

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON OCTOBER 23, 2023**

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

WHEREAS, the Charlotte Regional Transportation Planning Organized has allocated Transportation Alternative Program Direct Attributable funds for the construction of the Albemarle Road Pedestrian Safety & Connectivity Project, and

WHEREAS, a Municipal Agreement between the City and the State provides \$1,756,000 in funding to the Project, and

WHEREAS, the Municipal Agreement specifies that the construction costs of the project are eligible for funds, and

WHEREAS, the format is consistent with past Municipal Agreements.

NOW, THEREFORE, BE IT RESOLVED that a Municipal Agreement with the Charlotte Regional Transportation Planning Organization for the City to receive \$1,756,000 for transportation improvements to the Project is hereby formally adopted by the City Council of the City of Charlotte, and the City Manager and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the aforementioned groups.

CERTIFICATION

I, Billie Tynes, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of October 2023, the reference having been made in Minute Book 158, and recorded in full in Resolution Book 54, Page(s) 654-654 ____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 23rd day of October, 2023.



Billie Tynes

Billie Tynes, Deputy City Clerk

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA ON OCTOBER 23, 2023**

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

WHEREAS, North Carolina General Statutes Section 160A-4661 authorizes any unit of local government in this State or any other state (to the extent permitted by the laws of the other state) may enter into contracts or agreements with each other in order to execute any undertaking. The contracts and agreements shall be of reasonable duration, as determined by the participating units, and shall be ratified by resolution of the governing board of each unit spread upon its minutes. (1971, c. 698, s.1.)

WHEREAS, The County of Mecklenburg and the City of Charlotte wish to enter into a Memorandum of Understanding, by which the City has agreed to allocate a portion of its FY 2023 Edward Byrne Memorial Justice Assistance Grant (JAG) Program grant award to the County as a law enforcement partner, pursuant to the attached Memorandum of Understanding;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby ratify the attached Memorandum of Understanding between the City of Charlotte and the County of Mecklenburg. The City Manager of the City of Charlotte is hereby authorized and directed to execute the attached Memorandum of Understanding, and any amendments thereto, and this resolution shall be spread upon the minutes.

CERTIFICATION

I, Billie Tynes, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of October 2023, the reference having been made in Minute Book 158, and recorded in full in Resolution Book 54, Page(s) 655-666.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 23rd day of October, 2023.



A handwritten signature in cursive script that reads "Billie Tynes".

Billie Tynes, Deputy City Clerk

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

2023 BYRNE JUSTICE ASSISTANCE GRANT (JAG)
PROGRAM AWARD AGREEMENT

This Agreement (the “Agreement”) is entered into and made effective as of the _____ day of _____, 2023 (the “Effective Date”) by and between the Mecklenburg County (the “County”), a County of the State of North Carolina, and the City of Charlotte, a North Carolina municipal corporation (the “City”), specifically, the Charlotte Mecklenburg Police Department (the “CMPD”).

RECITALS

WHEREAS, this Agreement is made under the authority of the North Carolina General Statute § 160A-17.1 and § 153A-14; and,

WHEREAS, the City and the County believe it is in their best interests and the interests of the public for the City to allocate a portion of the 2023 JAG Program Award to the County for disbursement to the Mecklenburg County Sheriff’s Office (“MCSO”).

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and in further consideration of the covenants and representations contained herein, the parties agree as follows:

AGREEMENT

1. The City, as fiscal agent and applicant shall submit a joint application for a 2023 Edward Byrne Memorial JAG Program Award in the amount of six hundred seventy-two thousand three hundred ninety-five dollars (\$672,395.00).
2. Upon receipt of the Award, the proceeds will be deposited into the general depository bank account of the City.

3. The City agrees to allocate one hundred thirty-four thousand four hundred seventy-nine dollars (\$134,479.00) to the County. The City's portion of the Award shall be five hundred thirty-seven thousand nine hundred sixteen dollars (\$537,916.00) to be used for expenditure on the items specified in the City of Charlotte and Mecklenburg County 2023 JAG Program Budget Law Enforcement Improvements ("Program Budget"), attached hereto, and incorporated by reference as Exhibit A.
4. The County agrees to accept this allocation and disburse one hundred thirty-four thousand four hundred seventy-nine dollars (\$134,479) to the MCSO to be used for expenditure on the items specified in Exhibit A, the Program Budget, within the award's period of performance.
5. The City and the County shall use all JAG Award proceeds for law enforcement improvements and shall not expend any of the JAG Award proceeds for administrative costs to manage the Award.
6. The City and the County shall be responsible for their own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.
7. The City and County shall comply with the DOJ Grants Financial Guide, all JAG Award requirements, providing timely information to the CMPD upon request for quarterly grant reporting, and compliance with all Grant Special Conditions, as required by the U.S. Department of Justice. Noncompliance may result in the withholding and/or rescinding of grant funds.
8. The City and County shall comply with the DOJ Grants Financial Guide Section 3.14 Subrecipient Management and Monitoring and City's Subrecipient Management Policy and subject to risk assessment process, required subrecipient monitoring and audit process by the prime award recipient; including permitting access to documents required for audit, and resolution process when there is an audit finding.
9. The County shall submit to the CMPD quarterly accountability metrics data on training that its sworn law enforcement personnel have received related to use of force, racial and ethnic bias, de-escalation of conflict, and constructive engagement with the public in accordance with JAG Award special conditions.
10. The County shall comply with its documented procurement procedures which reflect applicable State and local statutes and regulations, provided that the procurements conform to applicable Federal law and the standards identified in 2 CFR Part 200.320. Non-compliance or audit finding may result in need for the County as sub-grantee to return grant funds.

11. All procurement transactions must be conducted in a manner that provides full and open competition as described in 2 CFR Part 200.319. All procurement methods and vendor selection process must be documented and be available upon request by the CMPD. Non-compliance or audit finding may result in need for the County as sub-grantee to return grant funds.
12. Prior authorization from the CMPD is required to incur any recruitment campaign or advertising-related grant expenditures. To obtain authorization, the County shall submit drafts of all recruitment campaign materials to the CMPD for review to verify that the content is in compliance with requirements set forth in 2 CFR Part 200.421 as a condition of reimbursement no later than 30 days prior to the planned date of publication. The County understands that this process may also require approval from the primary granting agency. Non-compliance or audit finding may result in need for the County as sub-grantee to return grant funds.
13. Necessary Federal Contract Terms and Conditions are attached and incorporated into this agreement as Exhibit D. Capitalized terms not defined in this Exhibit shall have the meanings assigned to such terms in the Agreement. In the event of a conflict between this Exhibit and the terms of the main body of the Agreement or any other exhibit or appendix, the terms of this Exhibit shall govern.
14. This Agreement does not create any obligations express or implied other than those set out herein and shall not create any rights in any third party not a signatory hereto.

IN WITNESS WHEREOF, and in acknowledgement that the parties hereto have read and understood each and every provision hereof, the parties have caused this Agreement to be executed on the date first written above.

ATTESTED:

MECKLENBURG COUNTY

BY: _____

BY: _____

TITLE: _____

TITLE: _____

ATTESTED:

CITY OF CHARLOTTE:

BY: _____

BY: _____

TITLE: _____

TITLE: _____

Exhibit A
City of Charlotte and Mecklenburg County 2023 JAG Program Budget

Police Cadet Program **\$31,347.68**

The Cadet Program will provide 10 qualified students, actively enrolled in a local college, an opportunity to work in a professional, law enforcement environment, while learning about and training for future employment as a Police Officer with the Charlotte-Mecklenburg Police Department. The program's intent is to enhance the participating student's knowledge of the CMPD and all operating aspects so that when the participant turns 21, he or she may enter a career as a Charlotte-Mecklenburg Police Officer. As Police Cadets work in different areas of the department, they will develop the necessary skills to make them the type of officer CMPD needs to be successful in its mission to prevent the next crime.

Police Cadets are assigned to various units within the CMPD, based on unit need. Students entering the program as freshmen may be assigned to tasks that may not require as much in-depth knowledge of the department's function as a more experienced student in the program.

Among other duties, Cadets:

- Will receive extensive training in the use of department databases and reporting systems, Police Communications, Ethics, and Smith System Safe Driving techniques, among other training
- Will be evaluated, according to attendance, grades, uniform and appearance, and completion of work assignments, among other areas of work-based performance
- Will maintain eligibility for full-time employment as a CMPD Employee

Summer Internship Program **\$261,804.80**

The CMPD's 8-week Summer Internship Program introduces students to opportunities and disciplines within the law enforcement field. The purpose of the program is to allow interns who desire to become law enforcement officers with the CMPD the opportunity to work in a CMPD Investigative, Support Services, and /or Field Service Group for the duration of their internship. The program provides interns an overview of the various work duties and responsibilities of sworn law enforcement personnel.

Students participating in the CMPD's Summer Internship Program must be enrolled at a college or university as an undergraduate or graduate student. Interns participating in the program are expected to complete a written assignment and conduct an oral presentation detailing specific assignments/duties that they were tasked with during the internship, including lessons learned, and indicate if their experience has inspired them to pursue a career in law enforcement. Funds will be used to offer a paid internship program.

Crime Laboratory Overtime **\$21,530.00**

Funds will be used for the analysis of forensic evidence in criminal cases designated as "priority" by the CMPD and to reduce periodic backlogs in evidence analysis. The funds will be used by the CMPD's Crime Laboratory Division including DNA, Fingerprints, and Firearms. These include

cases where police need to identify a suspect, establish links between cases or rapidly clear a high-profile case or series of cases which are creating fear in the community. The funds will also be used to reduce periodic backlogs in evidence analysis. The use of the overtime funding will be determined based upon the CMPD's needs during the grant period.

Patrol Overtime **\$223,233.53**

Patrol overtime funds are crucial to the success of the City of Charlotte's crime reduction strategy. These funds will provide overtime for enforcement and problem-solving initiatives allowing patrol officers to address crime problems at the neighborhood level, including responding to emerging crime trends, identifying, and targeting suspects, chronic crime trends, and working with partners to address the enablers of crime. The funds will also be used to address drug and/or gang issues at the neighborhood level.

The Mecklenburg County Sheriff's Office (MCSO) budget for \$134,479.00 in JAG funding consists of the following four (4) components:

Bola Wrap Devices and Accessories **\$26,399.00**

MCSO will purchase 15 Bola devices to expand their response to detention center residents that are combative.

Radar Equipment **\$27,528.00**

The MCSO will purchase 12 additional Bee III Radar units for installation in patrol vehicles in the Field Operations Division.

QVRT Rifle Storage for Courthouse **\$7,300.00**

MCSO will purchase 2 secure weapon storage devices for enhanced security. The storage devices will be located at Mecklenburg County Courthouse.

2024 15-Passenger Sprinter Van **\$73,252.00**

MCSO will purchase a sprinter van that will be assigned for training purposes. This 15-passanger van will provide MCSO employees transportation while attending training.

Exhibit B
Approved RCA

Exhibit C
Signed Resolution

EXHIBIT D

FEDERAL CONTRACT TERMS AND CONDITIONS

This Exhibit is attached and incorporated into the 2023 Byrne Justice Assistance Grant (JAG) Program Award Agreement (the “Agreement”) between the City of Charlotte and the Mecklenburg County (the “County”). Capitalized terms not defined in this Exhibit shall have the meanings assigned to such terms in the Agreement. In the event of a conflict between this Exhibit and the terms of the main body of the Agreement or any other exhibit or appendix, the terms of this Exhibit shall govern.

1. **Debarment and Suspension.** The County represents and warrants that, as of the Effective Date of the Agreement, neither the County nor any subcontractor or subconsultant performing work under this Agreement (at any tier) is included on the federally debarred bidder’s list listed on the government wide exclusions in the System for Award Management (SAM), in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR part 1986 Comp., p. 189) and 12689 (3 CFR part 1989 Comp., p. 235), “Debarment and Suspension.” If at any point during the Agreement term the County or any subcontractor or subconsultant performing work at any tier is included on the federally debarred bidder’s list, the County shall notify the City immediately.
2. **Record Retention.** The County certifies that it will comply with the record retention requirements detailed in 2 CFR § 200.333. The County further certifies that it will retain all records as required by 2 CFR § 200.333 for a period of three (3) years after it receives City notice that the City has submitted final expenditure reports or quarterly or annual financial reports, as applicable, and all other pending matters are closed.
3. **Procurement of Recovered Materials.** The County represents and warrants that in its performance under the Agreement, the County shall comply with section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act. The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 CFR Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition, where the purchase price of the item exceeds \$10,000 or the value of the quantity acquired during the preceding fiscal year exceeded \$10,000; procuring solid waste management services in a manner that maximizes energy and resource recovery; and establishing an affirmative procurement program for procurement of recovered materials identified in the EPA guidelines.
4. **Clean Air Act and Federal Water Pollution Control Act.** The County agrees to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act (42 U.S.C. 7401-7671q) and the Federal Water Pollution Control Act as amended (33 U.S.C. 1251-1387). Violations must be reported to the Federal awarding agency and the Regional Office of the Environmental Protection Agency (EPA).
5. **Energy Efficiency.** The County certifies that the County will be in compliance with mandatory standards and policies relating to energy efficiency which are contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act (Pub. L. 94-163, 89 Stat. 871).
6. **Byrd Anti-Lobbying Amendment (31 U.S.C. 1352).** The County certifies that:
 - a. No federal appropriated funds have been paid or will be paid, by or on behalf of the County, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal

- grant, the making of any Federal Loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of and Federal contract, grant, loan, or cooperative agreement.
- b. If any funds other than federal appropriated funds have been paid or will be paid to any person for making lobbying contacts to an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, the County shall complete and submit Standard Form—LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions [as amended by "Government wide Guidance for New Restrictions on Lobbying," 61 Fed. Reg. 1413 (1/19/96)].
 - c. The County shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.
7. **Contract Work Hours and Safety Standards Act (40 U.S.C. 3701-3708).** If the Agreement is in excess of \$100,000 and involves the employment of mechanics or laborers, the County must comply with 40 U.S.C. 3702 and 3704, as supplemented by Department of Labor regulations (29 CFR Part 5). Under 40 U.S.C. 3702 of the Act, the County is required to compute the wages of every mechanic and laborer on the basis of a standard work week of forty (40) hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of forty (40) hours in the work week. These requirements do not apply to the purchases of supplies or materials or articles ordinarily available on the open market, or purchases of transportation or transmission of intelligence.
 8. **Right to Inventions.** If the federal award is a "funding agreement" under 37 CFR 401.2 and the City wishes to enter into a contract with a small business firm or nonprofit organization regarding the substitution of parties, assignment of performance or experimental, developmental or research work thereunder, the City must comply with 37 CFR Part 401, "Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts and Cooperative Agreements," and any implementing regulations issued by the awarding agency.
 9. **DHS Seal, Logo, and Flags.** The County shall not use the Department of Homeland Security ("DHS") seal(s), logos, crests, or reproductions of flags or likenesses of DHS agency officials without specific FEMA pre-approval.
 10. **Domestic (U.S.) Procurement Preference.** The County should, to the greatest extent practicable, purchase, acquire, or use goods, products, or materials produced in the United States (including, but not limited to iron, aluminum, steel, cement, and other manufactured products). For purposes of this clause, (i) "produced in the United States" means, for iron and steel products, that all manufacturing processes, from the initial melting stage through the application of coatings, occurred in the United States, and (ii) "manufactured products" means items and construction materials composed in whole or in part of non-ferrous materials such as aluminum; plastics and polymer-based products such as polyvinyl chloride pipe; aggregates such as concrete; glass, including optical fiber; and lumber.
 11. The Federal Government is not a party to this Agreement and is not subject to any obligations or liabilities to the City, County, or any other party pertaining to any matter resulting from the Agreement.

**CERTIFICATION REGARDING DEBARMENT, SUSPENSION AND OTHER
RESPONSIBILITY MATTERS**

The bidder, contractor, or subcontractor, as appropriate, certifies to the best of its knowledge and belief that neither it nor any of its officers, directors, or managers who will be working under the Agreement, or persons or entities holding a greater than 10% equity interest in it (collectively "Principals"):

1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any or state department or agency in the United States;
2. Have within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; violation of federal or state anti-trust or procurement statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
3. Are presently indicted for or otherwise criminally or civilly charged by a government entity, (federal, state or local) with commission of any of the offenses enumerated in paragraph 2 of this certification; and
4. Have within a three-year period preceding this application/proposal had one or more public transactions (federal, state or local) terminated for cause or default.

I understand that a false statement on this certification may be grounds for rejection of this proposal or termination of the award or in some instances, criminal prosecution.

Signature of Authorized Representative (Prime Contractor)

(Print Name)

(Title)

Date

I am unable to certify to one or more the above statements. Attached is my explanation.

Signature of Authorized Representative (Prime Contractor)

(Print Name)

(Title)

Date

BYRD ANTI-LOBBYING CERTIFICATION

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of and Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than federal appropriated funds have been paid or will be paid to any person for making lobbying contacts to an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form—LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions [as amended by "Government wide Guidance for New Restrictions on Lobbying," 61 Fed. Reg. 1413 (1/19/96)].
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including all subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction by 31 U.S.C. § 1352 (as amended by the Lobbying Disclosure Act of 1995). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The Mecklenburg County (the "County") certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the County understands and agrees that the provisions of 31 U.S.C. A 3801, et seq., apply to this certification and disclosure, if any.

Signature of Representative: _____

Printed Name of Representative: _____

Date: _____

Company Name: _____

Address: _____

City/State/Zip: _____

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

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

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

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

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

Section 1. A public hearing on the question of annexation of the area described herein will be held during a meeting at the Charlotte-Mecklenburg Government Center at 6:30 p.m. on November 27, 2023.

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

LEGAL DESCRIPTION

That certain tract or parcel of land situated, lying, and being in the Long Creek Township, Mecklenburg County, North Carolina, and being more particularly described as follows:

BEGINNING at a point lying within the right-of-way of Mt. Holly-Huntersville Road marking the northern corner of the G. Wayne Helderma n & Wife, Barbara Helderma n property as described in Deed Book 3743, Page 757; thence within the right-of-way of Mt. Holly-Huntersville Road five (5) courses and distances as follows: (1) North 38-29-30 East 100.75 feet to a point; (2) North 33-16-45 East 47.96 feet to a point; (3) North 27-15-59 East 152.01 feet to a point; (4) North 27-15-59 East 90.99 feet to a point; (5) North 24-26-03 East 240.18 feet to a point; thence leaving the road and running with the western line of Lots 235-230, the western terminus of Selari Court, the western line of Lots 229 & 226-221 and the southern line of Lots 220-219 of the Keeneland Subdivision as shown on maps recorded in Map Book 37, Page 351, Map Book 43, Page 533 and Map Book 44, Page 139 six (6) courses and distances as follows: (1) South 56-25-55 East passing an existing #5 rebar at 29.48 feet a total distance of 141.91 feet to an existing nail in a 12" stone; (2) South 31-05-37 East 607.29 feet to an existing nail in a 8" stone; (3) South 01-05-09 East 13.86 feet to an existing #4 rebar; (4) South 01-37-40 East 330.13 feet to an existing nail & 1" iron pipe at the base of a stone; (5) South 65-13-48 East 94.07 feet to an existing #4 rebar; (6) South 65-17-57 East 166.43 feet to an existing #4 rebar lying on the northwest margin of Interstate Highway 485; thence with the northwest margin of Interstate Highway 485 two (2) courses and distances as follows: (1) South 31-09-16 West 201.77 feet to a #4 rebar set; (2) with the arc of a circular curve to the left having a radius of 3,001.96 feet an arc length of 105.35 feet (chord South 56-21-28 West 105.35 feet) to a #4 rebar set marking the eastern corner of the Oakdale Owner, LP property as described in Deed Book 37267, Page 912; thence with the Oakdale Owner, LP property North 65-01-50 West 257.75 feet to an existing iron "I" beam in the southeast line of the G.W. Helderma n & Wife, Barbara T. Helderma n property as described in Deed Book 4184, Page 351; thence with the Helderma n property two (2) courses and distances as follows: (1) North 41-

21-24 East 31.31 feet to an existing 1" iron pipe; North 49-21-57 West 530.77 feet to an existing 1" iron pipe marking the southern corner of the G. Wayne Helderma n & Wife, Barbara Helderma n property as described in Deed Book 3743, Page 757; thence with the Helderma n property North 34-07-50 West passing an existing #4 rebar at 279.17 feet a total distance of 302.94 feet to the Point or Place of BEGINNING; containing 12.7392 acres of land.

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

CERTIFICATION

I, Billie Tynes, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of October 2023, the reference having been made in Minute Book 158, and recorded in full in Resolution Book 54, Page(s) 667-668.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 23rd day of October, 2023.



Billie Tynes, Deputy City Clerk

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

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

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

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

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

Section 1. A public hearing on the question of annexation of the area described herein will be held during a meeting at the Charlotte-Mecklenburg Government Center at 6:30 p.m. on November 27, 2023.

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

LEGAL DESCRIPTION

BEING THAT CERTAIN PARCEL OF LAND AND BEING PARCEL ID'S 10504112, 10504113, 10504114, 10535101, 10535102, AND 10535103 LYING AND BEING SITUATE IN CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A 1-1/2" PIPE, BEING A COMMON CORNER BETWEEN BAUCOMS NURSERY CO. INC. (DB 28079, PG 477 AS SHOWN IN THE MECKLENBURG COUNTY REGISTER OF DEEDS), WILLIAM BEAVER RUSSELL (DB 5102, PG 468) AND WILLIAM BEAVER RUSSELL (DB 598, PG 505); THENCE WITH THE NORTHWESTERN LINE OF BAUCOMS NURSERY CO. INC. S 57°51'27" W 655.33' TO A BENT 3/4" PIPE, BEING THE EASTERN CORNER OF NANCY JAMES (DB 33760, PG 656); THENCE WITH THE NORTHERN LINE OF JAMES N 67°30'17" W 379.34' TO A POINT ON THE APPARENT SOUTHERN MAINTENANCE RIGHT-OF-WAY OF JOHN RUSSELL ROAD; THENCE WITH THE APPARENT SOUTHERN MAINTENANCE RIGHT-OF-WAY OF JOHN RUSSELL ROAD THE FOLLOWING SIXETY-FIVE (65) COURSES: (1) N 10°07'18" E 4.80'; (2) N 17°24'10" E 48.17'; (3) N 21°34'13" E 36.62'; (4) N 22°02'01" E 17.21'; (5) N 21°38'47" E 48.91'; (6) N 21°47'48" E 55.75'; (7) N 21°35'18" E 55.91'; (8) N 21°36'20" E 49.97'; (9) N 21°52'59" E 50.99'; (10) N 22°10'52" E 59.65'; (11) N 23°20'02" E 54.07'; (12) N 24°28'21" E 49.90'; (13) N 26°42'39" E 59.13'; (14) N 27°25'42" E 31.03'; (15) N 28°02'20" E 58.53'; (16) N 28°22'00" E 50.25'; (17) N 28°29'57" E 50.44'; (18) N 28°37'58" E 51.41'; (19) N 28°42'17" E 53.00'; (20) N 28°30'33" E 55.14', BEING N 16°35'21" E 15.96' FROM THE POINT OF LOCALIZATION BEING A NAIL WITH NORTH CAROLINA NAD 83(2011) WITH COORDINATES N: 563,630.852' E: 1,489,367.434' WITH A COMBINED GRID SCALE FACTOR OF 0.999842183; (21) N 28°44'02" E 38.08'; (22) N 28°22'01" E 53.19'; (23) N 28°33'31" E 59.27'; (24) N 29°07'15" E 54.35'; (25) N 30°01'53" E 54.24'; (26) N 30°57'46" E 15.43'; (27) N 30°57'46" E 36.37'; (28) N 32°11'55" E 51.18'; (29) N 34°05'31" E 52.16'; (30) N 36°12'49" E 52.20'; (31) N 38°08'00" E 49.48'; (32) N 40°11'04" E 57.68'; (33) N 41°41'18" E 53.85'; (34) N 42°28'50" E 51.36'; (35) N 42°43'08" E 50.07'; (36) N 42°22'13" E 7.11'; (37) N 42°22'13" E 58.81'; (38) N 42°12'11" E 57.65';

(39) N 41°45'05" E 54.83'; (40) N 41°37'22" E 56.77'; (41) N 40°47'06" E 36.62'; (42) N 51°51'42" W 7.51'; (43) N 40°47'06" E 15.66'; (44) N 39°20'00" E 56.98'; (45) N 36°47'22" E 55.23'; (46) N 34°41'13" E 57.69'; (47) N 32°34'41" E 55.27'; (48) N 31°26'00" E 55.82'; (49) N 30°11'45" E 25.37'; (50) N 30°11'45" E 31.09'; (51) N 28°39'22" E 54.68'; (52) N 25°49'08" E 53.37'; (53) N 22°52'10" E 55.31'; (54) N 21°49'09" E 50.36'; (55) N 21°40'18" E 55.26'; (56) N 21°37'14" E 51.68'; (57) N 21°40'04" E 13.27'; (58) N 21°40'04" E 36.21'; (59) N 21°47'56" E 44.31'; (60) N 21°54'12" E 46.32'; (61) N 22°22'38" E 48.53'; (62) N 22°55'04" E 46.85'; (63) N 23°09'43" E 44.50'; (64) N 24°59'06" E 56.18'; (65) N 29°28'51" E 36.35'; THENCE LEAVING THE APPARENT SOUTHERN MAINTENANCE RIGHT-OF-WAY OF JOHN RUSSELL ROAD S 38°17'17" E 16.20' TO A SET 1/2" PIPE, BEING A CORNER ON THE WESTERN LINE OF FREDERICK A. HEDGEPEETH (DB 16131, PG 796); THENCE WITH THE WESTERN LINE OF HEDGEPEETH THE FOLLOWING TWO (2) CALLS: (1) S 38°17'17" E 248.98' TO A POINT (2) S 38°17'17" E 648.66' TO A #4 REBAR, BEING THE WESTERN CORNER OF LOT 25 OF THE BACK CREEK DOWN, MAP 2 SUBDIVISION (MB 46, PG 513); THENCE WITH THE LINE OF BACK CREEK DOWN, MAP 2 SUBDIVISION (MB 46, PG 513) THE FOLLOWING SEVEN (7) CALLS: (1) S 38°11'27" E 100.51' TO A #4 REBAR, BEING THE WESTERN CORNER OF LOT 24; (2) S 38°22'42" E 106.61' TO A #4 REBAR, BEING THE WESTERN CORNER OF LOT 23; (3) S 38°08'26" E 62.25' TO A #4 REBAR, BEING THE WESTERN CORNER OF LOT 22; (4) S 38°29'44" E 61.74' TO A #4 REBAR, BEING THE WESTERN CORNER OF LOT 21; (5) S 38°17'52" E 64.98' TO A #4 REBAR, BEING THE WESTERN CORNER OF LOT 20; (6) S 38°22'01" E 62.02' TO A #4 REBAR, BEING THE WESTERN CORNER OF LOT 19; (7) S 37°57'17" E 58.19' TO A #4 REBAR, BEING A CORNER ON THE LINE OF BAUCOM'S NURSERY CO. INC. (DB 28079, PG 477); THENCE WITH THE LINE OF BAUCOM'S NURSERY CO. THE FOLLOWING FOUR (4) CALLS: (1) S 34°45'28" W 707.25' TO A CONCRETE MONUMENT; (2) S 47°44'19" E 144.17' TO A #5 REBAR; (3) S 79°49'15" W 891.10' TO A 1-1/2" PIPE; (4) S 31°34'05" W 496.49' THE POINT OF BEGINNING, CONTAINING 2,619,267 SQUARE FEET, ACRES, 60.130 MORE OR LESS.

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

CERTIFICATION

I, Billie Tynes, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of October 2023, the reference having been made in Minute Book 158, and recorded in full in Resolution Book 54, Page(s) 669-670.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 23rd day of October, 2023.



A handwritten signature in cursive script that reads 'Billie Tynes'.

Billie Tynes, Deputy City Clerk

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE A PORTION OF ALLEYWAY OFF ROLAND STREET in the City of Charlotte, Mecklenburg County, North Carolina.

Whereas, Adam J. Senk has filed a petition to close a Portion of Alleyway off Roland Street in the City of Charlotte; and

Whereas, an a Portion of Alleyway off Roland Street containing 4,855 square feet or 0.1115 acres a Portion of Alleyway off Roland Street 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 October 23, 2023, that it intends to close a Portion of Alleyway off Roland Street 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 a Portion of Alleyway off Roland Street, to be conducted at 6:30 p.m., or as soon thereafter as practicable, on Monday, the 27th day of November 2023 at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street; Charlotte, North Carolina 28202. All interested parties are invited to present comments at the public hearing regarding the closure of a Portion of Alleyway off Roland Street. 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>, or sign up in-person with the City Clerk prior to the start of the public hearing. Anyone requiring special accommodations or information 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, Billie Tynes, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of October 2023, the reference having been made in Minute Book 158, and recorded in full in Resolution Book 54, Page(s) 671.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 23rd day of October, 2023.



Billie Tynes

Billie Tynes, Deputy City Clerk

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE A PORTION OF
PARAGON DRIVE in the City of Charlotte, Mecklenburg County, North Carolina.

Whereas, Ram Realty Acquisitions VI, LLC has filed a petition to close a Portion of Paragon Drive in the City of Charlotte; and

Whereas, an a Portion of Paragon Drive containing 40,879 square feet or 0.9384 acres a Portion of Paragon Drive 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 October 23, 2023, that it intends to close a Portion of Paragon Drive 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 a Portion of Paragon Drive, to be conducted at 6:30 p.m., or as soon thereafter as practicable, on Monday, the 27th day of November 2023 at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street; Charlotte, North Carolina 28202. All interested parties are invited to present comments at the public hearing regarding the closure of a Portion of Paragon Drive. 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>, or sign up in-person with the City Clerk prior to the start of the public hearing. Anyone requiring special accommodations or information 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, Billie Tynes, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of October 2023, the reference having been made in Minute Book 158, and recorded in full in Resolution Book 54, Page(s) 672.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 23rd day of October, 2023.



Billie Tynes

Billie Tynes, Deputy City Clerk

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 **Little Hope Creek Sanitary Sewer Improvements**; 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 Little Hope Creek Sanitary Sewer Improvements** Project estimated to be:

2,159 sq. ft. (0.05 ac.) in Permanent Easement and any additional property or interest as the City may determine to complete the Project as it relates to **Tax Parcel No. 171-084-15**; said property currently owned by **Jon Thomas Gajewski** 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, Billie Tynes, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of October 2023, the reference having been made in Minute Book 158, and recorded in full in Resolution Book 54, Page(s) 673.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 23rd day of October, 2023.



Billie Tynes

Billie Tynes, Deputy City Clerk

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 **BRYANT FARMS RD EXTENSION, PH1**; 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 **BRYANT FARMS RD EXTENSION, PH1** and estimated to be:
5,435 sq. ft. (0.125 ac.) **Fee Simple**
5,706 sq. ft. (0.131 ac.) **Waterline Easement**
1,691 sq. ft. (0.039 ac.) **Storm Drainage Easement**
14,378 sq. ft. (0.330 ac.) **Sidewalk Utility Easement**
6,186 sq. ft. (0.142 ac.) **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. 229-041-04 said property currently owned by **SOUTH MECKLENBURG PRESBYTERIAN CHURCH**, 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.

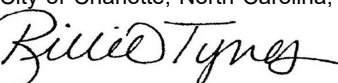
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Billie Tynes, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of October 2023, the reference having been made in Minute Book 158, and recorded in full in Resolution Book 54, Page(s) 674.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 23rd day of October, 2023.





Billie Tynes, Deputy City Clerk

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 **BRYANT FARMS RD EXTENSION, PH1**; 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 **BRYANT FARMS RD EXTENSION, PH1** and estimated to be:
3,496 sq. ft. (0.080 ac.) **Fee Simple**
3,067 sq. ft. (0.0707 ac.) **Utility Easement**
185 sq. ft. (0.004 ac.) **Sidewalk Utility Easement**
7,702 sq. ft. (0.177 ac.) **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. 223-282-86 said property currently owned by **NISBET OIL COMPANY**, 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, Billie Tynes, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of October 2023, the reference having been made in Minute Book 158, and recorded in full in Resolution Book 54, Page(s) 675.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 23rd day of October, 2023.



Billie Tynes

Billie Tynes, Deputy City Clerk

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 **BRYANT FARMS RD EXTENSION, PH1**; 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 **BRYANT FARMS RD EXTENSION, PH1** and estimated to be:
4,060 sq. ft. (0.093 ac.) **Fee Simple Outside Existing Right of Way**
3,006 sq. ft. (0.069 ac.) **Utility Easement**
2,458 sq. ft. (0.056 ac.) **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. 223-282-90 said property currently owned by **NISBET OIL COMPANY**, 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, Billie Tynes, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of October 2023, the reference having been made in Minute Book 158, and recorded in full in Resolution Book 54, Page(s) 676.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 23rd day of October, 2023.



Billie Tynes

Billie Tynes, Deputy City Clerk