

Extract of Minutes of a regular meeting of the City Council of the City of Charlotte, North Carolina held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on August 23, 2010.

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A regular meeting of the City Council of the City of Charlotte, North Carolina (the "City Council") was held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on August 23, 2010 (the "Meeting"), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmembers: Barnes, Burgess, Cannon, Carter, Cooksey, Dulin, Howard, Kinsey, Peacock, and Turner.

The following members of the City Council were absent: Councilmember Mitchell

Also present: Mayor Foxx

\* \* \* \* \*

The City Clerk reported to the City Council that the bond orders entitled, "BOND ORDER AUTHORIZING THE ISSUANCE OF \$156,600,000 OF GENERAL OBLIGATION PUBLIC IMPROVEMENTS BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA," "BOND ORDER AUTHORIZING THE ISSUANCE OF \$15,000,000 OF GENERAL OBLIGATION HOUSING BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA," and BOND ORDER AUTHORIZING THE ISSUANCE OF \$32,000,000 OF GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENTS BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA," which were introduced at a meeting of the City Council on July 26, 2010, were published on August 13, 2010, with notice that the City Council would hold a public hearing thereon on August 23, 2010 at 7:00 p.m. The City Clerk also reported that there had been filed in her office a statement of debt complying with provisions of the Local Government Bond Act, and such statement as filed showed the net indebtedness of the City to be 1.63% of the assessed valuation of property in said City subject to taxation.

At 7:15 o'clock p.m., the Mayor announced that the City Council would hear anyone who wished to be heard on the questions of validity of the General Obligation Public Improvements Bond Order and the advisability of issuing the General Obligation Public Improvements Bonds.

After the City Council had heard all persons who requested to be heard in connection with the foregoing questions, Council Member Peacock moved that the public hearing be closed. The motion was seconded by Council Member Carter and was unanimously adopted.

At 9:18 o'clock p.m., the Mayor announced that the City Council would hear anyone who wished to be heard on the questions of validity of the General Obligation Housing Bond Order and the advisability of issuing the General Obligation Housing Bonds.

After the City Council had heard all persons who requested to be heard in connection with the foregoing questions, Council Member Peacock moved that the public hearing be closed. The motion was seconded by Council Member Carter and was unanimously adopted.

At 9:18 o'clock p.m., the Mayor announced that the City Council would hear anyone who wished to be heard on the questions of validity of the General Obligation Neighborhood Improvements Bond Order and the advisability of issuing the General Obligation Neighborhood Improvements Bonds.

After the City Council had heard all persons who requested to be heard in connection with the foregoing questions, Council Member Peacock moved that the public hearing be closed. The motion was seconded by Council Member Carter and was unanimously adopted.

Council Member Peacock moved that the City Council adopt without change or amendment and direct the City Clerk to publish notices of adoption, as prescribed by The Local Government Bond Act, of the bond orders entitled, "**BOND ORDER AUTHORIZING THE ISSUANCE OF \$156,600,000 OF GENERAL OBLIGATION PUBLIC IMPROVEMENTS BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA,**" "**BOND ORDER AUTHORIZING THE ISSUANCE OF \$15,000,000 OF GENERAL OBLIGATION HOUSING BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA,**" and "**BOND ORDER AUTHORIZING THE ISSUANCE OF \$32,000,000 OF GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENTS BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA,**" as introduced at the meeting of the City Council held on July 26, 2010.

The motion was seconded by Council Member Carter and was adopted by the following vote:  
Unanimous

AYES:

NAYS:

**BOND ORDER AUTHORIZING THE ISSUANCE OF \$156,600,000  
GENERAL OBLIGATION PUBLIC IMPROVEMENTS BONDS  
OF THE CITY OF CHARLOTTE, NORTH CAROLINA**

**WHEREAS**, the City Council of the City of Charlotte, North Carolina (the "*City Council*") has ascertained and hereby determines that it is necessary to pay the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, streetscape and pedestrian improvements, relocation of utilities, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads, intersections, parking lots and bicycle paths; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signals and markers; and the acquisition of land and rights-of-way in land required therefor; and

**WHEREAS**, an application has been filed with the Secretary of the Local Government Commission of North Carolina requesting Commission approval of the General Obligation Public Improvements Bonds hereinafter described as required by the Local Government Bond Act, and the City Clerk has notified the City Council that the application has been accepted for submission to the Local Government Commission.

**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 for the public improvement purposes described above, in addition to any funds which may be made available for such purpose from any other source, General Obligation Public Improvements Bonds of the City are hereby authorized and shall be issued pursuant to the Local Government Finance Act of North Carolina. The maximum aggregate principal amount of such General Obligation Public Improvements Bonds authorized by this order shall be \$156,600,000.

Section 2. A tax sufficient to pay the principal of and interest on said General Obligation Public Improvements Bonds when due shall be annually levied and collected.

Section 3. A sworn statement of the City's debt has been filed with the City Clerk and is open to public inspection.

Section 4. This bond order shall take effect when approved by the voters of the City at a referendum scheduled for November 2, 2010.

The foregoing order was adopted on the 23<sup>rd</sup> day of August, 2010, and is hereby published on the 27<sup>th</sup> day of August, 2010. Any action or proceeding questioning the validity of the order must be begun within 30 days after the date of publication of this notice.

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

**BOND ORDER AUTHORIZING THE ISSUANCE OF \$15,000,000  
GENERAL OBLIGATION HOUSING BONDS  
OF THE CITY OF CHARLOTTE, NORTH CAROLINA**

*WHEREAS*, the City Council of the City of Charlotte, North Carolina (the "City Council") has ascertained and hereby determines that it is necessary to pay the capital costs of acquiring, constructing, developing, equipping and furnishing housing projects for the benefit of persons of low income, or moderate income, or low and moderate income, including without limitation loans, grants, interest supplements and other programs of financial assistance to persons of low income, or moderate income, or low and moderate income, and developers of housing for persons of low income, or moderate income, or low and moderate income, and construction of infrastructure improvements related thereto and the acquisition of land and rights-of-way required therefor; and

*WHEREAS*, an application has been filed with the Secretary of the Local Government Commission of North Carolina requesting Commission approval of the General Obligation Housing Bonds hereinafter described as required by the Local Government Bond Act, and the City Clerk has notified the City Council that the application has been accepted for submission to the Local Government Commission.

*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 for the housing purposes described above, in addition to any funds which may be made available for such purpose from any other source, General Obligation Housing Bonds of the City are hereby authorized and shall be issued pursuant to the Local Government Finance Act of North Carolina. The maximum aggregate principal amount of such General Obligation Housing Bonds authorized by this order shall be \$15,000,000.

Section 2. A tax sufficient to pay the principal of and interest on said General Obligation Housing Bonds when due shall be annually levied and collected.

Section 3. A sworn statement of the City's debt has been filed with the City Clerk and is open to public inspection.

Section 4. This bond order shall take effect when approved by the voters of the City at a referendum scheduled for November 2, 2010.

The foregoing order was adopted on the 23<sup>rd</sup> day of August, 2010, and is hereby published on the 27<sup>th</sup> day of August, 2010. Any action or proceeding questioning the validity of the order must be begun within 30 days after the date of publication of this notice.

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

**BOND ORDER AUTHORIZING THE ISSUANCE OF \$32,000,000  
GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENT BONDS  
OF THE CITY OF CHARLOTTE, NORTH CAROLINA**

*WHEREAS*, the City Council of the City of Charlotte, North Carolina (the "*City Council*") has ascertained and hereby determines that it is necessary to pay the capital costs of infrastructure improvements in various neighborhoods of the City, including the cost of related studies, plans and design; acquiring, constructing, reconstructing, improving, installing or providing curbs, gutters, storm drainage and sidewalks; paving, resurfacing, grading or improving streets, roads and intersections; and providing related landscaping and lighting and acquiring any necessary equipment, land, interests in land and rights-of-way therefor; and

*WHEREAS*, an application has been filed with the Secretary of the Local Government Commission of North Carolina requesting Commission approval of the General Obligation Neighborhood Improvement Bonds hereinafter described as required by the Local Government Bond Act, and the City Clerk has notified the City Council that the application has been accepted for submission to the Local Government Commission.

*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 for the housing purposes described above, in addition to any funds which may be made available for such purpose from any other source, General Obligation Neighborhood Improvement Bonds of the City are hereby authorized and shall be issued pursuant to the Local Government Finance Act of North Carolina. The maximum aggregate principal amount of such General Obligation Neighborhood Improvement Bonds authorized by this order shall be \$32,000,000.

Section 2. A tax sufficient to pay the principal of and interest on said General Obligation Neighborhood Improvement Bonds when due shall be annually levied and collected.

Section 3. A sworn statement of the City's debt has been filed with the City Clerk and is open to public inspection.

Section 4. This bond order shall take effect when approved by the voters of the City at a referendum scheduled for November 2, 2010.

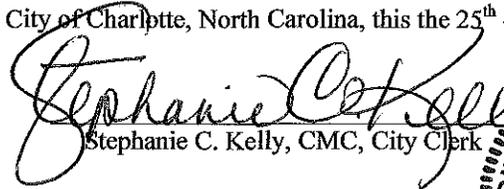
The foregoing order was adopted on the 23<sup>rd</sup> day of August, 2010, and is hereby published on the 27<sup>th</sup> day of August, 2010. Any action or proceeding questioning the validity of the order must be begun within 30 days after the date of publication of this notice.

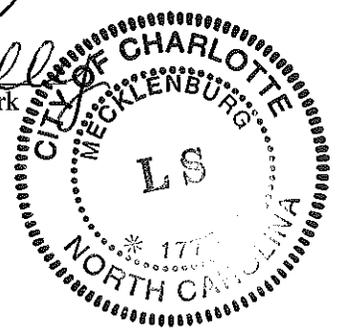
/s/ Stephanie C. Kelly  
City Clerk  
City of Charlotte, North Carolina

**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 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Pages (659-664).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



Extract of Minutes of a regular meeting of the City Council of the City of Charlotte, North Carolina held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on August 23, 2010.

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A regular meeting of the City Council of the City of Charlotte, North Carolina (the "City Council") was held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on August 23, 2010 (the "Meeting"), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmembers: Barnes, Burgess, Carter, Cannon, Cooksey, Dulin, Howard, Kinsey, Peacock, and Turner.

The following members of the City Council were absent: Councilmember Mitchell

Also present: Mayor Foxx

Councilmember Peacock introduced the following resolution (the "Resolution"), a summary of which had been provided to each Council member, a copy of which was available with the City Clerk and which was read by title:

**RESOLUTION SETTING A SPECIAL BOND REFERENDUM AND DIRECTING THE PUBLICATION OF NOTICE OF A SPECIAL BOND REFERENDUM AND NOTIFICATION OF THE MECKLENBURG COUNTY BOARD OF ELECTIONS**

*WHEREAS*, the City Council of the City of Charlotte, North Carolina has adopted the following bond orders and such bond orders should be submitted to the voters of the City of Charlotte, North Carolina for their approval or disapproval in order to comply with the constitution and laws of North Carolina:

**"BOND ORDER AUTHORIZING THE ISSUANCE OF \$156,600,000 GENERAL OBLIGATION PUBLIC IMPROVEMENTS BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA;"**

**"BOND ORDER AUTHORIZING THE ISSUANCE OF \$15,000,000 GENERAL OBLIGATION HOUSING BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA;"** and

**"BOND ORDER AUTHORIZING THE ISSUANCE OF \$32,000,000 GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENTS BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA;"**

***NOW, THEREFORE***, be it resolved by the City Council (the "*City Council*") of the City of Charlotte, North Carolina, as follows:

(1) For the purpose of determining the question whether the qualified voters of the City of Charlotte, North Carolina shall approve or disapprove (a) the indebtedness to be incurred by the issuance of the General Obligation Public Improvements Bonds of the City authorized by said bond order, which indebtedness shall be secured by a pledge of the City's full faith and credit and (b) the levy of a tax for the payment thereof, said bond order shall be submitted to the qualified voters of said City at a special bond referendum to be held in said City on November 2, 2010.

(2) For the purpose of determining the question whether the qualified voters of the City of Charlotte, North Carolina shall approve or disapprove (a) the indebtedness to be incurred by the issuance of the General Obligation Housing Bonds of the City authorized by said bond order, which indebtedness shall be secured by a pledge of the City's full faith and credit and (b) the levy of a tax for the payment thereof, said bond order shall be submitted to the qualified voters of said City at a special bond referendum to be held in said City on November 2, 2010.

(3) For the purpose of determining the question whether the qualified voters of the City of Charlotte, North Carolina shall approve or disapprove (a) the indebtedness to be incurred by the issuance of the General Obligation Neighborhood Improvements Bonds of the City authorized by said bond order, which indebtedness shall be secured by a pledge of the City's full faith and credit and (b) the levy of a tax for the payment thereof, said bond order shall be submitted to the qualified voters of said City at a special bond referendum to be held in said City on November 2, 2010.

(4) The City Clerk is hereby authorized and directed to publish a notice of said referendum which shall be in substantially the form entitled "**CITY OF CHARLOTTE, NORTH CAROLINA NOTICE OF SPECIAL BOND REFERENDUM,**" attached hereto. Said notice of referendum shall be published at least twice. The first publication shall be not less than 14 days, and the second publication shall be not less than 7 days before the last day on which voters may register for the special bond referendum.

(5) The Mecklenburg County Board of Elections is hereby requested to print and distribute the necessary ballots and to provide the equipment for the holding of said referendum and to conduct and to supervise said referendum.

(6) The ballots to be used at said referendum shall contain the following words:

***"SHALL*** the order authorizing \$156,600,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, streetscape and pedestrian improvements, relocation of utilities, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads, intersections, parking lots and bicycle paths; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting

and traffic controls, signals and markers; and the acquisition of land and rights-of-way in land required therefor, and a tax to be levied for the payment thereof be approved?";

with squares labeled "YES" and "NO" beneath or beside such words in which squares the voter may record his or her choice on the question presented; and

"*SHALL* the order authorizing \$15,000,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of acquiring, constructing, developing, equipping and furnishing housing projects for the benefit of persons of low income, or moderate income, or low and moderate income, including without limitation loans, grants, interest supplements and other programs of financial assistance to persons of low income, or moderate income, or low and moderate income, and developers of housing for persons of low income, or moderate income, or low and moderate income, and construction of infrastructure improvements related thereto and the acquisition of land and rights-of-way required therefor, and a tax to be levied for the payment thereof be approved?";

with squares labeled "YES" and "NO" beneath or beside such words in which squares the voter may record his or her choice on the question presented; and

"*SHALL* the order authorizing \$32,000,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to provide funds to pay the capital costs of infrastructure improvements in various neighborhoods of the City, including the cost of related studies, plans and design; acquiring, constructing, reconstructing, improving, installing or providing curbs, gutters, storm drainage and sidewalks; paving, resurfacing, grading or improving streets, roads and intersections; and providing related landscaping and lighting and acquiring any necessary equipment, land, interests in land and rights-of-way therefor, and a tax to be levied for the payment thereof be approved?";

with squares labeled "YES" and "NO" beneath or beside such words in which squares the voter may record his or her choice on the question presented;

(6) The City Clerk shall mail or deliver a certified copy of this resolution to the Mecklenburg County Board of Elections within three days after this resolution is adopted.

***BE IT FURTHER RESOLVED*** that this Resolution shall become effective on the date of its adoption.

Upon motion of Councilmember Peacock, seconded by Councilmember Carter, the foregoing resolution entitled: "RESOLUTION SETTING A SPECIAL BOND REFERENDUM AND DIRECTING THE PUBLICATION OF NOTICE OF A SPECIAL BOND REFERENDUM AND NOTIFICATION OF THE MECKLENBURG COUNTY BOARD OF ELECTIONS" was adopted by the following vote: Unanimous

AYES:

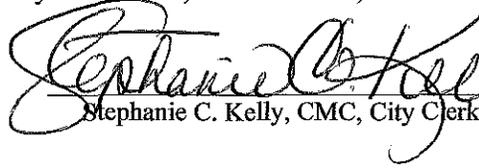
NAYS:

August 23, 2010  
Resolution Book 42, Page 668

**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 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Pages (665-671).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August 2010.

  
Stephanie C. Kelly, CMC, City Clerk



**CITY OF CHARLOTTE, NORTH CAROLINA  
NOTICE OF SPECIAL BOND REFERENDUM**

***NOTICE IS HEREBY GIVEN*** of intention of the undersigned to call for a referendum on November 2, 2010, to approve the issuance of bonds of the City of Charlotte, North Carolina which shall be for the following purposes and in the following maximum amount.

\$156,600,000 of bonds to provide funds to pay the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, streetscape and pedestrian improvements, relocation of utilities, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads, intersections, parking lots and bicycle paths; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signals and markers; and the acquisition of land and rights-of-way in land required therefor;

\$15,000,000 of bonds to pay the capital costs of acquiring, constructing, developing, equipping and furnishing housing projects for the benefit of persons of low income, or moderate income, or low and moderate income, including without limitation loans, grants, interest supplements and other programs of financial assistance to persons of low income, or moderate income, or low and moderate income, and developers of housing for persons of low income, or moderate income, or low and moderate income, and construction of infrastructure improvements related thereto and the acquisition of land and rights-of-way required therefor; and

\$32,000,000 of bonds to provide funds to pay the capital costs of infrastructure improvements in various neighborhoods of the City, including the cost of related studies, plans and design; acquiring, constructing, reconstructing, improving, installing or providing curbs, gutters, storm drainage and sidewalks; paving, resurfacing, grading or improving streets, roads and intersections; and providing related landscaping and lighting and acquiring any necessary equipment, land, interests in land and rights-of-way therefor.

A tax sufficient to pay the principal of and interest on said bonds when due will be annually levied and collected. At said referendum the questions shall be stated whether the order authorizing bonds for each of the purposes stated above shall be approved. The last day for registration for the referendum is October 8, 2010.

**CITY OF CHARLOTTE, NORTH CAROLINA**

By: /s/ Stephanie C. Kelly  
City Clerk  
City of Charlotte, North Carolina

Dated: September 24, 2010

**CITY OF CHARLOTTE, NORTH CAROLINA  
NOTICE OF SPECIAL BOND REFERENDUM**

**NOTICE IS HEREBY GIVEN** of intention of the undersigned to call for a referendum on November 2, 2010, to approve the issuance of bonds of the City of Charlotte, North Carolina which shall be for the following purposes and in the following maximum amount.

\$156,600,000 of bonds to provide funds to pay the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, streetscape and pedestrian improvements, relocation of utilities, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads, intersections, parking lots and bicycle paths; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signals and markers; and the acquisition of land and rights-of-way in land required therefor;

\$15,000,000 of bonds to pay the capital costs of acquiring, constructing, developing, equipping and furnishing housing projects for the benefit of persons of low income, or moderate income, or low and moderate income, including without limitation loans, grants, interest supplements and other programs of financial assistance to persons of low income, or moderate income, or low and moderate income, and developers of housing for persons of low income, or moderate income, or low and moderate income, and construction of infrastructure improvements related thereto and the acquisition of land and rights-of-way required therefor; and

\$32,000,000 of bonds to provide funds to pay the capital costs of infrastructure improvements in various neighborhoods of the City, including the cost of related studies, plans and design; acquiring, constructing, reconstructing, improving, installing or providing curbs, gutters, storm drainage and sidewalks; paving, resurfacing, grading or improving streets, roads and intersections; and providing related landscaping and lighting and acquiring any necessary equipment, land, interests in land and rights-of-way therefor.

A tax sufficient to pay the principal of and interest on said bonds when due will be annually levied and collected. At said referendum the questions shall be stated whether the order authorizing bonds for each of the purposes stated above shall be approved. The last day for registration for the referendum is October 8, 2010.

**CITY OF CHARLOTTE, NORTH CAROLINA**

By: /s/ Stephanie C. Kelly  
City Clerk  
City of Charlotte, North Carolina

Dated: October 1, 2010

**FY2011-2015 Adopted Capital Investment Plan Bonds Schedule (in millions)**

	<b>Proposed 2010 Bond</b>
<b><u>Housing and Neighborhood Development</u></b>	
Neighborhood Improvements	\$ 25.0
Neighborhood Improvements - Boulevard Homes	7.0
Affordable Housing	15.0
Area Plan Projects	5.0
Traffic Calming Program	3.0
Pedestrian and Traffic Safety Program	2.0
Sidewalk Construction Program	15.0
<b>Total</b>	<b>\$ 72.0</b>
<b><u>Transportation</u></b>	
Bridge Program	2.0
Farm-to-Market Road Improvement Program:	
- Oakdale Road Improvements	8.0
- Johnston-Oehler Road Improvements	14.3
Minor Roadway Improvement Program	1.5
Intersection Improvement Construction Projects:	
- Ballantyne Commons/Elm Lane	7.2
- Scaleybark/South Boulevard	2.0
- McKee Rd/Providence Rd **	7.0
- Arrowood Rd/Nations Ford Rd **	2.0
Public-Private Participation Program	3.0
Thoroughfare and Street Projects:	
- Beattles Ford Rd (Capps Hill Mine to Sunset)	13.0
- Brevard and Eighth Street Improvements	5.5
- Idlewild Rd (Piney Grove to Margaret Wallace)	8.0
State Highway Participation Program	3.0
Street Connectivity Program	4.0
Traffic Control Devices Upgrade Program	4.0
Traffic Flow Enhancement (coordinated signals)	5.0
Bicycle Program	2.0
City Center Transportation Implementation	4.0
NE Corridor: Access Improvements	20.0
Non-System Residential Streets Program **	2.0
<b>Total</b>	<b>\$ 117.5</b>
<b><u>Economic Development</u></b>	
Business Corridor/Pedscape Infrastructure	4.6
North Tryon Redevelopment*	9.5
<b>Total</b>	<b>\$ 14.1</b>
<b>Total 2010 Bond Referendum</b>	<b>\$ 203.6</b>

\* Funded from Reserve for Economic Development Initiatives  
 \*\* New projects

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF  
CHARLOTTE, NORTH CAROLINA ON AUGUST 23, 2010**

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

WHEREAS, the City has entered into previous Municipal Agreements with the North Carolina Department of Transportation to maintain and replace signs and supports and install and maintain pavement markings and markers on all State system streets within the City which have expired; and,

WHEREAS, the Department and the Municipality propose to enter into new Agreements for the maintenance and replacement of signs and supports and installation and maintenance of pavement markings and markers on streets which are a part of the State Highway System within the Municipality in accordance with the Department's standards and specifications as outlined in Schedule A and Schedule B, respectively; and,

WHEREAS, the Municipality has agreed to maintain and replace signs and supports and install and maintain pavement markings and markers on streets which are a part of the State Highway System within the Municipality, subject to reimbursement by the Department as set forth in these Agreements; and,

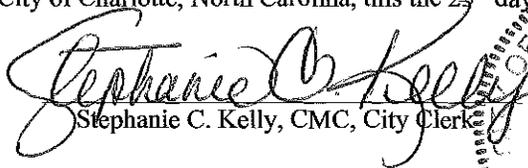
WHEREAS, these Agreements shall cover the maintenance and replacement of signs and supports and installation and maintenance of pavement markings and markers of the State Highway System within the Municipality for the period from July 1, 2010 through June 30, 2011, with mutually agreed upon extensions being made in one (1) year increments, up to a total duration of five (5) years.

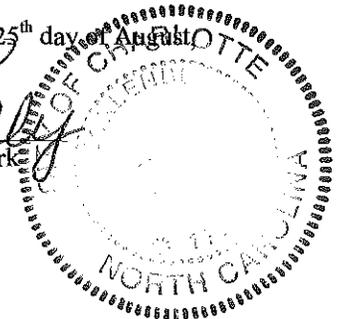
NOW, THEREFORE, BE IT RESOLVED that this resolution authorizing the Key Business Executive of the Charlotte Department of Transportation to execute Municipal Agreements with the NCDOT for NCDOT to reimburse the City up to \$75,000 annually for Schedules A&B maintenance work, is hereby formally approved 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 Agreements 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 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 672.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August 2010.

  
Stephanie C. Kelly, CMC, City Clerk



**RESOLUTION PASSED BY THE CITY COUNCIL  
OF THE CITY OF CHARLOTTE, NORTH CAROLINA ON AUGUST 23, 2010**

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

WHEREAS, this Municipal Agreement is to provide for the development and maintenance of the Metrolina Regional Travel Demand Model; and,

WHEREAS, the SCDOT (\$71,789), the City of Rock Hill (\$56,406), the City of Gastonia (\$78,520), and the City of Concord (\$123,388) will reimburse the City up to \$330,103 for FY 11 through FY 13; and,

WHEREAS, the format and cost sharing philosophy is consistent with past municipal agreements; and,

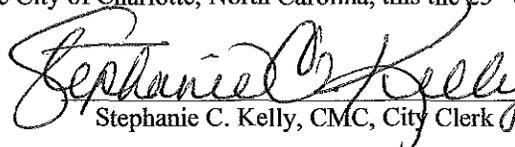
WHEREAS, the Key Business Executive for Transportation and the City Clerk are hereby empowered to sign and execute separate Municipal Agreements with the South Carolina Department of Transportation, the City of Rock Hill, the City of Gastonia, and the City of Concord.

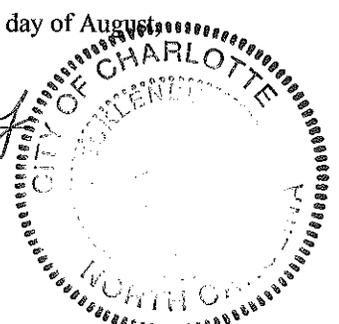
NOW, THEREFORE, BE IT RESOLVED that the separate Municipal Agreements between the South Carolina Department of Transportation, the City of Rock Hill, the City of Gastonia, the City of Concord, and the City of Charlotte Department of Transportation, are hereby formally approved by the City Council of the City of Charlotte.

**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 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 673.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August 2010.

  
Stephanie C. Kelly, CMC, City Clerk



**Charlotte City Council**

**Resolution Authorizing Donation of Property to Non-Profit Organization**

WHEREAS, North Carolina General Statutes §160A-280 authorizes the City of Charlotte ("City") to donate personal property that is no longer being used by the City to a non-profit organization incorporated in one of the United States upon adoption of a resolution by the Charlotte City Council; and,

WHEREAS, the City owns Gator Utility with City Property Number F71791, which is being replaced with the use of grant funds; and

WHEREAS, the West Mecklenburg Volunteer Fire Department, Inc. is a non-profit organization organized under the laws of the State of North Carolina; and

WHEREAS, the West Mecklenburg Volunteer Fire Department is in need of a Gator Utility Vehicle to support search and rescue functions at the US National Whitewater Center; and

WHEREAS, the Charlotte City Manager has recommended that Gator Utility with City Property Number F71791 be donated to the West Mecklenburg Volunteer Fire Department.

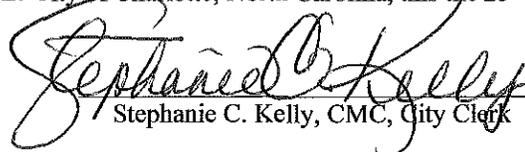
NOW THEREFORE, BE IT RESOLVED by the Charlotte City Council that the City Manager or his designee is authorized to donate to the West Mecklenburg Volunteer Fire Department, the units described on the attached Exhibit A,

Said property is to be donated in accordance with N.C.G.S. 160A-280. The City Manager or his designee posted a public notice of this donation at least five (5) days before the adoption of this resolution.

**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 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 674.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



**CHARLOTTE CITY COUNCIL**

**Resolution Authorizing Sale of Personal Property by Public Auction**

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

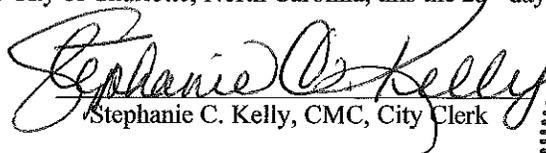
Whereas, the City Manager has recommended that the property listed on the attached Exhibit A be declared as surplus and sold at public auction; now therefore,

Be it resolved, by the Charlotte City Council that the City Manager or his designee is authorized to sell by public auction on September 25, 2010 at 10:00 a.m. the surplus property described on Exhibit A, and on October 2, 2010 at 10:00 a.m. the police unclaimed property items (no exhibit required), at the City-County Asset Recovery and Disposal facility, 3301 Rotary Drive, Charlotte, North Carolina, as per the terms and conditions as specified in the Auctioneer Services contract approved by this City Council and in accordance with G.S. 160A-270(b) . The terms of the sale shall be net cash. The City Manager or his designee is directed to publish at least once and not less than ten days before the date of the auction, a copy of this resolution or a notice summarizing its content as required by North Carolina General Statute 160A-270(b).

**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 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Pages (675-680).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



**A RESOLUTION AUTHORIZING THE REFUND OF PROPERTY TAXES**

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

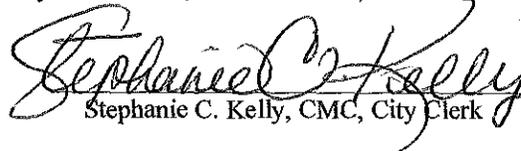
1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time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

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 23rd day of August, 2010 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

**CERTIFICATION**

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Pages (681-682).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



TAXPAYERS AND REFUNDS REQUESTED  
(Clerical Error)

<u>NAME</u>	<u>AMOUNT</u>
GAH INTERNATIONAL, LTD	\$ 2,355.19
SERVICE LINK MAIN CDA	301.76
WACHOVIA / WEALTH LOAN	603.52
RBC BANK	852.99
PERFECT IMAGE INC	154.41
PLAZA CRESCENT LLC	595.67
HAYNES NANCY L/T	229.30
GAH INTERNATIONAL	3,027.47
METROLINA MINI STORAGE LLC	6,296.57
DONLON, GREGORY J	34.92
WCCB-TV INC	10,833.80
SCOTT, BRIAN J	26.69
CAROLINA NEUROSURGERY & SPINE ASSOC PA	3,366.12
LEE, HANNAH PIGATT	24.79
TWO HUNDRED TWELVE SOUTH TRYON LTD PARTNERSHIP	20,128.09
DUVALL, DANIEL FRANCIS	139.73
HATEM, JOSEPH JR	738.34
GMAC MORTGAGE	135.29
NATIONALL CITY MORTGAGE	135.29
HSBC MORTGAGE CORPORATION, USA	111.44
WELLS FARGO HOME MORTGAGE	1,182.59
BANK OF AMERICA	7,748.98
LAMBERT, JOHN JOSEPH JR	185.83
SCHUSTER, LINDA S	12.58
TOTAL	<u>\$ 59,221.36</u>

**A RESOLUTION AUTHORIZING THE REFUND OF  
CERTAIN BUSINESS PRIVILEGE LICENSES**

Reference is made to the schedule of "Business Privilege License Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

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

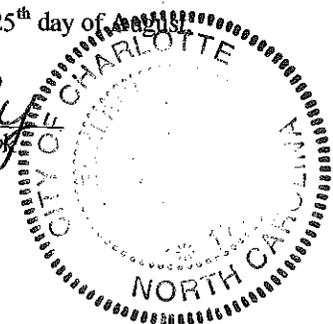
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 23rd day of August 2010 that those taxpayers listed on the schedule of "Business Privilege License Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

**CERTIFICATION**

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Pages (683-684).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, City Clerk



BUSINESS PRIVILEGE LICENSE  
REFUNDS REQUESTED

NAME	AMOUNT
Capitol Wealth Advisors	\$ 500.00
Tri-County Inspection & Consulting Svc	103.31
Miller Brothers Home Improvements LLC	50.00
The Scooter Shop	60.00
Anchor Security & Locksmith	100.35
Canter Jennings Inc	209.49
Murdoch Design Services	184.13
Charlotte Tech Care Team	87.74
R R Donnelley	500.00
R R Donnelley	500.00
Caught in the Web, Inc	<u>4,235.00</u>
Total	<u>\$ 6,530.02</u>

**RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE Moss Street, Benson Street, and portions of Dearborn Avenue, Badger Court, and Horne Drive in the City of Charlotte, Mecklenburg County, North Carolina**

Whereas, **Double Oaks Development, LLC** has filed a petition to close **Moss Street, Benson Street, and portions of Dearborn Avenue, Badger Court, and Horne Drive** in the City of Charlotte; and

Whereas, Moss Street, Benson Street, and portions of Dearborn Avenue, Badger Court, and Horne Drive lie within the Double Oaks Community; Moss Street is a 50-foot wide right-of-way beginning at Double Oaks Drive meandering approximately 640 feet eastwardly to its terminus and consisting of 32,040 square feet, and Benson Street is a 30-foot wide right-of-way beginning at its intersecting point with Woodward Avenue and continuing approximately 297 feet north to its terminus and consisting of 8,790 square feet, and A portion of Dearborn Avenue is a 30-foot wide right-of-way beginning 555 feet west of its intersecting point with Statesville Avenue and continuing approximately 56 feet westward to its terminus and consisting of 1,701 Square feet, and a portion of Badger Court is a cul-de-sac shaped right-of-way located approximately 228 feet west from its intersecting point with Statesville Avenue and consists of 5, 979 square feet, and a portion of Horne Drive is a 50-foot wide right-of-way beginning at Double Drive and curving in a southeastward direction approximately 760 feet to its terminus and consisting of 38,691 square feet, as shown in the maps marked "Exhibits A-1, A-2, A-3, A-4, and A-5" and is more particularly described by metes and bounds in the documents marked "Exhibits B-1, B-2, B-3, B-4, and B-5" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in G.S. §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.

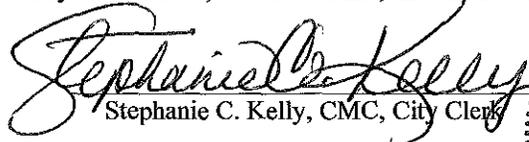
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of August 23, 2010, that it intends to close Moss Street, Benson Street, and portions of Dearborn Avenue, Badger Court, and Horne Drive and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 27<sup>th</sup>, day of September 2010, in CMGC meeting chamber, 600 East 4<sup>th</sup> Street, Charlotte, North Carolina.

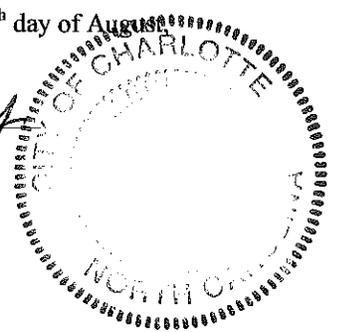
The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by G.S. 160A-299.

**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 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Pages (685-686).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August 2010.

  
Stephanie C. Kelly, CMC, City Clerk



**RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE Dunbar Street and a portion of McNinch Street** in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Beazer Homes Corporation** has filed a petition to close **Dunbar Street and a portion of McNinch Street** in the City of Charlotte; and

Whereas, Dunbar Street and a portion of McNinch Street lie just outside of the Third Ward and Wesley Heights Community; Dunbar Street is a varying right-of-way consisting of three tracts; Tract 1: beginning from South Clarkson Street continuing northwestwardly approximately 530 feet to its terminus and consisting of 21,434 square feet, and Tract 2: beginning from South Clarkson Street continuing southeastwardly approximately 280 feet to its terminus at South Cedar Street and consisting of 10,846 square feet, and Tract 3: beginning from South Cedar Street and continuing northwestwardly approximately 607 feet to its terminus and consisting of 23,950 square feet, and a portion of McNinch Street: beginning from Dunbar Street and continuing approximately northeastwardly approximately 155 feet to its terminus at Morehead Street and consisting of 4,861 square feet, as shown in the maps marked "Exhibits A-1, A-2, A-3, and A-4" and is more particularly described by metes and bounds in the documents marked "Exhibits B-1, B-2, B-3, and B-4" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in G.S. §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 August 23, 2010, that it intends to close Dunbar Street and a portion of McNinch Street and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 27<sup>th</sup>, day of September 2010, in CMGC meeting chamber, 600 East 4<sup>th</sup> Street, Charlotte, North Carolina.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by 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 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Pages (687-688).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, 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 **2009 ANNEXATION-EASTFIELD SOUTH 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 **2009 ANNEXATION-EASTFIELD SOUTH PROJECT** and estimated to be approximately **59,014 square feet (1.355 acre) of sanitary sewer easement, permanent easement in right-of-way, and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 029-631-01, said property currently owned by **JANET BENTON MOTLEY and spouse, if any; JEAN BENTON BEACHY and spouse, if any; FIFTH THIRD BANK, N.A., Co-Trustee; GEORGE T. BENTON, Co-Trustee, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

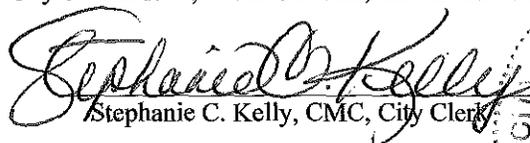
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 689.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, 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 **2009 ANNEXATION-HOOD ROAD NORTH SANITARY SEWER 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 **2009 ANNEXATION-HOOD ROAD NORTH SANITARY SEWER IMPROVEMENTS PROJECT** and estimated to be approximately **8,393 square feet (.193 acre)** of **sanitary sewer easement and 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.: 105-271-17 said property currently owned by **AQUA NORTH CAROLINA, INC. (f/k/a "Heater Utilities, Inc.")**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

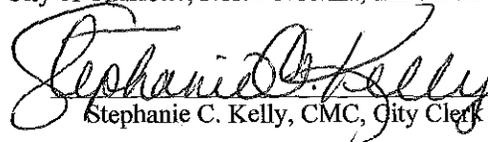
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

**CERTIFICATION**

I, 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 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 690.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, 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 **2009 ANNEXATION-HOOD ROAD SOUTH SANITARY SEWER 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 **2009 ANNEXATION-HOOD ROAD SOUTH SANITARY SEWER IMPROVEMENTS PROJECT** and estimated to be approximately **2,031 square feet (.047 acre)** of **sanitary sewer easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 111-021-17, said property currently owned by **AQUA NORTH CAROLINA, INC. (f/k/a "Rayco Utilities, Inc.")**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

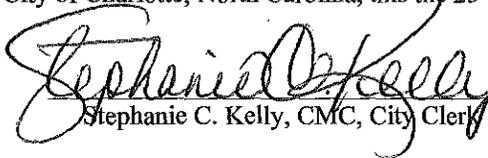
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, 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 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 691.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, 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 **BROOKSHIRE/I-485 AREA PLAN 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 **BROOKSHIRE/I-485 AREA PLAN IMPROVEMENTS PROJECT** and estimated to be approximately **4,973 square feet (.114 acre) of sidewalk and utility easement and 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.: 031-182-63, said property currently owned by **ROBERT J. LOWERY, JR. and spouse, if any; FIRST AMERICAN TITLE INSURANCE COMPANY, Trustee; MERS, Lender; INDYMAC BANK, F.S.B., Beneficiary; FIFTH THIRD BANK, Possible Judgment Creditor**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

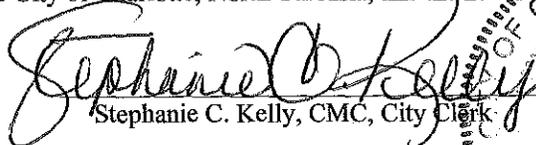
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

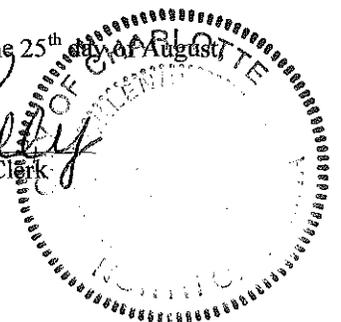
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 692.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August 2010.

  
Stephanie C. Kelly, CMC, 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 **BROOKSHIRE/I-485 AREA PLAN 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 **BROOKSHIRE/I-485 AREA PLAN IMPROVEMENTS PROJECT** and estimated to be approximately **15,615 square feet (.358 acre) of fee-simple area, existing right-of-way, sidewalk/utility easement, and 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.: 033-012-03, said property currently owned by **FRANK BARNETTE and wife, BARBARA H. BARNETTE; PRLAP, INC., Trustee; BANK OF AMERICA, N. A., Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

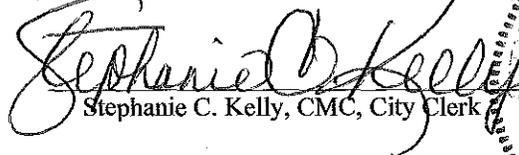
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 693.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, 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 **EASTBURN STORM WATER CAPITAL IMPROVEMENT 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 **EASTBURN STORM WATER CAPITAL IMPROVEMENT PROJECT** and estimated to be approximately **6,048 square feet (.139 acre) of storm drainage easement, utility easement, and 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.: 179-011-17, said property currently owned by **JAMES E. MASON and spouse, if any, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

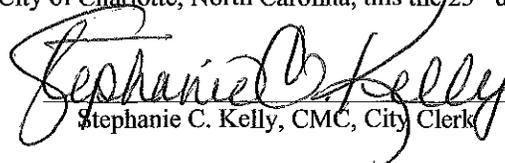
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

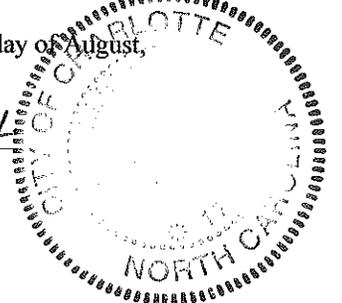
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 694.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, 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 **EASTBURN STORM WATER CAPITAL IMPROVEMENT 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 **EASTBURN STORM WATER CAPITAL IMPROVEMENT PROJECT** and estimated to be approximately **4,359 square feet (.100 acre) of storm drainage easement, utility easement, and 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.: 179-011-23, said property currently owned by **DARIUS GHAZI and wife, MARIAM GHAZI; ARMIN C. GHAZI and spouse, if any; LILES & GODBEY, PC, Trustee; BANK OF AMERICA, N.A., Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

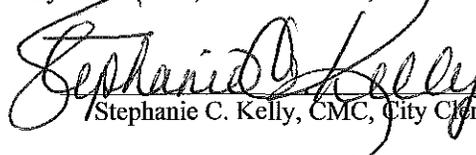
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

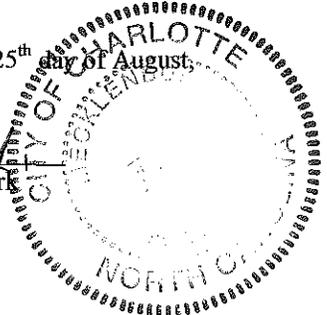
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 695.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, 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 **EASTBURN STORM WATER CAPITAL IMPROVEMENT 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 **EASTBURN STORM WATER CAPITAL IMPROVEMENT PROJECT** and estimated to be approximately **8,294 square feet (.190 acre) of storm drainage easement, utility easement, and 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.: 179-032--09, said property currently owned by **STEECE G. STEGALL and spouse, if any; RAYMOND A. BURKE, Trustee; LEHMAN BROTHERS BANK, FSB, Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

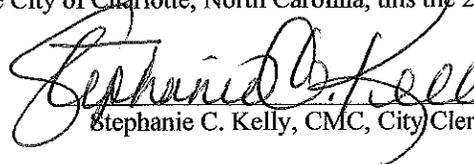
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

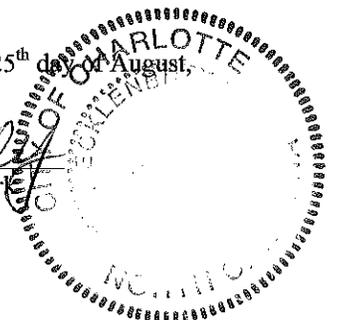
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 696.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, 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 **EASTBURN STORM WATER CAPITAL IMPROVEMENT 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 **EASTBURN STORM WATER CAPITAL IMPROVEMENT PROJECT** and estimated to be approximately **200 square feet (.005 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 179-045-08, said property currently owned by **GERMAN DE CASTRO and wife, OLMA ECHEVERRI DE CASTRO; TRSTE, INC., Trustee; WACHOVIA MORTGAGE CORPORATION; MERS, Beneficiary; CB SERVICES CORP., Trustee; RBC CENTURA BANK, Beneficiary; SAMUEL S. McGEE, Trustee; INTERIM CAPITAL, LLC, Beneficiary; TD BANK, N. A., Assignee; DEPARTMENT OF THE TREASURY, Internal Revenue Service, Lienholder; BONNIE WATTS, Judgment Creditor, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

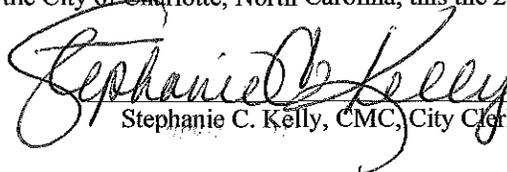
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

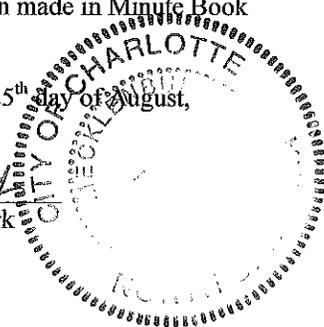
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 697.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, 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 **PROSPERITY/I-485 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 **PROSPERITY/I-485 PROJECT** and estimated to be approximately **12,131 square feet (.278 acre) of fee-simple area, slope easement, and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 027-073-83, said property currently owned by **PROSPERITY VILLAGE HOMEOWNERS ASSOCIATION**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

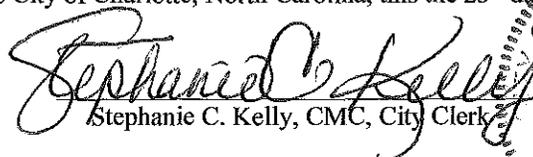
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

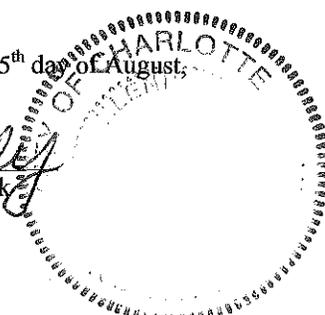
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

**CERTIFICATION**

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 698.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, 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 **REA ROAD WIDENING 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 **REA ROAD WIDENING PROJECT** and estimated to be approximately **1,731 square feet (.040 acre) of utility easement and 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.: 211-571-07, said property currently owned **CONSTANCE L. PROTHMAN and spouse, if any; PRLAP, INC., Trustee; BANK OF AMERICA, N. A., Lender**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23<sup>rd</sup> day August, 2010, the reference having been made in Minute Book 130, and recorded in full in Resolution Book 42, Page 699.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25<sup>th</sup> day of August, 2010.

  
Stephanie C. Kelly, CMC, City Clerk

