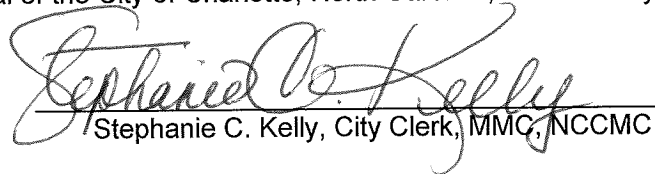
NOW, THEREFORE, BE IT RESOLVED, by the Charlotte City Council that the City of Charlotte will work in partnership with the North Carolina Department of Transportation to achieve the following project goals: 1) Improve safety for motorists traveling on NC16 (Brookshire Boulevard) at Old Plank Road and Pleasant Grove Road intersections and 2) Improve the local quality of life.

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 an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of July 2019, the reference having been made in Minute Book 148 and recorded in full in Resolution Book 49, Page(s) 746.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 22nd day of July 2019.




Stephanie C. Kelly, City Clerk, MMC, NCCMC

CHARLOTTE CITY COUNCIL RESOLUTION

Whereas, on May 26, 2015, the Charlotte City Council unanimously adopted a Resolution on the Protection of Civil Liberties, which the Resolution states that “the Charlotte City Council recognizes that the community is comprised of a diverse population, which is vital to the City of Charlotte” and “the Council seeks to foster trust with all members of our community”, and

Whereas, on December 19, 2016, the Charlotte City Council unanimously adopted a Resolution stating the Council’s opposition to discrimination, and

Whereas, in June 2017, President Donald Trump said 15,000 recent immigrants from Haiti “all have AIDS” and that 40,000 Nigerians, once seeing the United States, would never “go back to their huts” in Africa, and

Whereas, in August 2017, President Donald Trump called some of those who marched alongside white supremacists in Charlottesville, Va., last August “very fine people.”

Whereas, on May 16, 2018, President Trump referred to undocumented immigrants as “animals.”

Whereas, on July 14, 2019, President Donald Trump suggested that four minority United States congresswomen, all of whom are American citizens and three of whom were born in the United States, should “go back to “the totally broken and crime infested places from which they came.”

Whereas, on July 17, 2019, President Donald Trump held a rally in Greenville, NC where his supporters chanted “Send her Back” in reference to Congresswoman Ilhan Omar.

Whereas, the Council deems it imperative to condemn such racist and xenophobic language that only serves to stoke fear of others and perpetuate division everywhere based on ethnicity, religion, and/or race.

NOW THEREFORE, BE IT RESOLVED that the Charlotte City Council hereby: (i)acknowledges that many of the City’s residents are immigrants and/or people of color; (ii) believes that Charlotte should always be welcoming and inviting of people of diverse and different ethnicities and background, so long as those differences do not lead to personal insults or violent discourse;(iii) strongly condemns all of President Donald Trump’s racist and xenophobic social media tweets and comments; (iv)condemns all hate speech, bigotry, racism, and discrimination, wherever it may occur, especially from the highest levels of government.

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 an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of July 2019, the reference having been made in Minute Book 148 and recorded in full in Resolution Book 49, Page(s) 747-748.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 22nd day of July 2019.

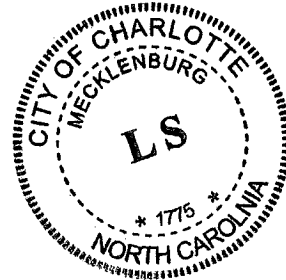


Stephanie C. Kelly
Stephanie C. Kelly, City Clerk, MMC, NCCMC



**MAYOR'S OFFICE
M E M O R A N D U M**

July 22, 2019



TO: City Council Members
FROM: Vi Lyles, Mayor
SUBJECT: Agenda Item

As Mayor, I had the opportunity to speak about the Greenville rally which took place last week – including the chants of “send her back.” I know that rally, and the agreement to host the RNC, lies at the forefront of our residents’ concerns, for it is our duty to deny racist and xenophobic voices. Such voices are not consistent with our community values of inclusion and diversity.

Today’s agenda includes actions and issues most pressing to the city and to myself, as a mayor who addresses the democratic principles of the poor and working class – for example, affordable housing for residents grappling with housing insecurity. I hope our residents know that, as Mayor, my focus – at all times – is on Charlotte’s success, today and for years to come.

For all those who wish to serve or have ever wished to serve as Mayor, I hope there is a constant in allowing citizens to see our government as nonpartisan and open to dialogue and debate.

Today I was asked to deviate from our rules of procedure that are currently in place to allow Council to consider a resolution. To prevent the chaos of debate over rules, I am placing this item on tonight’s agenda.

c: Marcus D. Jones, City Manager
Patrick Baker, City Attorney

EXTRACTS FROM MINUTES OF CITY COUNCIL

* * *

A Regular Meeting of the City Council of the City of Charlotte, North Carolina was duly held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 p.m. on July 22, 2019:

Members Present: Ajmera, Eiselt, Mitchell, Winston, Egleston, Harlow, Mayfield, Phipps, Newton, Bokhari, Driggs

Members Absent: None

* * * * *
* * *

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

RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN INSTALLMENT FINANCING AGREEMENT TO FINANCE VEHICLES AND EQUIPMENT AND DELIVERY THEREOF AND PROVIDING FOR CERTAIN OTHER RELATED MATTERS

WHEREAS, the City of Charlotte, North Carolina (the “City”) is a municipal corporation validly existing under the Constitution, statutes and laws of the State of North Carolina (the “State”);

WHEREAS, the City has the power, pursuant to the General Statutes of North Carolina to (1) enter into installment contracts in order to purchase, or finance or refinance the purchase of, real or personal property and to finance or refinance the construction or repair of fixtures or improvements on real property and (2) create a security interest in some or all of the property financed or refinanced to secure repayment of the purchase price;

WHEREAS, the City Council of the City (the “City Council”) has determined that it is in the best interest of the City to enter into an installment financing agreement (the “Contract”) with a financial institution to be selected through a request for proposal process (the “Lender”) in order to obtain funds to pay the capital costs of the acquisition and installation of vehicles and equipment (collectively, the “Projects”), and to grant a security interest in the Projects in favor of the Lender in order to provide security for the City’s obligations under the Contract;

WHEREAS, the City will enter into the Contract in an aggregate principal amount of not to exceed \$20,000,000;

WHEREAS, there have been made available to the City Council the form of the Contract which the City proposes to approve, enter into and deliver, as applicable, to effectuate the proposed financing at an interest rate as specified in the Contract; and

WHEREAS, it appears that the Contract is in appropriate form and is an appropriate instrument for the purposes intended;

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

Section 1. Ratification of Instruments. All actions of the City, the Mayor, the City Manager, the Deputy City Manager, the Chief Financial Officer, the City Treasurer, the City Debt Manager, the City Clerk, the Deputy City Clerk and the City Attorney, including anyone serving as such in an interim capacity, or their respective designees (the "*Authorized Officers*"), whether previously or hereinafter taken in effectuating the proposed financing, are approved, ratified and authorized pursuant to and in accordance with the transactions contemplated by the Contract.

Section 2. Approval, Authorization and Execution of Contract. The City Council approves the financing of the Projects pursuant to the Contract in an amount not to exceed \$20,000,000, which will be a valid, legal and binding obligation of the City in accordance with its terms. The form and content of the Contract are authorized, approved and confirmed in all respects. The Authorized Officers are authorized, empowered and directed to execute and deliver the Contract, including necessary counterparts, in substantially the form and content made available to the City Council, but with such changes, modifications, additions or deletions therein as they may deem necessary, desirable or appropriate. Execution by the Authorized Officers of the Contract will constitute conclusive evidence of the City Council's approval of any and all changes, modifications, additions or deletions therein from the form and content of the Contract made available to the City Council. From and after the execution and delivery of the Contract, the Authorized Officers are authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Contract as executed.

Section 3. Further Actions. The Authorized Officers are designated as the City's representatives to act on behalf of the City in connection with the transactions contemplated by the Contract. Each Authorized Officer is authorized, empowered and directed to proceed with the financing of the Projects in accordance with the terms of the Contract and to seek opinions as a matter of law from the City Attorney, which the City Attorney is authorized to furnish on behalf of the City, and opinions of law from such other attorneys for all documents contemplated hereby as required by law. The Authorized Officers are authorized, empowered and directed to do any and all other acts and to execute any and all other documents, which they, in their discretion, deem necessary or appropriate to consummate the transactions contemplated by the Contract or as they deem necessary or appropriate to implement and carry out the intent and purposes of this Resolution, including the on-going administration of the Contract.

Section 4. Severability. If any section, phrase or provision of this Resolution is for any reason declared to be invalid, such declaration will not affect the validity of the remainder of the sections, phrases or provisions of this Resolution.

Section 5. Repealer. All motions, orders, resolutions and parts thereof in conflict with this Resolution are repealed.

Section 6. Effective Date. This Resolution is effective on the date of its adoption.

STATE OF NORTH CAROLINA)
)
CITY OF CHARLOTTE) ss:

I, Stephanie C. Kelly, the City Clerk of the City of Charlotte, North Carolina, **DO HEREBY CERTIFY** that the foregoing is a true and exact copy of a resolution entitled **“RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN INSTALLMENT FINANCING AGREEMENT TO FINANCE VEHICLES AND EQUIPMENT AND DELIVERY THEREOF AND PROVIDING FOR CERTAIN OTHER RELATED MATTERS”** adopted by the City Council of the City of Charlotte, North Carolina, at a meeting held on the 22nd day of July, 2019, the reference having been made in Minute Book 148, and recorded in full in Resolution Book 49, Page(s) 749-751.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 22nd day of July, 2019.

(SEAL)



Stephanie C. Kelly
Stephanie C. Kelly
City Clerk
City of Charlotte, North Carolina

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 CROSS CHARLOTTE TRAIL BRANDYWINE - TYVOLA; 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 CROSS CHARLOTTE TRAIL BRANDYWINE - TYVOLA project and estimated to be 8,710 square feet (.199 acre) in Greenway Easement and 1,481 square feet (.034 acre) 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. 175-121-03, said property currently owned by WMCI CHARLOTTE XV, LLC and or their owners' successors 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 an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of July 2019, the reference having been made in Minute Book 148 and recorded in full in Resolution Book 49, Page(s) 752.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 22nd day of July 2019.



Stephanie C. Kelly
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 LAKEVIEW-REAMES INTERSECTION 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 LAKEVIEW-REAMES INTERSECTION IMPROVEMENTS project and estimated to be 5,251 sq. ft. (.121 acre) in Fee Simple within Existing Right-of-Way; 1,459 sq. ft. (.033 ac.) in Sidewalk and Utility Easement and 1,872 sq. ft. (.043 acre) in 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. 025-134-62, said property currently owned by RAYANEE S. SHAH and or their owners' successors in interest.

ESTIMATED JUST COMPENSATION:

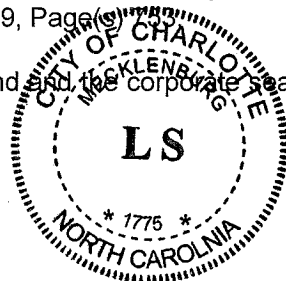
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of July 2019, the reference having been made in Minute Book 148 and recorded in full in Resolution Book 49, Page 753.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 22nd day of July 2019.



Stephanie C. Kelly
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 UPPER LITTLE SUGAR CREEK SANITARY SEWER, PHASE 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 UPPER LITTLE SUGAR CREEK SANITARY SEWER, PHASE 3 project and estimated to be 6,893 sq. ft. (.158 acre) in 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. 089-242-04, said property currently owned by MM MRA, LLC and or their owners' successors in interest.

ESTIMATED JUST COMPENSATION:

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

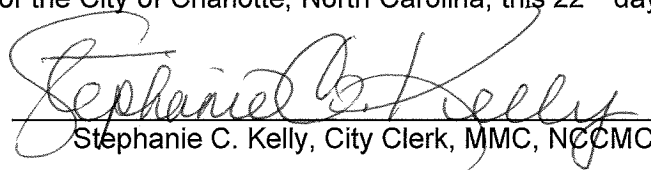
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of July 2019, the reference having been made in Minute Book 148 and recorded in full in Resolution Book 49, Page(s) 754.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 22nd day of July 2019.




Stephanie C. Kelly, City Clerk, MMC, NCCMC