

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON JANUARY 24, 2022.**

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

WHEREAS, The Federal Government requires all bridge structures 20 feet or greater in length that carry vehicular traffic on public roads be inspected every two years; and,

WHEREAS, The NCDOT will share the cost (80%) of inspecting qualifying bridges; and,

WHEREAS, The City's portion (20%) is estimated to be \$169,478.95 and is included in the budget; and,

WHEREAS, City Council is asked to approve a Municipal Agreement between the City and NCDOT related to the inspection of City maintained bridges.

NOW, THEREFORE, BE IT RESOLVED that this resolution authorizing the City Manager to execute a municipal agreement with the NCDOT to share the cost (80%) of inspecting qualifying bridges on public roads every two years, is hereby formally approved by the City Council of the City of Charlotte and the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the aforementioned groups.

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 24th day of January 2022, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 433_____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of January 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON JANUARY 24, 2022**

A motion was made by Councilmember Egleston and seconded by
Councilmember Eiselt 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 intersection of NC 24/27 (Albemarle Road) and Reddman
Road; and,

WHEREAS, the evaluation revealed a history of angle crashes for vehicles exiting a driveway
immediately west of Reddman Road; and,

WHEREAS, NCDOT has proposed the installation of a concrete median on Albemarle Road
west of Reddman Road to restrict left turns to and from the driveway entrance; and,

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

WHEREAS, these infrastructure improvements to mitigate angle-type crashes 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 improve safety
for motorists traveling on Albemarle Road west of Reddman Road.

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 24th day
of January 2022, the reference having been made in Minute Book 155 and recorded in full in
Resolution Book 52, Page(s) 434.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day
of January 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA ON JANUARY 24, 2022**

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

- WHEREAS, North Carolina General Statute §160A-461 authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government; and
- WHEREAS, In 1995, Charlotte City Council approved a Water and Sewer Agreement between the City of Charlotte and the Water and Sewer Authority of Cabarrus County (WSACC), under which the City of Charlotte would construct certain sanitary sewer lines along Rocky River in northeast Mecklenburg County, and whereby WSACC would accept and treat wastewater discharged into those lines from Charlotte Water's wastewater collection system (the "Water and Sewer Agreement"); and
- WHEREAS, In 1997, 1998, and 1999, the City of Charlotte and WSACC modified the Water and Sewer Agreement to provide for construction of additional sanitary sewer lines along a tributary of Rocky River known as Clarke Creek, which would serve other basins within eastern Mecklenburg County ("Phase I Amendment 1," "Phase II and III Amendment 2," and "Phase IIIB Amendment 3"); and
- WHEREAS, In 2004, the City of Charlotte and WSACC modified the Water and Sewer Agreement to provide for construction of additional sanitary sewer lines along Reedy Creek, McKee Creek, and Caldwell Creek, whereby WSACC would accept and treat wastewater discharged into those lines from both eastern Mecklenburg County and Cabarrus County, and whereby WSACC would accept and treat wastewater discharged into those lines from Charlotte Water's wastewater collection system ("Amendment 4"); and
- WHEREAS, In 2005, the City of Charlotte and WSACC modified the Water and Sewer Agreement to provide for construction of additional sanitary sewer lines in both Mecklenburg and Cabarrus Counties to serve the Fuda Creek Basin in eastern Mecklenburg County ("Amendment 5"); and
- WHEREAS, In 2019, the City of Charlotte and WSACC modified the Water and Sewer Agreement to partially fund a project originating in Cabarrus County, extending to Mecklenburg County in order to bypass the Back Creek Pumping Station near University City Boulevard ("Amendment 6"); and
- WHEREAS, In 2020, the City of Charlotte and WSACC modified the Water and Sewer Agreement to partially fund the Rocky River Regional Wastewater Treatment Plant (RRWWTP) Expansion Study, which was aimed at evaluating the expansion needs for the RRWWTP, located in Cabarrus County, to accommodate increasing flows from Mecklenburg County ("Amendment 7"); and
- WHEREAS, In 2021, the City of Charlotte and WSACC modified the Water and Sewer Agreement to partially fund the Lower Rocky River Pump Station Expansion project, to provide Charlotte Water with additional wastewater treatment capacity in Cabarrus County, to accommodate increasing flows from northeastern and southeastern Mecklenburg County, including portions of surrounding towns ("Amendment 8"); and
- WHEREAS, The City of Charlotte and WSACC now seek to modify the Water and Sewer Agreement to partially fund the RRWWTP Expansion project, to increase the RRWWTP wastewater treatment capacity in Cabarrus County, to provide Charlotte Water with additional treatment allocation needed to support growth and flow projections from Mecklenburg County.

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

That the Modification to the Water and Sewer Agreement between the City of Charlotte and the Water and Sewer Authority of Cabarrus County is hereby approved and ratified and the Director of Charlotte Water and any successor so titled, or her designees, is authorized to execute same.

Adopted this the 24th day of January 2022 at Charlotte, North Carolina.

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 24th day of January 2022, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 435-436 D.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of January 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

NORTH CAROLINA

CABARRUS AND MECKLENBURG COUNTIES

Amendment No. 9 to Water and Sewer Agreement

A. Introduction

The Water and Sewer Authority of Cabarrus County (“WSACC”) and the City of Charlotte (“CITY”) entered into a Water and Sewer Agreement (as amended, “AGREEMENT”) on June 13, 1996, whereby the CITY would construct certain sanitary sewer lines along Rocky River and whereby WSACC would accept and treat wastewater discharged into those lines from the Charlotte Water Wastewater Collection System. This is Amendment No. 9 (“AMENDMENT”), which is proposed and if approved, would be executed in accordance with the provisions of Paragraph 23(f) of the AGREEMENT.

WSACC and the CITY agree that it is in the best interests of their respective citizens and sewer customers to study the necessary steps to provide additional sewer treatment capacity. Part B describes the PROJECT; Part C describes payment for the PROJECT; Part D describes project management responsibilities; and Part E describes the terms of the AMENDMENT.

B. Rocky River Regional Wastewater Treatment Plant Expansion to 34 MGD Project

The future Rocky River Regional Wastewater Treatment Plant (“RRRWWTP”) expansion (“PROJECT”) involves increasing the capacity at the RRRWWTP from 26.5 MGD to 34 MGD, an increase of 7.5 MGD. The CITY desires to utilize 3.0 MGD of the total 7.5 MGD ~~Project~~PROJECT and therefore the CITY would be responsible for forty percent (40%) of the total costs related to the ~~Project~~PROJECT. The forty percent is calculated as follows: $3 \text{ MGD} / 7.5 \text{ MGD} = 40\%$.

Amendment No. 4 to the AGREEMENT increased the CITY’S Treatment Allocation from 3.0 MGD to 6.0 MGD. This AMENDMENT increases the CITY’S Treatment Allocation from 6.0 MGD to 9.0 MGD. The amount of Treatment Allocation for billing purposes will increase as each increment of the additional 3.0 MGD becomes available. The CITY’s future maximum Treatment Allocation remains at 12.0 MGD.

The PROJECT will also include a variety of repair, replacement and refurbishment expenses (“RRR”). The CITY agrees to be responsible for twenty-six point forty-seven percent (26.47%) of the costs associated with the RRR expenses. The twenty-six point forty-seven (26.47%) percent is calculated as follows: the CITY’s desired capacity in the future planned capacity at RRRWWTP is 9 MGD and the future planned capacity at RRRWWTP is 34 MGD or $9 \text{ MGD} / 34 \text{ MGD} = 26.47\%$.

The Directors agree that a third party engineering firm selected by the CITY will review engineering documents for the PROJECT and identify expenses associated with the expansion and those expenses associated with the RRR. The cost associated with the third party engineering firm review shall be borne by the CITY. The CITY will provide a summary of expenses for each category to WSACC. If a dispute arises over the characterization of expenses between expansion and RRR expenses, WSACC and the CITY representatives will meet with WSACC's third party engineering firm and the CITY's third party engineering firm to discuss the specifics of the disputed expense(s). Once a satisfactory compromise is reached by the Directors, the CITY will participate in those expenses 40% and 26.471% as is delineated above.

WSACC will continue to own and operate the expanded RRRWWTP.

C. Payment

1. As previously indicated, WSACC and the CITY agree on the following payment terms for the PROJECT:
 - The CITY agrees to pay forty percent (40%) of PROJECT costs associated with the expansion to 34 MGD, except as set forth below. WSACC agrees to pay for the remaining sixty percent (60%).
 - With respect to expenses associated with RRR, the CITY agrees to pay twenty-six point forty-seven percent (26.47%) of the costs. WSACC agrees to pay for the remaining seventy-three point fifty-three percent (73.53%).
2. CITY will be responsible for reimbursing WSACC for the CITY's share of the costs associated with the PROJECT. WSACC will prepare invoices for the CITY, and the CITY will pay for its share of each invoice within thirty (30) days after receiving the invoice. WSACC will not invoice the CITY more frequently than monthly. A final accounting and settlement will be conducted between WSACC and the CITY at the end of the PROJECT.
3. WSACC intends to use various sources including the issuance of revenue bonds to fund its contribution of costs associated with the PROJECT.

D. Project Management

WSACC, in conjunction with a representative from the CITY, has selected Crowder Construction and Brown and Caldwell (collectively, "CONSULTANTS") as the design build team for the engineering and construction of the PROJECT.

The CITY and WSACC will each have an opportunity to participate in all project management activities for which costs will be incurred for the PROJECT.

E. **Terms of the Amendment**

All of the definitions in Paragraph 2 of the AGREEMENT apply to this AMENDMENT and are incorporated herewith.

Except as expressly set forth herein, this AMENDMENT does not alter or otherwise modify any of the rights, terms, or conditions set forth in the AGREEMENT or AMENDMENTS No. 1, No. 2, No. 3, No. 4, No. 5, No. 6, No. 7 or No. 8, including but not limited to, the RRRWWTP, the Rocky River Interceptor, construction obligations, provision for future parallel sewers or any other provisions.

The provisions of the AMENDMENT shall apply solely to the engineering consulting services, design, and construction costs of the PROJECT, and shall not have the effect of amending the AGREEMENT, as it applies to other project costs or other financed facilities.

[Signature Page Follows]

This is the _____ day of December, 2021.

CITY OF CHARLOTTE

By: _____

_____ City Manager

ATTEST:

City Clerk

This instrument has been preaudited in the manner required
by the Local Government Budget and Fiscal Control Act.

City Finance Officer

WATER AND SEWER AUTHORITY
OF CABARRUS COUNTY

By: _____

Michael Wilson, CPA
Executive Director

ATTEST:

Secretary

This instrument has been preaudited in the manner required
by the Local Government Budget and Fiscal Control Act.

Christopher Tucker
WSACC Finance Officer

North Carolina Governor's Highway Safety Program
LOCAL GOVERNMENTAL RESOLUTION

WHEREAS, the _____ (herein called the
"Agency")

(The Applicant Agency)

has completed an application contract for traffic safety funding; and that _____
(The Governing Body of the Agency)

_____ (herein called the "Governing Body") has thoroughly considered the problem
identified and has reviewed the project as described in the contract;

THEREFORE, NOW BE IT RESOLVED BY THE _____ IN OPEN
(Governing Body)

MEETING ASSEMBLED IN THE CITY OF _____, NORTH CAROLINA,

THIS _____ DAY OF _____, 20 _____, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Governing Body and the general public; and
2. That _____ is authorized to file, on behalf of the Governing
(Name and Title of Representative)
Body, an application contract in the form prescribed by the Governor's Highway Safety Program for federal
funding in the amount of \$ _____ to be made to the Governing Body to assist in defraying
(Federal Dollar Request)
the cost of the project described in the contract application; and
3. That the Governing Body has formally appropriated the cash contribution of \$ _____ as
(Local Cash Appropriation)
required by the project contract; and
4. That the Project Director designated in the application contract shall furnish or make arrangement for other
appropriate persons to furnish such information, data, documents and reports as required by the contract, if
approved, or as may be required by the Governor's Highway Safety Program; and
5. That certified copies of this resolution be included as part of the contract referenced above; and
6. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED in open meeting by _____
(Chairperson/Mayor)

ATTESTED BY _____
(Clerk)

DATE _____

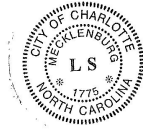
SEAL



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 24th day of January 2022, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 437-438.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of January 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

North Carolina Governor's Highway Safety Program
LOCAL GOVERNMENTAL RESOLUTION

WHEREAS, the Charlotte-Mecklenburg Police Department (herein called the "Agency")

(The Applicant Agency)

has completed an application contract for traffic safety funding; and that City of Charlotte

(The Governing Body of the Agency)

_____ (herein called the "Governing Body") has thoroughly considered the problem identified and has reviewed the project as described in the contract;

THEREFORE, NOW BE IT RESOLVED BY THE City of Charlotte IN OPEN

(Governing Body)

MEETING ASSEMBLED IN THE CITY OF Charlotte, NORTH CAROLINA,
THIS 24th DAY OF January, 2022, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Governing Body and the general public; and
2. That Sergeant John B. Reibold, Transportation Division is authorized to file, on behalf of the Governing
(Name and Title of Representative)
Body, an application contract in the form prescribed by the Governor's Highway Safety Program for federal
funding in the amount of \$ 25,000 to be made to the Governing Body to assist in defraying
(Federal Dollar Request)
the cost of the project described in the contract application; and
3. That the Governing Body has formally appropriated the cash contribution of \$ 0 as
(Local Cash Appropriation)
required by the project contract; and
4. That the Project Director designated in the application contract shall furnish or make arrangement for other
appropriate persons to furnish such information, data, documents and reports as required by the contract, if
approved, or as may be required by the Governor's Highway Safety Program; and
5. That certified copies of this resolution be included as part of the contract referenced above; and
6. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED in open meeting by Vi Lyles

(Chairperson/Mayor)

ATTESTED BY Stephanie B. Kelly

(Clerk)

SEAL



DATE January 24, 2022

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 24th day of January 2022, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 439-440.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of January 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE SEARS ROAD in the City of Charlotte, Mecklenburg County, North Carolina.

Whereas, City of Charlotte - Aviation has filed a petition to close Sears Road in the City of Charlotte; and

Whereas, Sears Road containing 88,292 square feet or 2.0269 acres as shown in the map marked "Exhibit A" and are more particularly described by metes and bounds in the document marked "Exhibit B" all of which are available for inspection in the office of the City Clerk, CMGC, 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 January 24, 2022, that it intends to close Sears Road and that said right-of-way (or portion thereof) is more particularly described on a map. The public will take notice that, pursuant 160A-299 of the General Statutes of North Carolina, the City Council of the City of Charlotte has called a public hearing on the closure of Sears Road, to be conducted at 6:30 p.m., or as soon thereafter as practicable, on Monday, the 28th day of February 2022 at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street; Charlotte, North Carolina 28202, by such method, including in a virtual manner, necessary in response to the COVID-19 pandemic. The meeting will be accessible via <https://charlottenc.legistar.com/Calendar.aspx>. All interested parties are invited to present comments at the public hearing regarding the closure of Sears Road. To speak at the public hearing, please call the City Clerk's office at 704-336-2248 or sign up online at <https://charlottenc.gov/CityClerk/Pages/Speak.aspx>. Participants who would like to participate virtually must contact the City Clerk's Office by 9:00 a.m. on the day of the meeting. Alternatively, comments of 350 words or less on the subject of the public hearing may be submitted to the City Clerk's Office at cityclerk@charlottenc.gov, between publication of this notice and 24 hours prior to the scheduled time for the beginning of the public hearing. Anyone requiring special accommodations when calling into the meeting and/or if you require information to be provided in an alternative format, please email charlotteada@charlottenc.gov or call 704-336-5271.

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

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 24th day of January 2022, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 441-442.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of January 2022.



A handwritten signature in cursive script that reads "Stephanie C. Kelly".

Stephanie C. Kelly, City Clerk, MMC, NCCMC

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE UNOPENED LOTUS LANE in the City of Charlotte, Mecklenburg County, North Carolina.

Whereas, Joe Horowitz (Elmington Capital) has filed a petition to close Unopened Lotus Lane in the City of Charlotte; and

Whereas, Unopened Lotus Lane containing 52,014 square feet or 1.194 acres as shown in the map marked “Exhibit A” and are more particularly described by metes and bounds in the document marked “Exhibit B” all of which are available for inspection in the office of the City Clerk, CMGC, 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 January 24, 2022, that it intends to close Unopened Lotus Lane and that said right-of-way (or portion thereof) is more particularly described on a map. The public will take notice that, pursuant 160A-299 of the General Statutes of North Carolina, the City Council of the City of Charlotte has called a public hearing on the closure of Unopened Lotus Lane, to be conducted at 6:30 p.m., or as soon thereafter as practicable, on Monday, the 28th day of February 2022 at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street; Charlotte, North Carolina 28202, by such method, including in a virtual manner, necessary in response to the COVID-19 pandemic. The meeting will be accessible via <https://charlottenc.legistar.com/Calendar.aspx>. All interested parties are invited to present comments at the public hearing regarding the closure of Unopened Lotus Lane. To speak at the public hearing, please all the City Clerk’s office at 704-336-2248 or sign up online at <https://charlottenc.gov/CityClerk/Pages/Speak.aspx>. Participants who would like to participate virtually must contact the City Clerk’s Office by 9:00 a.m. on the day of the meeting. Alternatively, comments of 350 words or less on the subject of the public hearing may be submitted to the City Clerk’s Office at cityclerk@charlottenc.gov, between publication of this notice and 24 hours prior to the scheduled time for the beginning of the public hearing. Anyone requiring special accommodations when calling into the meeting and/or if you require information to be provided in an alternative format, please email charlotteada@charlottenc.gov or call 704-336-5271.

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

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 24th day of January 2022, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 443-444.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of January 2022.



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 **NORTH TRYON PRESSURE ZONE BOUNDARY CHANGE AND 960 ZONE N-S TRANSMISSION MAIN (HIDDEN VALLEY)** 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 **NORTH TRYON PRESSURE ZONE BOUNDARY CHANGE AND 960 ZONE N-S TRANSMISSION MAIN (HIDDEN VALLEY)** Project estimated to be:

13,112 sq. ft. (0.30 ac.) in Permanent Utility Easement

3,300 sq. ft. (0.08 ac.) 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. 047-011-37**; said property currently owned by **NORTH CORRIDOR, 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 24th day of January 2022, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 445.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of January 2022.



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 **NORTH TRYON PRESSURE ZONE BOUNDARY CHANGE AND 960 ZONE N-S TRANSMISSION MAIN (HIDDEN VALLEY)** 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 **NORTH TRYON PRESSURE ZONE BOUNDARY CHANGE AND 960 ZONE N-S TRANSMISSION MAIN (HIDDEN VALLEY)** Project estimated to be:

6,260 sq. ft. (0.14 ac.) in Permanent Utility

720 sq. ft. (0.02 ac.) 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. 047-011-19**; said property currently owned by **CHARLES PAUL HARRISON** 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 24th day of January 2022, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 446.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of January 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC