

RESOLUTION CLOSING AN UNOPENED RIGHT-OF-WAY KNOWN AS JACKSON PLACE AND A PORTION OF JACKSON DRIVE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close an unopened right-of-way known as Jackson Place and Jackson Drive which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close an unopened right-of-way known as Jackson Place and Jackson Drive to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an access easement to Charlotte-Mecklenburg Utilities, Duke Energy, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached maps marked Exhibit A-1 and A-2; and

WHEREAS, the public hearing was held on the 14th day of December, 2009, and City Council determined that the closing of an unopened right-of-way known as Jackson Place and Jackson Drive is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of December 14, 2009, that the Council hereby orders the closing of an unopened right-of-way known as Jackson Place and Jackson Drive in the City of Charlotte Mecklenburg County, North Carolina as shown in the maps marked "Exhibit A-1 and A-2", and is more particularly described by metes and bounds in documents marked "Exhibit B-1 and B-2", both of which are attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, 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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (287-291).

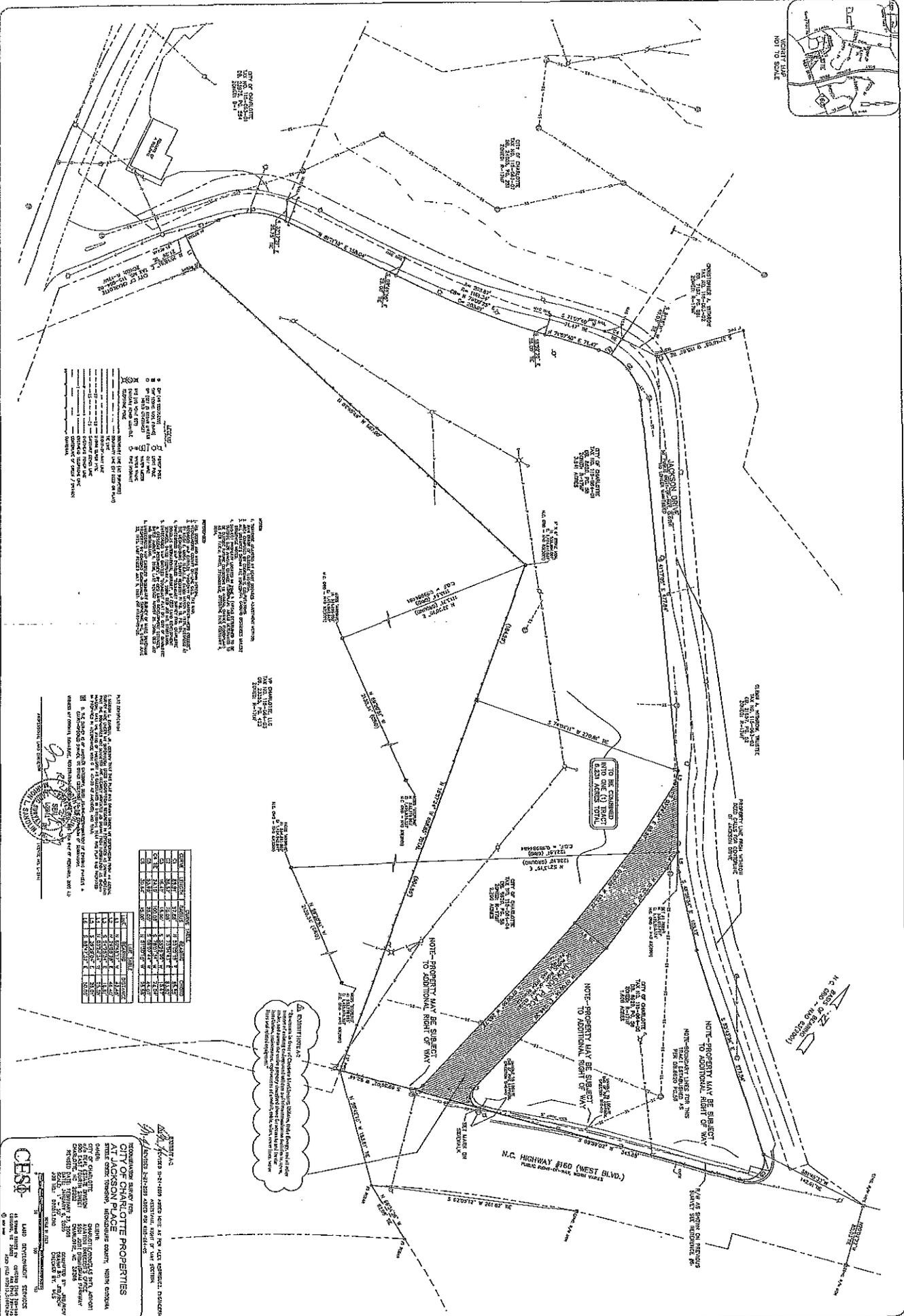
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 21st day of December, 2009.


Stephanie C. Kelly, CMC, City Clerk



EXHIBIT B-1

Beginning at a point on the Northern right of way of Jackson Drive in the East property line of City of Charlotte property (deed book 24055, page 281); thence continuing with the property line S 01°42'09" E 25.04 feet to an existing mag nail; thence S 01°42'09" E 25.06 feet to a point on the southern right of way of Jackson Drive and in the northern property line of City of Charlotte Property (deed book 8620, page 58); thence with the Southern right of way of Jackson Drive the following eight (8) calls 1.) a circular curve to the left having a radius of 75.08 feet and an arc length of 16.60 feet, a chord and bearing of S 77°29'47" W 16.57 feet to a #5 rebar; 2.) S 71°07'40" W 71.47 feet to a #5 rebar; 3.) a circular curve to the right having a radius of 1161.34 feet and an arc length of 203.87 feet, a chord and bearing of S 76°09'25" W 203.61 feet to a #5 rebar; 4.) S 81°11'10" W 158.04 feet to a #5 rebar; 5.) a circular curve to the left having a radius of 97.88 feet and an arc length of 88.91 feet, a chord and bearing of S 55°09'49" W 85.88 feet to a #5 rebar; 6.) S 29°08'28" W 46.40 feet to a #4 rebar; 7.) S 29°18'51" W 21.26 feet to a #4 rebar; 8.) with the southern right of way of Jackson Drive in a southwesterly direction approximately 151 feet to the East right of way of Airport Drive; thence with the East right of way of Airport Drive in a Northerly direction approximately 137 feet to a #5 rebar on the East right of way of Airport Drive, the North right of way of Jackson Drive and in the line of City of Charlotte Property (deed book 23975, page 584); thence with the North right of way of Jackson Drive the following seven (7) calls; 1.) S 87°36'13" E 60.84 feet; 2.) N 29°08'28" E 92.83 feet to a point; 3.) a circular curve to the right having a radius of 147.88 feet and an arc length of 134.33 feet, a chord and bearing of N 55°09'49" E 129.76 feet to a point; 4.) N 81°11'10" 158.04 feet to a point; 5.) a circular curve to the left having a radius of 1111.34 feet and an arc length of 195.10 feet, a chord and bearing of N 76°09'25" E 194.85 feet to a point; 6.) N 71°07'40" E 71.47 feet to a point 7.) a circular curve to the right having a radius of 125.08 feet and an arc length of 31.59 feet, a chord and bearing of N 78°21'49" E 31.51 feet to the point and place of beginning and containing approximately 0.92 acres.



- LEGEND**
- 1. Proposed Right of Way
 - 2. Proposed Easement
 - 3. Proposed Right of Way
 - 4. Proposed Easement
 - 5. Proposed Right of Way
 - 6. Proposed Easement
 - 7. Proposed Right of Way
 - 8. Proposed Easement
 - 9. Proposed Right of Way
 - 10. Proposed Easement
 - 11. Proposed Right of Way
 - 12. Proposed Easement
 - 13. Proposed Right of Way
 - 14. Proposed Easement
 - 15. Proposed Right of Way
 - 16. Proposed Easement
 - 17. Proposed Right of Way
 - 18. Proposed Easement
 - 19. Proposed Right of Way
 - 20. Proposed Easement

- NOTES**
1. All dimensions are in feet and inches.
 2. All bearings are in degrees, minutes and seconds.
 3. All areas are in square feet.
 4. All distances are in feet.
 5. All bearings are in degrees, minutes and seconds.
 6. All dimensions are in feet and inches.
 7. All bearings are in degrees, minutes and seconds.
 8. All areas are in square feet.
 9. All distances are in feet.
 10. All bearings are in degrees, minutes and seconds.
 11. All dimensions are in feet and inches.
 12. All bearings are in degrees, minutes and seconds.
 13. All areas are in square feet.
 14. All distances are in feet.
 15. All bearings are in degrees, minutes and seconds.
 16. All dimensions are in feet and inches.
 17. All bearings are in degrees, minutes and seconds.
 18. All areas are in square feet.
 19. All distances are in feet.
 20. All bearings are in degrees, minutes and seconds.

NOTICE

THIS PLAN IS A PRELIMINARY PLAN AND IS NOT TO BE USED FOR CONSTRUCTION. THE CITY OF CHARLOTTE, NORTH CAROLINA, IS NOT RESPONSIBLE FOR THE ACCURACY OF THIS PLAN. THE CITY OF CHARLOTTE, NORTH CAROLINA, IS NOT RESPONSIBLE FOR THE ACCURACY OF THIS PLAN. THE CITY OF CHARLOTTE, NORTH CAROLINA, IS NOT RESPONSIBLE FOR THE ACCURACY OF THIS PLAN.



LOT	AREA	PERCENT
1	10,000	10.00
2	20,000	20.00
3	30,000	30.00
4	40,000	40.00
5	50,000	50.00
6	60,000	60.00
7	70,000	70.00
8	80,000	80.00
9	90,000	90.00
10	100,000	100.00

CESB

LAND DEVELOPER SERVICES

10000 W. WILSON ROAD, SUITE 100, CHARLOTTE, NC 28227

704.375.1234

www.cesb.com

EXHIBIT B-2

Beginning at a #5 rebar at the Northern point of property owned by City of Charlotte (deed book 8620 page 58 – pin # 115-064-05) and being at the intersection of Western right of way of Jackson Drive and the Eastern right of way of Jackson Place; said rebar being N 52°13'19" E 1,228.10 feet from NCGS monument Airdrive [having North Carolina NAD83(2001) coordinates of N=534,865.003, E=1,424,042.647 (combined grid factor= 0.99984484)]; thence with the Eastern right of way of Jackson Place the following four (4) calls 1.) S 03°24'34" E 25.38 feet to a #5 rebar; 2.) S 01°23'26" W 128.28 feet to a #5 rebar; 3.) S 07°00'56" W 246.30 feet to a #5 rebar; 4.) a circular curve to the left having a radius of 15.00 feet and an arc length of 30.64 feet, a chord and bearing of S 51°30'10" E 25.58 feet to a #5 rebar on the Northern right of way of NC Hwy160 (West Blvd); thence with the Northern right of way of NC Hwy 160 S 70°31'07" W 89.38 feet to a #5 rebar in the southern line of City of Charlotte property (deed book 8620 page 58 – pin # 115-064-04); thence with the Eastern line of City of Charlotte property (said line also being the Western right of way of Jackson Place) the following five (5) calls 1.) a circular curve to the left having a radius of 15.00 feet and an arc length of 16.49 feet, a chord and bearing of N 38°29'59" E 15.67 feet to a #5 rebar 2.) N 07°00'56" E 283.72 feet to a #5 rebar; 3.) N 01°23'26" E 123.72 feet to a #5 rebar; 4.) N 03°24'34" W 95.20 feet to a #5 rebar; 5.) N 24°25'34" W 16.81 feet to a #5 rebar on the Southern right of way of Jackson Drive; thence with the right of way of Jackson Drive S 36°00'32" E 103.99 feet to the point and place of beginning and containing approximately 0.545 acres.

RESOLUTION CLOSING A RESIDUAL PORTION OF SHOPTON ROAD WEST IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a residual portion of Shopton Road West which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a residual portion of Shopton Road West to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the public hearing was held on the 14th day of December, 2009, and City Council determined that the closing of a residual portion of Shopton Road West is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

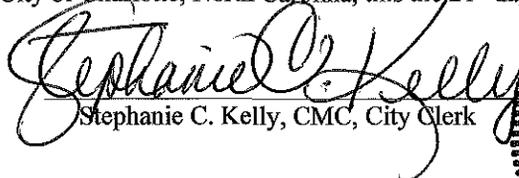
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of December 14, 2009, that the Council hereby orders the closing of a residual portion of Shopton Road West in the City of Charlotte Mecklenburg County, North Carolina as shown in the maps marked "Exhibit A-1, A-2 and A-3", and is more particularly described by metes and bounds in document marked "Exhibit B", both of which are attached hereto and made a part hereof.

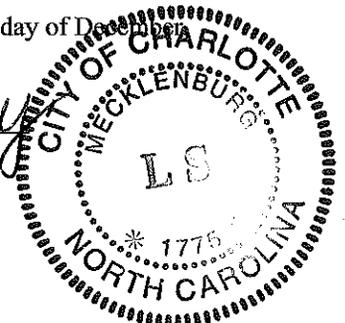
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (292-297).

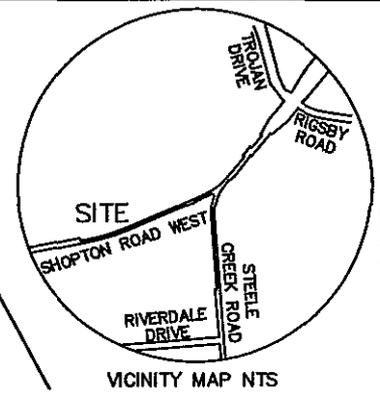
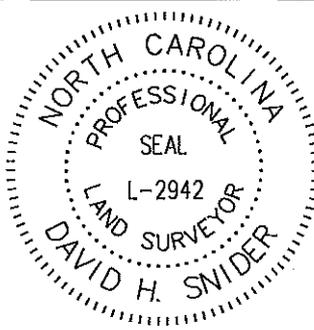
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 21st day of December, 2009.


Stephanie C. Kelly, CMC, City Clerk



I, DAVID H. SNIDER, CERTIFY THAT THIS PLAT WAS PREPARED UNDER MY SUPERVISION AND THAT THE PLAT WAS PREPARED FOR THE PURPOSE OF THE CLOSING OF DEDICATED STREETS ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF PROPERTY SHOWN.

David H. Snider 10/15/2009
 DAVID H. SNIDER, NC P.L.S. L-2942 DATE

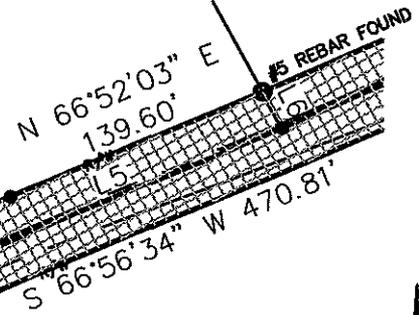


STATE OF NORTH CAROLINA
 COUNTY OF MECKLENBURG

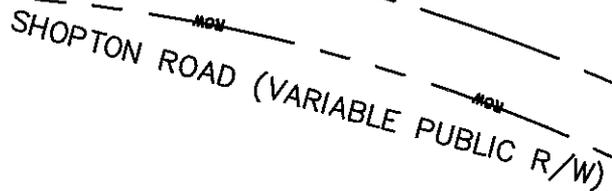
I, _____ REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

REVIEW OFFICER _____ DATE _____

19923104
 DIXIE RIVER LAND COMPANY, LLC.
 DB 12704/PG 850
 9700 SHOPTON ROAD WEST



19919315
 LJW LAND, LLC.
 DB 23162/PG 516
 SHOPTON ROAD WEST



NC GRID NAD 83/2001



EXHIBIT A1

LEGEND

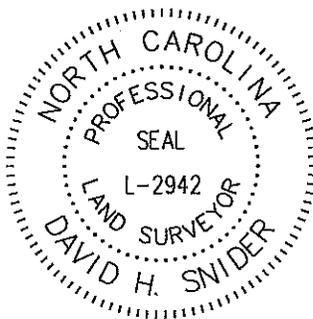
- IRON PIN FOUND
- COMPUTED POINT
- STREET CLOSING AREA
- PROPERTY LINES
- EXISTING RIGHT-OF-WAY R/W
- NEW SHOPTON ROAD R/W R/W
- SUBJECT PROPERTY LINE

PREPARED BY:
 CITY OF CHARLOTTE
 ENGINEERING & PROPERTY MANAGEMENT
 600 EAST FOURTH STREET
 CHARLOTTE, NC 28202
 TEL: 704-336-2291

		CHARLOTTE ENGINEERING DEPARTMENT	
REVISIONS		DIXIE RIVER ROAD REALIGNMENT	
SCALE 1"=100'		STREET ABANDONMENT	
DRAWN BY: LG		OWNERS: DIXIE RIVER LAND COMPANY, LLC., LJW LAND, LLC., AND R. HERNDON FREEMAN	
PROJECT LOCATION: K:\AUTOCAD\EN_SU-LD4\204054\DWG\SHOPTON CLOSING.DWG		CHARLOTTE, MECKLENBURG COUNTY, NC	
CHECKED BY: DHS		SURVEY SUPVR.	
		JOB NO. 512-04-054	
		FILE NO. SHOPTON	
		SHEET 1	
		OF 3	

I, DAVID H. SNIDER, CERTIFY THAT THIS PLAT WAS PREPARED UNDER MY SUPERVISION AND THAT THE PLAT WAS PREPARED FOR THE PURPOSE OF THE CLOSING OF DEDICATED STREETS ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF PROPERTY SHOWN.

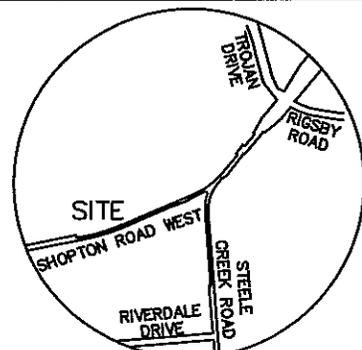
David H. Snider 10/15/2009
 DAVID H. SNIDER, NC P.L.S. L-2942 DATE



STATE OF NORTH CAROLINA
 COUNTY OF MECKLENBURG

I, _____, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

REVIEW OFFICER _____ DATE _____



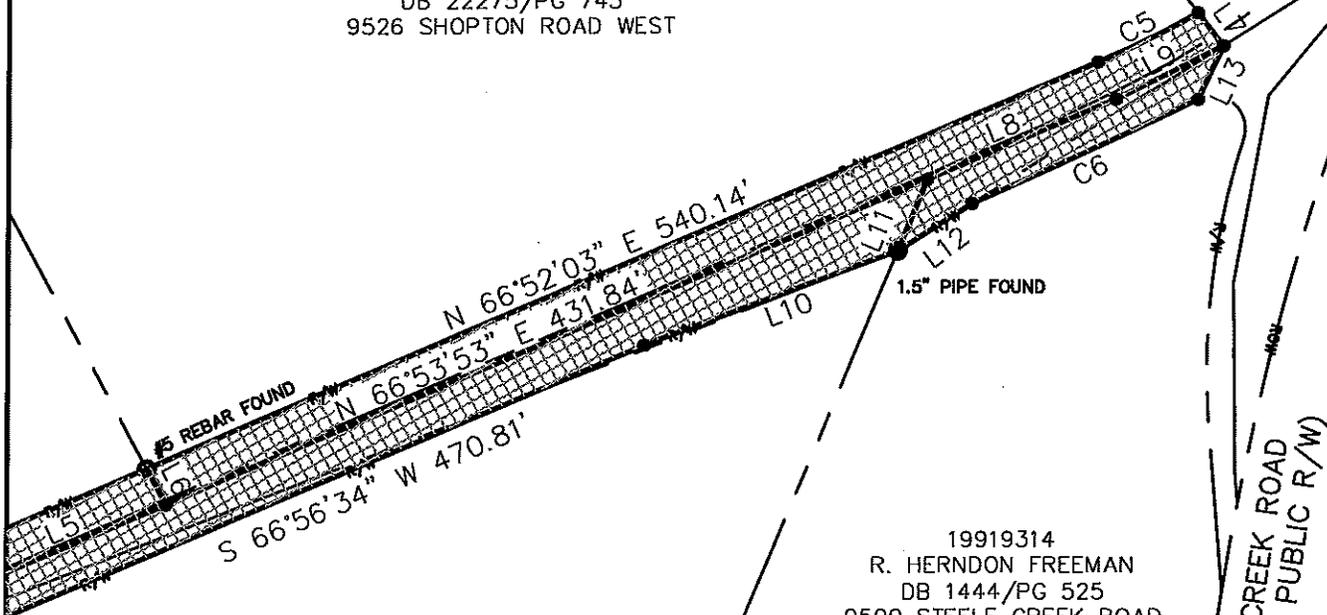
VICINITY MAP NTS

19924101
 LJW LAND, LLC.
 DB 21660/PG 693
 9424 STEELE CREEK ROAD

19923106
 LJW LAND, LLC.
 DB 22275/PG 745
 9526 SHOPTON ROAD WEST

19919314
 R. HERNDON FREEMAN
 DB 1444/PG 525
 9500 STEELE CREEK ROAD

19919315
 LJW LAND, LLC.
 DB 23162/PG 516
 SHOPTON ROAD WEST



STEELE CREEK ROAD
 (VARIABLE PUBLIC R/W)

NC GRID NAD 83/2001



EXHIBIT A2

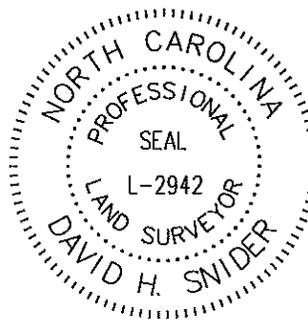
LEGEND

- IRON PIN FOUND
- COMPUTED POINT
- STREET CLOSING AREA
- PROPERTY LINES
- EXISTING RIGHT-OF-WAY
- NEW SHOPTON ROAD R/W
- SUBJECT PROPERTY LINE

PREPARED BY:
 CITY OF CHARLOTTE
 ENGINEERING & PROPERTY MANAGEMENT
 600 EAST FOURTH STREET
 CHARLOTTE, NC 28202
 TEL: 704-336-2291

CHARLOTTE ENGINEERING DEPARTMENT		
REVISIONS	DIXIE RIVER ROAD REALIGNMENT	JOB NO. 512-04-054
	STREET ABANDONMENT	FILE NO. SHOPTON
SCALE 1"=100' 	OWNERS: DIXIE RIVER LAND COMPANY, LLC., LJW LAND, LLC., AND R. HERNDON FREEMAN	SHEET 2
DRAWN BY: LG	CHARLOTTE, MECKLENBURG COUNTY, NC	OF 3
	CHECKED BY: DHS SURVEY SUPVR.	
PROJECT LOCATION: K:\AUTOCAD\EN_SU-LD4\204054\DWG\SHOPTON CLOSING.DWG		

I, DAVID H. SNIDER, CERTIFY THAT THIS PLAT WAS PREPARED UNDER MY SUPERVISION AND THAT THE PLAT WAS PREPARED FOR THE PURPOSE OF THE CLOSING OF DEDICATED STREETS ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF PROPERTY SHOWN.

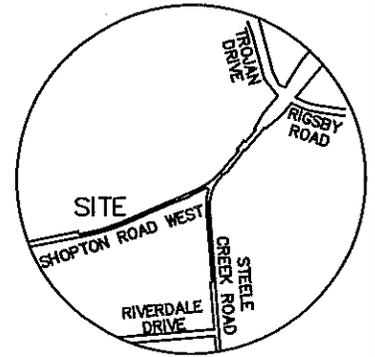


David H. Snider 10/15/2009
 DAVID H. SNIDER, NC P.L.S. L-2942 DATE

STATE OF NORTH CAROLINA
 COUNTY OF MECKLENBURG

I, _____ REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

REVIEW OFFICER _____ DATE _____



VICINITY MAP NTS

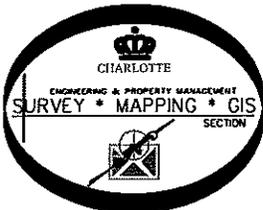
NOTES:

- 1) BEARINGS AND DISTANCES SHOWN IN PARENTHESES ARE BASED ON RECORDED DEED OR MAP INFORMATION.
- 2) PARCEL 199-231-04
 AREA OF STREET CLOSING AREA 693,254 SQ.FT.
 NEW AREA 13,732 SQ.FT.
 706,986 SQ.FT.
- 3) PARCEL 199-231-06
 AREA OF STREET CLOSING AREA 698,210 SQ.FT.
 NEW AREA 12,835 SQ.FT.
 711,045 SQ.FT.
- 4) PARCEL 199-193-15
 AREA OF STREET CLOSING AREA 259,912 SQ.FT.
 NEW AREA 23,277 SQ.FT.
 283,189 SQ.FT.
- 5) PARCEL 199-193-14
 AREA OF STREET CLOSING AREA 194,612 SQ.FT.
 NEW AREA 3,477 SQ.FT.
 198,089 SQ.FT.
- 6) TOTAL AREA TO BE CLOSED 53,321 SQ.FT.

LINE TABLE		
LINE	LENGTH	BEARING
L1	24.34'	N 20°52'37" W
L2	24.58'	N 20°52'37" W
L3	56.99'	N 78°23'01" E
L4	57.97'	N 78°23'01" E
L5	175.37'	N 66°53'53" E
L6	21.40'	S 28°14'32" E
L7	21.83'	S 37°06'42" E
L8	107.34'	N 66°53'53" E
L9	61.86'	N 63°03'53" E
L10	141.34'	S 69°37'09" W
L11	40.58'	S 22°38'51" W
L12	46.17'	S 57°35'44" W
L13	31.07'	S 25°07'34" W

CURVE TABLE		
CURVE	RADIUS & ARC	CHORD
C1	R=1700.00 L=50.43'	N 77°32'01" E 50.43'
C2	R=1845.77 L=317.46'	N 71°49'25" E 317.06'
C3	R=80452.50 L=40.67'	S 78°47'44" W 40.67'
C4	R=1700.00 L=352.11'	S 72°52'35" W 351.48'
C5	R=450.00 L=57.56'	N 63°12'11" E 57.52'
C6	R=2394.68 L=129.49'	S 64°59'53" W 129.47'

EXHIBIT A3



PREPARED BY:
 CITY OF CHARLOTTE
 ENGINEERING & PROPERTY MANAGEMENT
 600 EAST FOURTH STREET
 CHARLOTTE, NC 28202
 TEL: 704-336-2291

<p>CHARLOTTE ENGINEERING DEPARTMENT</p>		JOB NO. 512-04-054
<p>DIXIE RIVER ROAD REALIGNMENT</p>		FILE NO. SHOPTON
<p>STREET ABANDONMENT</p>		SHEET 2
<p>OWNERS: DIXIE RIVER LAND COMPANY, LLC., LJW LAND, LLC., AND R. HERNDON FREEMAN</p>		OF 3
<p>CHARLOTTE, MECKLENBURG COUNTY, NC</p>		
<p>CHECKED BY: DHS SURVEY SUPVR. <i>DHS</i></p>		
<p>PROJECT LOCATION: K:\AUTOCAD\EN_SU-LD4\204054.DWG\SHOPTON CLOSING.DWG</p>		

REVISIONS

SCALE
1"=100'

DRAWN BY: LG



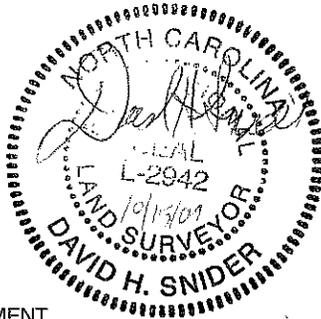
EXHIBIT B

STREET ABANDONMENT AREA
SHOPTON ROAD WEST

Tax Code 199-231-04, 199-231-06, 199-193-15 & 199-193-14

DESCRIPTION OF STREET ABANDONMENT

Point of Beginning is an existing 1.5" pipe found near the northwesterly corner of the R. Herndon Freeman property as recorded in the Mecklenburg County Register of Deeds in Deed Book 1444, Page 525, said pipe also being in the northeasterly corner of the LJW Land, LLC. property as recorded in the Mecklenburg County Register of Deeds in Deed Book 23162, Page 516. From said **Point of Beginning** running with the existing southerly margin of Right-of-Way by Maintenance for Shopton Road West (Variable Public R/W) and crossing over the aforementioned LJW Land, LLC. property with the following 4 (four) course as follows 1) S 69-37-09 W 141.34' to a point, 2) S 66-56-34 W 470.81' to a point, 3) with the arc of a circular curve to the right and having a radius of 1700.00', a distance of 352.11' with a chord of S 72-52-35 W 351.48' to a point, 4) with the arc of a circular curve to the right and having a radius of 80452.50', a distance of 40.67' with a chord of S 78-47-44 W 40.67' to a point; thence from said point with a northwesterly turn over the aforementioned LJW Land, LLC. property and southerly margin of Right-of-Way by Maintenance N 20-52-37 W 24.34' to a point, said point being the approximate center of Shopton Road West (Variable Public R/W) and the southwestly corner of Dixie River Land Company, LLC. property as recorded in the Mecklenburg County Register of Deeds in Deed Book 12704, Page 850; thence with the westerly line of the aforementioned Dixie River Land Company, LLC. property N 20-52-37 W 24.58' to a point, said point being on the westerly property line of the





aforementioned Dixie River Land Company, LLC. property and the northerly margin of Right-of-Way by Maintenance for Shopton Road West; thence from said point over the aforementioned Dixie River Land Company, LLC. property with the following 3 (three) course as follows 1) N 78-23-01 E 56.99' to a point, 2) with the arc of a circular curve to the left and having a radius of 2000.00', a distance of 401.99' with a chord of N 72-37-32 E 401.31' to a point, 3) N 66-52-03 E 139.60' to an existing #5 rebar found, said rebar being near the southeasterly corner of the aforementioned Dixie River Land Company, LLC. property and near the southwesterly corner of the LJW Land, LLC. property as recorded in the Mecklenburg County Register of Deeds in Deed Book 22275; Page 745; thence from said existing #5 rebar found over the aforementioned LJW Land, LLC. property with the following 2 (two) course as follows 1) N 66-52-03 E 540.14' to a point, 2) with the arc of a circular curve to the left and having a radius of 450.00', a distance of 57.56' with a chord N 63-12-11 E 57.52' to a point, said point being in the southeasterly corner of the aforementioned LJW Land, LLC. property; thence with the easterly line of the aforementioned LJW Land, LLC. property S 37-06-42 E 21.83' to a point, said point being on the northern property line of R. Herndon Freeman property as recorded in the Mecklenburg County Register of Deeds in Deed Book 1444, Page 525; thence leaving said point S 25-07-34 W 31.07' to a point, said point being on the southerly margin of Right-of-Way by Maintenance; thence running over said aforementioned R. Herndon Freeman property with the following 2 (two) course as follows 1) with the arc of a circular curve to the right and having a radius of 2394.68', a distance of 129.49' with a chord of S 64-59-53 W 129.47' to a point, 2) S 57-35-44 W 46.17' to the **Point of Beginning**, as shown on the attached map prepared by the City of Charlotte, Engineering and Property Management Department entitled "Dixie River Road Realignment" the property of Dixie River Land Company, LLC., LJW Land, LLC., and R. Herndon Freeman dated October 8, 2009 and containing 53,321 square feet.



RESOLUTION CLOSING A 10-FOOT ALLEYWAY BETWEEN SOUTH MINT STREET AND SOUTH CHURCH STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a 10-foot alleyway between South Mint Street and South Church Street which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a 10-foot alleyway between South Mint Street and South Church Street to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an access easement to Duke Energy and all other owners of existing underground utilities and telecommunication facilities to maintain their facilities as shown on the attached map marked Exhibit A; and

WHEREAS, the public hearing was held on the 14th day of December, 2009, and City Council determined that the closing of a 10-foot alleyway between South Mint Street and South Church Street is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of December 14, 2009, that the Council hereby orders the closing of a 10-foot alleyway between South Mint Street and South Church Street in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibit B", both of which are attached hereto and made a part hereof.

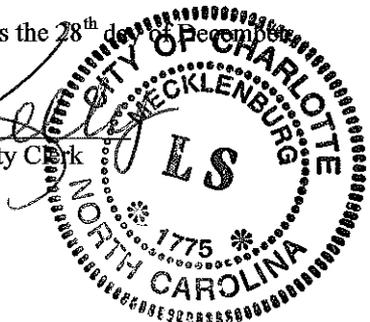
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (298-300).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.

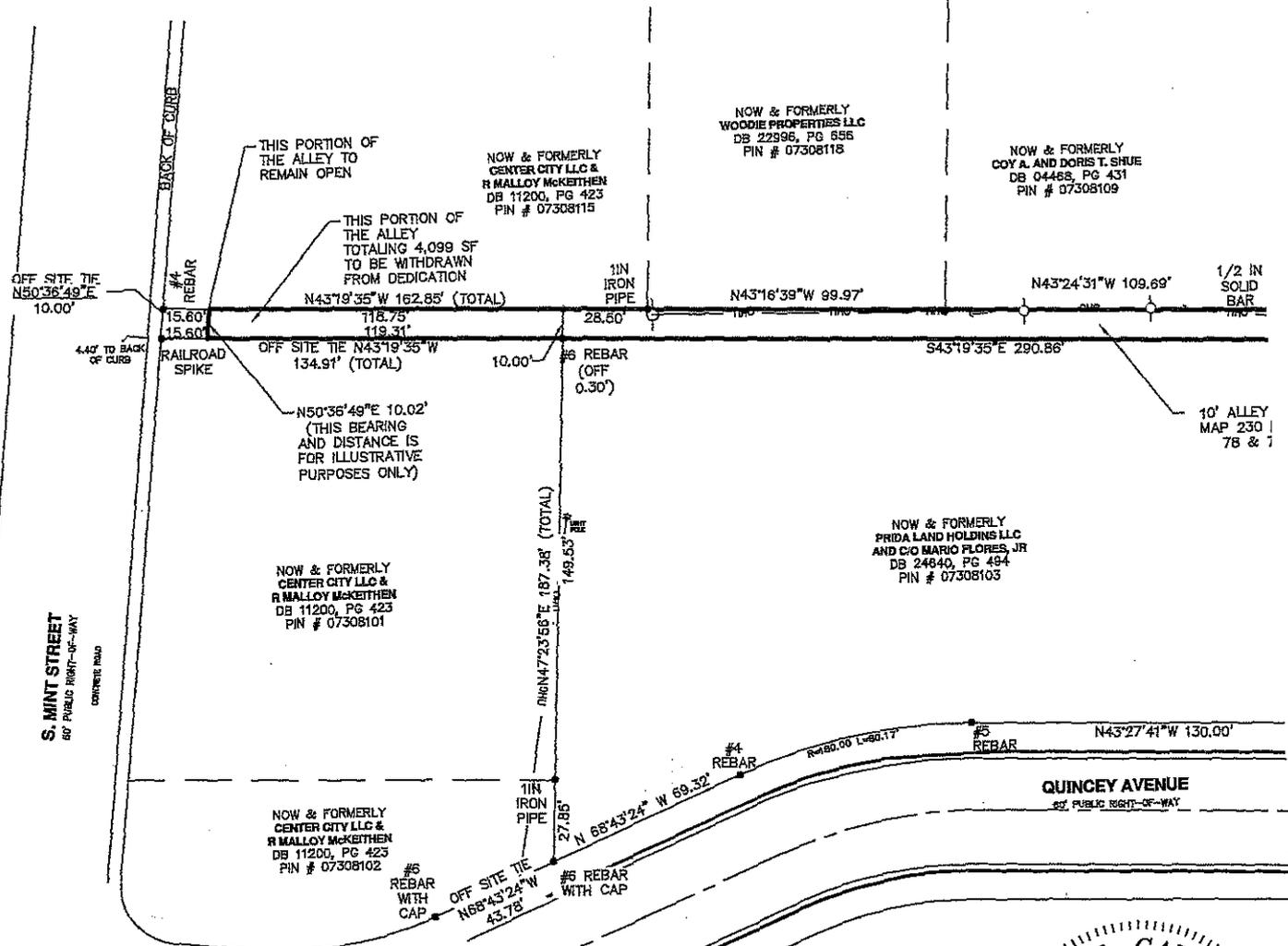

Stephanie C. Kelly, CMC, City Clerk



Resolution Book 42, Page 299

December 14, 2009

ALTA / ACSM S



I, Richard Boyd Brooks, certify that this plat was drawn under my supervision from an actual survey made under my supervision, (deed description recorded in Book 24640, page 494.); that the boundaries not surveyed are clearly indicated as drawn from the deeds shown hereon; that the ratio of precision as calculated is 1:10,000+; that this plat was prepared in accordance with G.S. 47-30 as amended. Witness my original signature, registration number and seal this 15th day of October A.D., 2009. Subject to underground utilities and or any easements or right-of-ways of record. Area by coordinate method of area computation. Copying this plat could be a violation of copyright laws. I also hereby certify that this survey is of another category and was prepared for the purpose of closing an existing alley.

RICHARD BROOKS
 1200 JENKINS DRIVE
 CHARLOTTE, N.C. 28212
 (704) 568-1718

SIGNED _____
 Professional Land Surveyor, L-2689

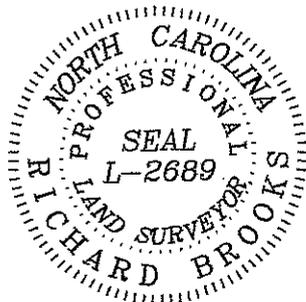


EXHIBIT B

10 Foot Alleyway

Lying and being in the City of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

BEING at a found iron in the northerly right of way of South Church Street, said rebar marking the easternmost corner of the property conveyed to Jo Griffin Small and Leighton A. Small, Jr. d/b/a as J&J Properties by deed from the City of Charlotte dated April 14, 1981 and recorded in Book 4428 at Page 992 in the Mecklenburg County Public Registry, running thence with the northeasterly line of the Small property (now or formerly) N 43-19-35 W 290.86 feet to a #6 rebar marking the common corner of the Small property (now or formerly) and the property conveyed to Center City, LLC and R. Malloy McKeithen by deed recorded in Book 11200 at Page 423 in the Mecklenburg County Public Registry, running thence with the northeasterly line of the Center City, LLC and R. Malloy McKeithen property (now or formerly) N 43-19-35 W 118.62 feet to a point located S 43-19-35 E 15.60 feet from a railroad spike in the southerly margin of the right of way of South Mint Street, running thence from said point N 50-36-49 E 10.02 feet to a point; thence running S 43-19-35 E 147.25 feet to a one inch iron pipe marking the westerly common corner of the property of Center City, LLC and R. Malloy McKeithen (now or formerly) and the property conveyed to Woodie Properties, LLC by Deed recorded in Book 22996 at Page 656 in the Mecklenburg County Public Registry, running thence with the southwesterly line of the Woodie Properties, LLC property (now or formerly) S 43-16-39 E 99.97 feet to a point in the westerly common corner of the Woodie Properties, LLC property (now or formerly) and the property conveyed to Coy A. Shue and wife, Doris T. Shue by deed recorded in Book 4468 at Page 431 in the Mecklenburg County Public Registry, running thence with the southwesterly line of the Shue property (now or formerly) S 43-24-31 E 109.69 feet to a ½ inch solid bar marking the westerly common corner of the Shue property (now or formerly) and the property conveyed to McMahan Investments, LLC by deed recorded in Book 20436 at Page 398 in the Mecklenburg County Public Registry, running thence with the southwesterly line of the McMahan Investments property (now or formerly) S 43-14-58 E 53.51 feet to a point in the northerly margin of the right of way of South Church Street, running thence with said northerly margin of South Church Street with the arc of a circular curve to the left, having a radius of 815.33 feet, a chord bearing and distance of S 52-03-25 W 10.04 feet, an arc distance of 10.04 feet to the Point and Place of Beginning, and being all of that 10 foot alleyway shown on plat recorded in Map Book 230 at Page 79 of the Mecklenburg County Public Registry and as shown on survey entitled "1218 South Church Street" by Driesenga & Associates, Inc., dated February 13, 2009, and last revised August 10, 2009 reference to which survey is hereby made for a more particular description of the property.

RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON DECEMBER 14, 2009

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

WHEREAS, CDOT and NCDOT had previously executed a Municipal Agreement pursuant to which CDOT will be reimbursed for 100% of the construction costs for the Shasta Lane Sidewalk project from Randolph Road to Sardis Lane; CDOT secured these funds through a FHWA grant that is administered by NCDOT;

WHEREAS, the City had previously planned and designed the Shasta Lane Sidewalk project. Construction will include 5 foot concrete sidewalk, storm drainage and driveway replacement on Shasta Lane from Randolph Road to Sardis Road and will be ADA compliant with wheelchair ramps along the corridor.

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

The City Manager of Charlotte is authorized to execute the construction contract with United Construction Inc. in the amount of \$316,370.25 for the Shasta Lane Sidewalk project, pending concurrence and approval by NCDOT.

MAYOR

APPROVED AS TO FORM



CITY ATTORNEY

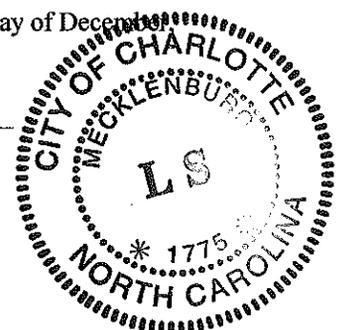
CERTIFICATION

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 301.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.



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.

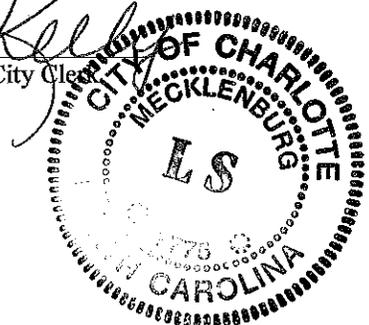
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 14th day of December, 2009 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this 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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (302-303).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


Stephanie C. Kelly, CMC, City Clerk



TAXPAYERS AND REFUNDS REQUESTED
(Clerical Error)

NAME	AMOUNT
KLEIN, JEFFREY S	\$ 1,046.53
DAVIS, JOHN EDWARD	3.43
DANIEL, JAY CARLTON	3.71
ANDERSON AMERICAN CORP	2,070.33
ANDERSON AMERICAN CORP %SUITE #P	2,607.00
CCO MORTGAGE	816.31
WORKMAN, DAMEON	82.09
CCO MORTGAGE	645.71
JOHNS, HAROLD	34.39
CHEROKEE SOUTHLINE LLC	13,968.02
BASINGER, LISA C	71.54
VFS LEASE RESIDUAL HOLDING LLC	20.71
HEWLETT-PACKARD FINANCIAL SERVICES	2,909.09
MAURICE, WAYNE T	171.72
BRATTON, JUDITH MCCRAW	24.39
HRG NORTH AMERICA HOGG ROBINSON USA LLC	2,122.06
RAINES LAND SCAPE CO	152.54
PARRISH, WILLIAM RICHARD	120.74
TPM PROPERTIES LP	223.85
HAWE, SYLVIA LOUISE	24.76
HOOVER, ERIK J	298.10
TURNER, THOMAS E	333.98
HOWL CHARLOTTE, LLC	376.96
CASTANEDA, MARIA	72.52
COUNTRYWIDE TAX SERVICE CORP	230.16
WACHOVIA MORTGAGE	46.77
KESSEL A R INC	46.69
TOTAL	<u>\$ 28,524.10</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 14th day of December 2009 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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (304-305)

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


Stephanie C. Kelly, CMC, City Clerk



BUSINESS PRIVILEGE LICENSE
REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT</u>
Bricktop's - West End Restaurants LLC	\$ 3,360.81
C-Burris Trucking	31.07
Ceridian Corporation	500.00
Charlie's Punch List	205.08
Fuze Salon	226.55
Hanes Geo Components	9,427.11
New Directions Travel	97.24
Vehicare LLC attn: Lynn DiNatale	<u>1,000.00</u>
Total	<u>\$ 14,847.86</u>

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG
CITY OF CHARLOTTE

“RESOLUTION DESIGNATING ALL OF MECKLENBURG COUNTY AS A RECOVERY ZONE AS DEFINED IN THE FEDERAL RECOVERY ZONE ACT; ALLOCATING THE CITY’S CURRENT ALLOTMENT OF \$44,505,000 IN RECOVERY ZONE FACILITY BONDS TO PROJECT CARDINAL; AND DESIGNATING THE MECKLENBURG COUNTY INDUSTRIAL FACILITIES AND POLLUTION CONTROL FINANCING AUTHORITY AS THE ISSUER OF THE BONDS”

WHEREAS, the American Recovery and Reinvestment Act of 2009 (Pub. L. No. 111-5) (“ARRA”) modifies the Internal Revenue Code of 1986, as amended (the “Code”) to authorize, among others, two new types of bonds entitled “recovery zone economic development bonds” and “recovery zone facility bonds;” and

WHEREAS, “recovery zone economic development bonds are a subcategory of taxable build America bonds (as defined in section 54AA(d) of the Code), issued under provisions of ARRA that have been codified as Section 1400U-2 of the Code, the proceeds of which are to be used for qualified economic development purposes in a recovery zone; and

WHEREAS, qualified economic development purpose include expenditures for the purpose of promoting development or other economic activity in a recovery zone, including capital expenditures for property located in the zone or expenditures for public infrastructure and construction of public facilities in the zone; and

WHEREAS, ARRA also authorizes a new type of federally tax exempt private activity bonds entitled “recovery zone facility bonds” in Sections 1400U-1 and 1400U-3 of the Code to finance construction, renovation, or acquisition of depreciable property by a private taxpayer of a qualified business in a recovery zone, with “qualified business” defined to include any trade or business other than residential rental property and certain prohibited uses outlined in the Code;

WHEREAS, sections 1440U-2 through 1400U-3 of the Code, and related Notice 2009-50 issued by the U.S. Treasury Department (collectively, the “Recovery Zone Act”) define a recovery zone as any area designated by the County as an area of significant poverty, unemployment, rate of home foreclosure, or general distress;

WHEREAS, the City has determined that the County has experienced significant unemployment and general distress because of economic recession and plant foreclosures;

WHEREAS, the City has determined that it is in the best interest of the City and its citizens to designate the County as a “recovery zone” for purposes of the Recovery Zone Act;

WHEREAS, the City wants to allocate its entire \$44,505,000 current recovery zone facility bond allocation to Project Cardinal;

WHEREAS, the City wants to designate the Mecklenburg County Industrial Facilities and Pollution Control Financing Authority as the issuer of all its current and future recovery zone facility bond allocations;

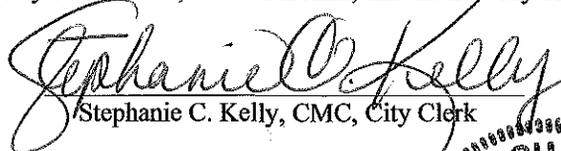
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City that:

1. The City hereby finds that there is significant unemployment and general distress in the County and therefore hereby designates the County as a recovery zone for purposes of the Recovery Zone Act.
2. The City hereby allocates its entire \$44,505,000 current recovery zone facility bond allocation to Project Cardinal.
3. The City hereby designates the Mecklenburg County Industrial Facilities and Pollution Control Financing Authority as the issuer of all its current and future recovery zone facility bond allocations.
4. The officers of the City are hereby authorized and directed to file any necessary Notices of Intent to Issue Recovery Zone Bonds and Requests for Reallocation and to take any further action necessary or appropriate in relation to the foregoing.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (306-307).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


Stephanie C. Kelly, CMC, City Clerk



EXTRACTS FROM MINUTES OF CITY COUNCIL

A Regular Meeting of the City Council of the City of Charlotte, North Carolina was duly held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 P.M. on December 14, 2009.

Members Present: Councilmembers: Barnes, Burgess, Cannon, Cooksey, Dulin, Howard, Kinsey, Mitchell, Peacock, and Turner.

Members Absent:

Also Present: Mayor

* * * * *

Councilmember Mitchell introduced the following resolution, a summary of which had been provided to each Councilmember, which was read by title:

A RESOLUTION AUTHORIZING THE ISSUANCE UNDER THE PROVISIONS OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT, AS AMENDED, OF THREE SERIES OF AIRPORT REVENUE BONDS OF THE CITY OF CHARLOTTE; DIRECTING THE APPLICATION TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF SUCH BONDS; THE PRIVATE SALE OF THE BONDS; AND VARIOUS AGREEMENTS AND ACTIONS IN CONNECTION WITH SUCH TRANSACTIONS

WHEREAS, the City of Charlotte, North Carolina, a municipal corporation in the State of North Carolina (the "City") owns and operates within the City a public airport known as the Charlotte Douglas International Airport (together with such additions thereto as may be made from time to time, the "Airport"); and

WHEREAS, the City is empowered, under the Constitution and laws of the State of North Carolina, particularly The State and Local Government Revenue Bond Act (Sections 159-80 to 159-97, inclusive, as amended, of the General Statutes of North Carolina), as the same may be amended from time to time (the "Act"), to issue its revenue bonds for the purpose of financing airport facilities and refunding prior bonds issued for such purposes; and

WHEREAS, the City Council of the City (the "City Council") on November 18, 1985 adopted a bond order authorizing and securing airport revenue bonds of the City, which the City Council supplemented and amended on June 8, 1992 and August 23, 2004 (the "Bond Order"); and

WHEREAS, the City Council hereby determines that it is necessary (1) to improve Charlotte Douglas International Airport (the "Airport"), including, but not limited to the acquisition, rehabilitation, renovation, expansion and construction of (a) certain improvements to the Airport, consisting of the (i) construction of a new runway, taxiway, taxiway bridges and navigational aids, (ii) construction of an

aircraft deicing facility, (iii) rehabilitation and renovation of storm drain facilities, (iv) construction of a new valet parking deck, (v) upgrades to and expansion of the Airport's existing parking revenue control system, (vi) planning costs associated with expansion of the terminal complex, (vii) modifications to the security checkpoints in the passenger terminal building, (viii) expansion of the Airport's airline fuel storage and delivery system and (b) other improvements at the Airport consistent with the Airport's mission (the "Improvements"), (2) refund in advance of their maturities the City's Variable Rate Airport Refunding Revenue Bonds, Series 1997A (the "1997A Bonds"), and the City's Airport Revenue Bonds, Series 1999B (the "1999B Bonds" and together with the 1997A Bonds, the "Refunded Bonds"), (3) fund a debt service reserve account for each series of the 2010 Bonds (as hereinafter defined), and (4) to pay the costs of issuance of the 2010 Bonds; and

WHEREAS, in order to obtain a portion of the funds to acquire, construct and equip the Improvements and to refund the Refunded Bonds, the City has determined to approve the transactions described herein whereby the City will authorize and approve (1) the issuance of, among other things, three series of its airport revenue bonds, one to be known as "City of Charlotte, North Carolina Airport Revenue Bonds, Series 2010A" (the "2010A Bonds") in an aggregate principal amount not to exceed \$145,000,000, the second to be known as "City of Charlotte, North Carolina Airport Refunding Revenue Bonds, Series 2010B" (the "2010B Bonds" and together with the 2010A Bonds, the "2010AB Bonds") in an aggregate principal amount not to exceed \$75,000,000, and the third to be known as "City of Charlotte, North Carolina Variable Rate Airport Revenue Bonds, Series 2010C" (the "2010C Bonds" and together with the 2010AB Bonds, the "2010 Bonds") in an aggregate principal amount not to exceed \$35,000,000, (2) a Bond Purchase Agreement among the Local Government Commission, the City and Merrill Lynch, Pierce, Fenner & Smith Incorporated and Wachovia Bank, National Association d/b/a Wells Fargo Securities, as the underwriters named therein (the "2010AB Underwriters"), providing for the sale of the 2010AB Bonds authorized hereunder (the "2010AB Bond Purchase Agreement") and (3) a Bond Purchase Agreement among the Local Government Commission, the City and Wachovia Bank, National Association d/b/a Wells Fargo Securities (the "2010C Underwriter" and together with the 2010AB Underwriters, the "Underwriters"), providing for the sale of the 2010C Bonds authorized hereunder (the "2010C Bond Purchase Agreement" and together with the 2010AB Bond Purchase Agreement, the "Bond Purchase Agreements"); and

WHEREAS, the City Council wants to (A) retain Parker Poe Adams & Bernstein LLP of Charlotte, North Carolina, as bond counsel; (B) retain Wachovia Bank, National Association d/b/a Wells Fargo Securities, as underwriter for the 2010C Bonds, and Merrill Lynch, Pierce, Fenner & Smith Incorporated and Wachovia Bank, National Association d/b/a Wells Fargo Securities, as underwriters for the 2010AB Bonds; (C) approve the selection by the Underwriters of McGuireWoods LLP of Charlotte, North Carolina, as Underwriters' counsel; (D) retain Newton and Associates, Inc. of Charlotte, North Carolina, as airport consultant, and DEC Associates, Inc. of Charlotte, North Carolina, as financial advisor; (E) retain Wachovia Bank, National Association of Charlotte, North Carolina, to provide an irrevocable, direct-pay letter of credit for the 2010C Bonds and (F) retain U. S. Bank National Association of Charlotte, North Carolina, as trustee for the 2010 Bonds (collectively, the "Financing Team"); and

WHEREAS, the City Council wants the Director of Finance of the City to file with the Local Government Commission of North Carolina (the "Commission") an application for its approval of the 2010 Bonds, on a form prescribed by the Commission, and (1) request in such application that the Commission approve (A) the negotiation of the sale of the Bonds to the Underwriters, (B) the City's use of the Financing Team in connection with the issuance of the 2010 Bonds; and (2) state in such application such facts and to attach thereto such exhibits in regard to the 2010 Bonds and to the City and its financial condition, as may be required by the Commission, and to take all other action necessary to the issuance of the 2010 Bonds.

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

1. the Bond Purchase Agreements;
2. the Reimbursement and Security Agreement dated as of February 1, 2010 (the "Reimbursement Agreement") between the City and Wachovia Bank, National Association, as credit provider, with respect to the 2010C Bonds;
3. the Remarketing and Interest Services Agreement dated as of February 1, 2010 (the "Remarketing Agreement") between the City and Wachovia Bank, National Association d/b/a Wells Fargo Securities, as remarketing agent for the 2010C Bonds (the "Remarketing Agent");
4. the Preliminary Official Statement to be dated on or about January 5, 2010 (the "Preliminary Official Statement") with respect to the 2010AB Bonds; and
5. the Official Statement to be dated on or about February 9, 2010 (the "2010C Official Statement") with respect to the 2010C Bonds.

WHEREAS, the City Council considered and recognized that variable interest rate debt instruments may subject the City to the risk of higher interest rates with respect to the 2010C Bonds in the future and that in addition to the variable interest cost, the City must pay the fees of the provider of a letter of credit and the remarketing agent for the 2010C Bonds, which fees will increase the variable interest cost to the City;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that the City Council has determined to adopt, in accordance with Section 208 of the Bond Order, this Resolution authorizing the issuance of the 2010 Bonds, as follows:

Section 1. For purposes of this Resolution, all capitalized, undefined words have the meanings ascribed to them in Appendix A, with respect to the 2010AB Bonds, and Appendix B, with respect to the 2010C (collectively, the "Appendix"). The Appendix is incorporated into this Resolution by reference.

Section 2. That the 2010 Bonds are to be issued by the City in one or more series for the purpose of providing funds (1) to finance the costs of the Improvements, (2) to fund a debt service reserve account for each series of the 2010 Bonds, (3) refund in advance of their maturities the Refunded Bonds, and (4) to pay the costs of issuing the 2010 Bonds all as set out fully in the documents attached to the City's application to the Commission. The use of the proceeds of the 2010A and 2010C Bonds, as described, is necessary in order to meet the expanding needs of the users of the Airport and to assure that the Airport remains in full compliance with all state and federal requirements for the provision of aviation services.

Section 3. That the Financing Team is hereby approved in connection with the issuance by the City of the 2010 Bonds.

Section 4. That the Director of Finance of the City with advice from the City Manager and bond counsel, is hereby authorized, directed and designated to file an application with the North Carolina Local Government Commission for its approval of the issuance of the 2010 Bonds.

Section 5. That the City Council finds and determines and asks the Commission to find and determine from the City's application and supporting documentation:

- (a) that the issuance of the 2010 Bonds is necessary or expedient;
- (b) that the not to exceed stated principal amount of the 2010 Bonds will be sufficient but is not excessive, when added to other moneys available to the Airport, to finance the Improvements and to refund the Refunded Bonds;
- (c) that the Airport as now constituted and after the completion of the Improvements is feasible;
- (d) that the City's debt management procedure and policies are excellent; and
- (e) that the 2010 Bonds can be marketed at a reasonable interest cost to the City.

Section 6. The City shall issue not to exceed (1) \$145,000,000 in total aggregate principal amount of its 2010A Bonds, (2) \$75,000,000 in total aggregate principal amount of its 2010B Bonds, and (3) \$35,000,000 in total aggregate principal amount of its 2010C Bonds.

Section 7. The refunding of the 1999B Bonds will be completed only if it produces at least 2% net present value savings.

Section 8. The City Council requests that the Commission sell (1) the 2010AB Bonds through negotiation to the 2010AB Underwriters on such terms as may be agreed on but at a true interest cost not exceeding 6.00% and (2) the 2010C Bonds through negotiation to the 2010C Underwriter at an initial interest rate not exceeding 9.00%. The form and content of the Preliminary Official Statement and 2010C Official Statement are in all respects authorized, approved and confirmed, and the use of the Preliminary Official Statement by the Underwriters in connection with the sale of the 2010AB Bonds, and the use of the 2010C Official Statement by the 2010C Underwriters in connection with the sale of the 2010C Bonds is hereby in all respects authorized, approved and confirmed.

Section 9. The 2010 Bonds shall be dated as of their date of issuance and pay interest as set forth in the Appendix. The 2010 Bonds are being issued to provide funds (1) to pay the costs of the Improvements, (2) refund in advance of their maturities the Refunded Bonds; (3) fund a debt service reserve account for each series of the 2010 Bonds, and (4) to pay the costs of issuance of the 2010 Bonds.

Section 10. The City Council has ascertained and hereby determines that the average period of usefulness of the capital projects being financed or refinanced by the proceeds of the 2010 Bonds is not less than 30 years computed from the date of issuance of the 2010 Bonds.

Section 11. The 2010 Bonds are payable in annual installments on July 1 in each year, as set forth in that certificate of the Director of Finance of the City pursuant to Section 2.03 of Appendix A and Section 2.01 of Appendix B.

Section 12. The City covenants to take such action as may be required in the Opinion of Bond Counsel to cause the 2010 Bonds and all actions of the City with respect to the proceeds thereof to comply with Internal Revenue Code of 1986, as amended (the "Code"). The Director of Finance of the City is hereby authorized to execute a no-arbitrage certificate in order to comply with Section 148 of the Code and the applicable Income Tax Regulations thereunder.

Section 13. The Commission is hereby requested to sell the 2010 Bonds through a negotiated sale to the Underwriters pursuant to the terms of the Bond Purchase Agreements. The form and content of the Bond Purchase Agreements are in all respects approved and confirmed, and the Mayor, the City Manager or the Director of Finance of the City is hereby authorized, empowered and directed to execute and deliver the Bond Purchase Agreements for and on behalf of the City, including necessary counterparts, in substantially the form and content presented to the City, but with such changes, modifications, additions or deletions therein as he or she may deem necessary, desirable or appropriate, the execution thereof to constitute conclusive evidence of his or her approval of any and all such changes, modifications, additions or deletions therein, and that from and after the execution and delivery of the Bond Purchase Agreements, the Mayor, the City Manager and the Director of Finance of the City are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Bond Purchase Agreements as executed. The execution thereof by such officials constitutes conclusive evidence of such approval.

Section 14. The form and content of the Reimbursement Agreement and the Remarketing Agreement be and the same hereby are in all respects approved and confirmed, and the Mayor, the City Manager or the Director of Finance of the City is hereby authorized, empowered, and directed to execute and deliver the Reimbursement Agreement and the Remarketing Agreement for and on behalf of the City, including necessary counterparts, in substantially the form and content presented to the City, but with such changes, modifications, additions or deletions therein as he or she may deem necessary, desirable or appropriate, the execution thereof to constitute conclusive evidence of his or her approval of any and all such changes, modifications, additions or deletions therein, and that from and after the execution and delivery of the Reimbursement Agreement and the Remarketing Agreement, the Mayor, the City Manager and the Director of Finance of the City are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Reimbursement Agreement and the Remarketing Agreement as executed.

Section 15. The Mayor, the City Manager or Director of Finance of the City is authorized to execute the 2010C Official Statement and the Official Statement to be dated on or about January 14, 2010 with respect to the 2010AB Bonds, on behalf of the City together with such changes, modifications, and deletions as the Director of Finance, with the advice of counsel, may deem necessary and appropriate; such execution and delivery shall be conclusive evidence of the approval and authorization in all respects of the form and content thereof.

Section 16. No stipulation, obligation or agreement herein contained or contained in the 2010 Bonds, this Resolution, the Bond Purchase Agreements, Reimbursement Agreement and the Remarketing Agreement or any other instrument related to the issuance of the 2010 Bonds shall be deemed to be a stipulation, obligation or agreement of any officer, agent or employee of the City in his or her individual capacity, and no such officer, agent or employee shall be personally liable on the 2010 Bonds or be subject to personal liability or accountability by reason of the issuance thereof.

Section 17. The City Manager and the Director of Finance of the City are hereby authorized, empowered and directed to do any and all other acts and to execute any and all other documents, which they, in their discretion, deem necessary and appropriate in order to consummate the transactions contemplated by (1) this Resolution and (2) the other documents presented to this meeting; except that neither of the above is authorized or empowered to do anything or execute any document which is in contravention, in any way, of (a) the specific provisions of this Resolution, (b) any agreement to which the City is bound or (c) any applicable law, statute, ordinance, rule or regulation of the United States of America or the State of North Carolina.

Section 18. Notwithstanding Section 2.03 of the Bond Order, the 2010 Bonds, and any other Bonds issued pursuant to the Bond Order hereafter, may be executed by of the City Manager or bear the facsimile signature of the City Manager, in substitution of the signature of the Mayor; provided, that the City Clerk has also executed the 2010 Bonds or such other Bond issued pursuant to the Bond Order.

Section 19. From the adoption of this Resolution until the date the 2010 Bonds are issued, the Mayor, the City Clerk, the City Manager and the Director of Finance of the City are hereby authorized, empowered and directed to make any changes, modifications, additions or deletions to the Appendix hereto or the documents hereinabove authorized as he or she may deem necessary, desirable or appropriate (1) that may be requested by the rating agencies rating the 2010 Bonds, (2) that may be necessary to carry out and comply with the provisions of said documents as executed, (3) to effectuate other technical changes to the provisions of the 2010 Bonds necessary to implement the intent of this Resolution, or (4) change the makeup of the financial institutions serving as Underwriters or add other financial institutions thereto. Furthermore, the Mayor, the City Clerk, the City Manager and the Director of Finance of the City are authorized to take any and all further actions to execute and deliver any and all other documents as may be necessary in the issuance of the 2010 Bonds and the execution and delivery of the Bond Purchase Agreements. Any changes, modifications, additions or deletions to the Appendix shall be set forth in a certificate executed by the City Manager or the Director of Finance of the City on the date the 2010 Bonds are issued.

Section 20. The Mayor, the City Manager, the Director of Finance of the City and the City Clerk are hereby authorized and directed to prepare and furnish, when the 2010 Bonds are issued, certified copies of all the proceedings and records of the City Council relating to the 2010 Bonds, and such other affidavits, certificates and documents as may be required to show the facts relating to the legality and marketability of the 2010 Bonds as such facts appear on the books and records in such party's custody and control or as otherwise known to them; and all such certified copies, certificates, affidavits and documents, including any heretofore furnished, shall constitute representations of the City as to the truth of all statements contained therein.

Section 21. All acts and doings of the Mayor, the City Manager, the Director of Finance of the City and the City Clerk that are in conformity with the purposes and intents of this Resolution and in the furtherance of the issuance of the 2010 Bonds and the execution, delivery and performance of the Bond Purchase Agreements are in all respects approved and confirmed.

Section 22. If any one or more of the agreements or provisions herein contained is held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or for any reason whatsoever is held invalid, then such covenants, agreements or provisions are null and void and separable from the remaining agreements and provisions and will in no way affect the validity of any of the other agreements and provisions hereof or of the 2010 Bonds authorized hereunder.

Section 23. This Resolution is adopted with the intent that the laws of the State govern its construction.

Section 24. All resolutions or parts thereof of the City Council in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

Section 25. This Resolution is effective on its adoption.

On motion of Councilmember Mitchell, seconded by Councilmember Cannon, the foregoing order entitled: "A RESOLUTION AUTHORIZING THE ISSUANCE UNDER THE PROVISIONS OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT, AS

AMENDED, OF THREE SERIES OF AIRPORT REVENUE BONDS OF THE CITY OF CHARLOTTE; DIRECTING THE APPLICATION TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF SUCH BONDS; THE PRIVATE SALE OF THE BONDS; AND VARIOUS AGREEMENTS AND ACTIONS IN CONNECTION WITH SUCH TRANSACTIONS” was adopted by the following vote: Unanimous

AYES:

NAYS:

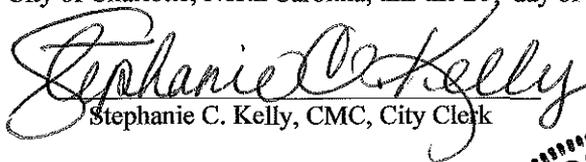
PASSED, ADOPTED AND APPROVED this 14th day of December, 2009.

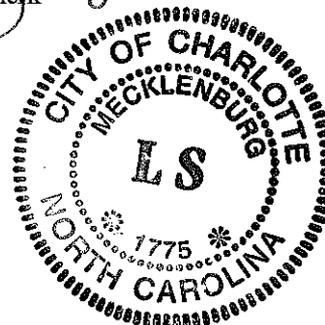
* * * *

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (308-319).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


Stephanie C. Kelly, CMC, City Clerk



**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON December 14, 2009**

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

WHEREAS, A Municipal Agreement between the City and the North Carolina Department of Transportation (NCDOT) will allow the City to be reimbursed for the repair and resurfacing of John Kirk Drive between University City Boulevard and Mallard Creek Church Road in connection with a project to make pedestrian, bicycle, and resurfacing improvements; and,

WHEREAS, the Municipal Agreement provides for reimbursement not to exceed \$311,000 of the total cost of the project; and,

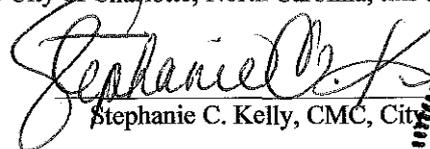
WHEREAS, the formant and cost sharing philosophy is consistent with past Municipal Agreements; and,

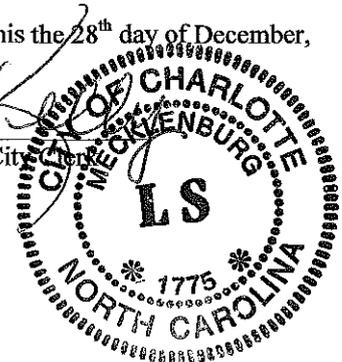
NOW, THEREFORE, BE IT RESOLVED that this resolution authorizing the Key Business Executive of the Charlotte Department of Transportation to execute a municipal agreement with the NCDOT for NCDOT to reimburse the City up to \$311,000 for the resurfacing of John Kirk Drive between University City Boulevard and Mallard Creek Church Road, is hereby formally approved by the City Council of the City of Charlotte and the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the aforementioned groups.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 315.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


Stephanie C. Kelly, CMC, City Clerk



RESOLUTION AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT FOR FUNDING THE
MCALPINE CREEK WATER QUALITY IMPROVEMENT PROJECT PASSED BY THE CITY COUNCIL OF
THE CITY OF CHARLOTTE, NORTH CAROLINA ON DECEMBER 14, 2009

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

WHEREAS, North Carolina General Statutes §153A-445 and §160A-461 authorize units of
local government to enter into agreements with each other in order to execute an undertaking
by one unit of local government on behalf of another unit of local government; and

WHEREAS, Mecklenburg County and the City of Charlotte wish to enter into an Interlocal
Agreement (the "Interlocal Agreement") for funding the McAlpine Creek Water Quality
Improvement Project under which Mecklenburg County and the City of Charlotte will have
rights and responsibilities with respect to the funding of the water quality improvement project
in the manner described in the Interlocal Agreement.

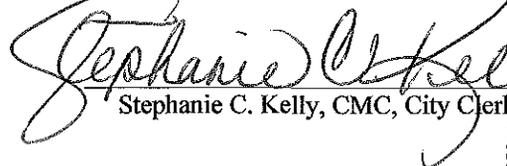
NOW THEREFORE, BE IT RESOLVED that the Charlotte City Council hereby:

1. Approves and ratifies the Interlocal Agreement; and
2. Authorizes the City Manager to execute the Interlocal Agreement with technical
corrections and minor modifications as he may deem necessary consistent with the
spirit and intent of the transactions; and
3. Authorizes the City Manager to take all actions contemplated by the Interlocal
Agreement, including such amendments as are permitted therein.

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 14th day December, 2009, the reference having been made in Minute
Book 128, and recorded in full in Resolution Book 42, Page 316.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December,
2009.


Stephanie C. Kelly, CMC, City Clerk



RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON DECEMBER 14, 2009

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

WHEREAS, CDOT and NCDOT had previously executed a Municipal Agreement pursuant to which CDOT will be reimbursed for 100% of the construction costs for the Ballantyne Commons Parkway at Highway 521 Left Turn Lane project; CDOT secured these funds through a FHWA grant that is administered by NCDOT;

WHEREAS, the City had previously planned and designed the Ballantyne Commons Parkway at Highway 521 Left Turn Lane project. This project adds a second left turn lane on eastbound Ballantyne Commons Parkway to Highway 521. It also provides pedestrian safety improvements to the entire intersection. Construction will include concrete islands, curb and gutter, road widening, concrete sidewalk, asphalt milling and pavement resurfacing;

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

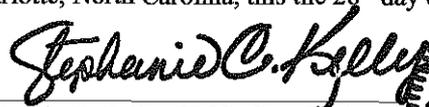
The City Council award a Construction contract to Carolina Cajun Concrete for \$155,179.56 pending formal approval by NCDOT for the Ballantyne Commons Parkway at Highway 521 Left Turn Lane Project.

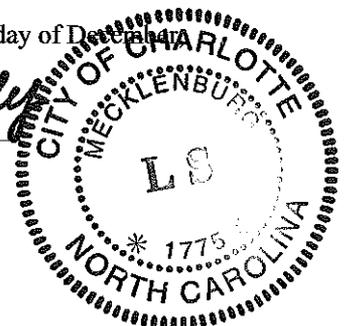
The City Manager be authorized to execute the construction contract with Carolina Cajun Concrete in the amount of \$155,179.56 for the Ballantyne Commons Parkway at Highway 521 Left Turn Lane Project, pending concurrence and approval by NCDOT.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 311.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


Stephanie C. Kelly, CMC, City Clerk



RESOLUTION AUTHORIZING THE LEASE OF CELL TOWER PROPERTY TO
CLEAR WIRELESS, LLC

WHEREAS, the City of Charlotte owns a parcel of land and a communications tower located at 7980 Babe Stillwell Farm Road in Huntersville, Mecklenburg County, North Carolina (the "Property"); and

WHEREAS, the Property contains square footage and space on a telecommunications tower, suitable for the placement of communications equipment, which use will not interfere with the City's current or future needs and

WHEREAS, Clear Wireless, LLC desires to lease a portion of the Property containing approximately 49 square feet of ground space, along with space on the tower, for the installation and maintenance of personal communications equipment, services and related facilities for a term of five years, with the right to renew the lease for four additional five year terms; and

WHEREAS, in consideration of leasing this portion of the Property, Clear Wireless, LLC has agreed to pay market rent in the monthly amount of One Thousand Two Hundred Dollars (\$1,200) through June 30, 2011, with the monthly rent increasing by three percent (3%) on July 1, 2011 and on July 1 of each successive year of the lease term; and

WHEREAS, Section 8.131 of the Charter of the City of Charlotte authorizes the City to lease its property for terms of more than ten years upon resolution of the City Council adopted at a regular meeting after public notice; and

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

NOW THEREFORE, BE IT RESOLVED by the City Council for the City of Charlotte, pursuant to Section 8.131 of the City of Charlotte Charter, that it hereby authorizes the lease of the above referenced Property as follows:

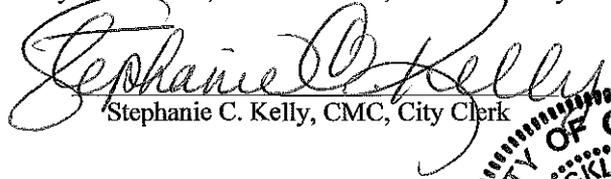
The City Council hereby approves lease of the City property described above to Clear Wireless, LLC for five years, with the lessee holding a right to renew for four additional five-year periods, and authorizes the City Manager or his Designee to execute any instruments necessary to the lease.

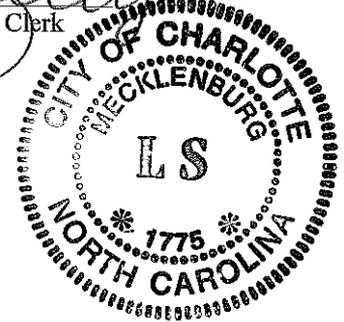
THIS THE 14th DAY OF DECEMBER, 2009.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages(313-319).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **CHEROKEE ROAD 8" SANITARY SEWER RELOCATION 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 **CHEROKEE ROAD 8" SANITARY SEWER RELOCATION PROJECT** and estimated to be approximately **5,745.58 square feet (.132 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. 155-101-17, said property currently owned by **JBH INFILL INVESTMENTS, LLC; JOHN S. KREIGHBAUM, Trustee; CAROLINA PREMIER BANK, Beneficiary; Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

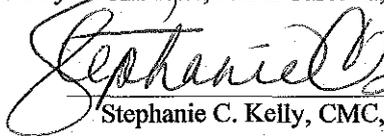
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

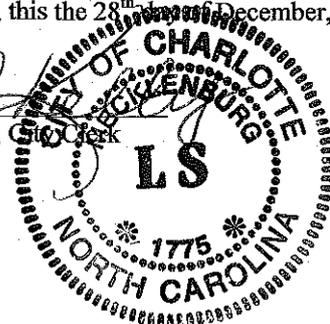
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 320.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **COLONIAL VILLAGE/SEDGEFIELD NEIGHBORHOOD 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 **COLONIAL VILLAGE/SEDGEFIELD NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **545 (.013 acre) square feet 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. 147-072-06, said property currently owned by **CAMERON K. RICHARDS and spouse, if any; CHRISTINE K. Mc NUTT and spouse, if any; LESLIE K. CARMICHAEL and spouse, if any; STEVEN M. KAY and spouse, if any; SUBSTITUTE TRUSTEE SERVICES, INC., Trustee; HOUSEHOLD FINANCE CORPORATION, Beneficiary; CITY OF CHARLOTTE, Lienholder; STATE OF NORTH CAROLINA, DEPARTMENT OF REVENUE, Possible Judgment Creditor, Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

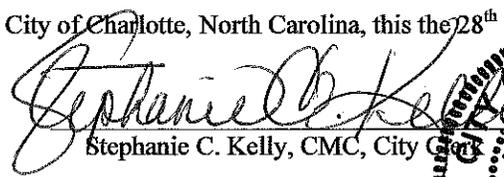
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

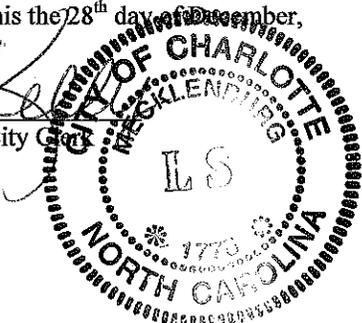
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 324.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **COLONIAL VILLAGE/SEDGEFIELD NEIGHBORHOOD 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 **COLONIAL VILLAGE/SEDGEFIELD NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **809 square feet (.019 acre) of 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. 149-096-04, said property currently owned by **NICK TOUFEKIAS and wife, ELENI TOUFEKIAS, Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

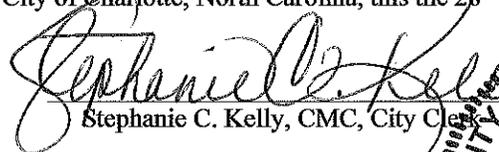
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 322.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **COLONIAL VILLAGE/SEDGEFIELD NEIGHBORHOOD 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 **COLONIAL VILLAGE/SEDGEFIELD NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **786 square feet (.018 acre) of sidewalk/utility 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. 149-096-07, said property currently owned by **CHELSEA BLACKBURN and spouse, if any; THE SHOAF LAW FIRM, Trustee; WYNDHAM CAPITAL MORTGAGE, INC., Beneficiary, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

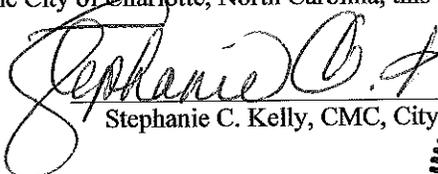
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 323.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


Stephanie C. Kelly, CMC, City



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 **COLONIAL VILLAGE/SEDGEFIELD NEIGHBORHOOD 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 **COLONIAL VILLAGE/SEDGEFIELD NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **1,628 square feet (.037 acre) of 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. 149-106-02, said property currently owned by **FRED A. NEWELL and wife, JENNIFER G. NEWELL; BROCK & SCOTT, PLLC, Trustee; TAYLOR, BEAN & WHITAKER MORTGAGE CORP., Beneficiary; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., Nominee of Beneficiary; CAPITAL ONE SERVICES, LLC, Possible Judgment Creditor; FIA CARD SERVICES, N. A., Possible Judgment Creditor; FRED A. NEWELL, Administrator of the Estate of Sandra R. Drummond, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

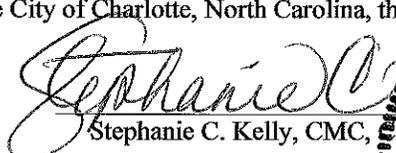
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

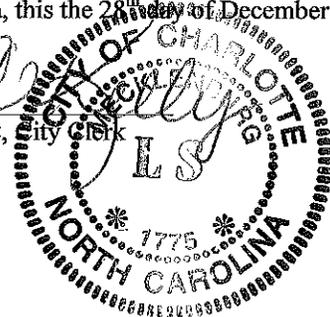
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 314.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **COLONIAL VILLAGE/SEDGEFIELD NEIGHBORHOOD 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 **COLONIAL VILLAGE/SEDGEFIELD NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **1,628 square feet (.037 acre) of 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. 149-106-02, said property currently owned by **PETE GIANIKS and wife, ELAINE D. GIANIKS; ROBERT E. PERRY, JR., THOMAS C. CREASY, JR., FRANK L. SCHRIMSHER, Co-Trustees; FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION, Beneficiary; NEUSE, INCORPORATED, Trustee; FIRST-CITIZENS BANK & TRUST COMPANY, Beneficiary, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

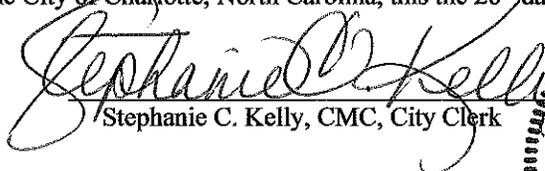
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

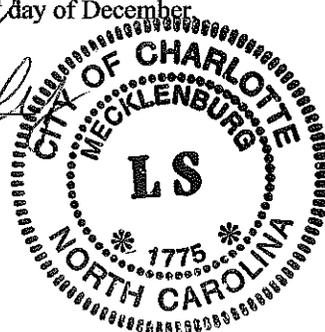
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 325

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **DIXIE RIVER ROAD REALIGNMENT 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 **DIXIE RIVER ROAD REALIGNMENT PROJECT** and estimated to be approximately **15,954 square feet (.366 acre) of fee-simple area, existing right-of-way, storm drainage 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. 199-193-12, said property currently owned by **CLAPHAM PROPERTIES I, LLC, Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

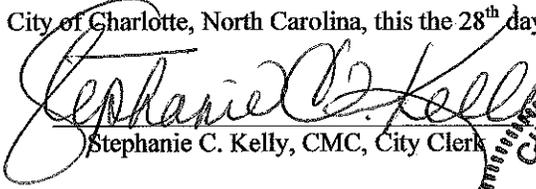
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

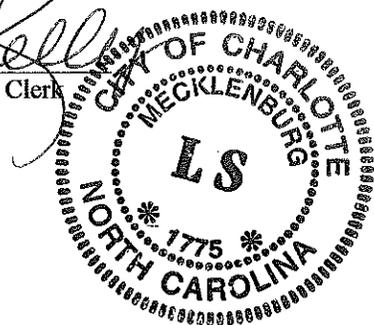
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 326.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **FREEDOM DRIVE 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 **FREEDOM DRIVE WIDENING PROJECT** and estimated to be approximately **1,098 square feet (.025 acre) of 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. 059-012-06, said property currently owned by **PORSHA COHEN-BROWN and spouse, if any; TIMOTHY G. SELLERS, Trustee; WORLD SAVINGS AND LOAN ASSOCIATION, Beneficiary; LARRY G. DILLON, et al., Trustee; C & F MORTGAGE CORPORATION, Lender; MERS (Mortgage Electronic Registration Systems, Inc.), Beneficiary, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

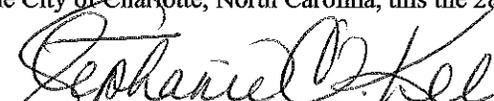
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 321.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **FREEDOM DRIVE 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 **FREEDOM DRIVE WIDENING PROJECT** and estimated to be approximately **1,768 square feet (.041 acre) of 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. 059-012-08, said property currently owned by **ANY AND ALL HEIRS AT LAW OF EFFIE C. EDWARDS (a/k/a "Effie Crisp Edwards"); RANDALL J. HENSLEY and spouse, if any; SUBSTITUTE TRUSTEE SERVICES, INC., Trustee; THE HUNTINGTON NATIONAL BANK, Beneficiary; MECKLENBURG COUNTY TAX COLLECTOR, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

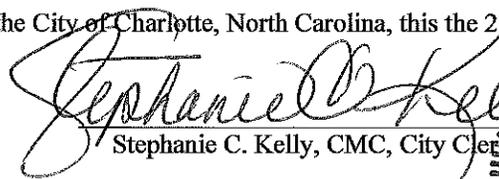
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

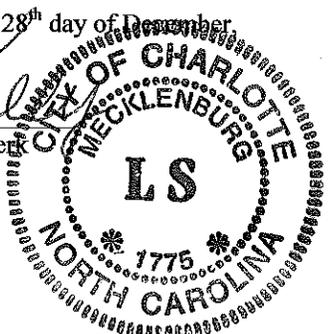
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 323.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD 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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **360 square feet (.008 acre) of storm drainage easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 075-053-18, said property currently owned by **CAYCO REALTY & INVESTMENTS, INC.;** **MECKLENBURG COUNTY TAX COLLECTOR, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

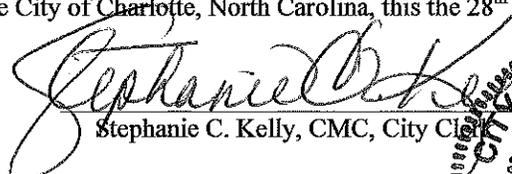
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

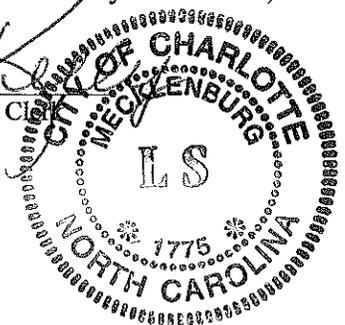
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 329.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD 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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **1,105 square feet (.025 acre) of 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. 075-046-09, said property currently owned by **RALPH THOMAS STEWART and spouse, if any; JAMES W. SURANE, Trustee; GREENTREE FINANCIAL SERVICING CORPORATION, Beneficiary; MECKLENBURG COUNTY TAX COLLECTOR, Any Other Parties in Interest**, 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.

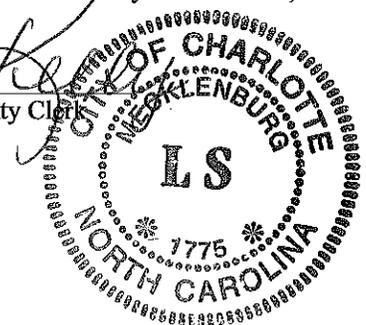
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 330.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD 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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **961 square feet (.022 acre) of 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. 075-046-13, said property currently owned by **PERVIS LEE and spouse, if any; LAFAYETTE LEE and spouse, if any; Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

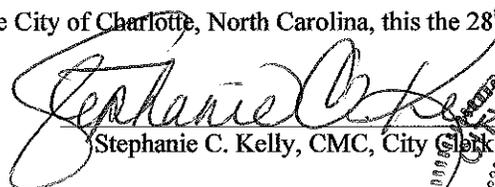
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

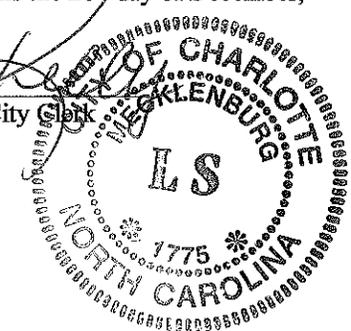
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 33f.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD 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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **591 square feet (.014 acre) of 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. 075-046-14, said property currently owned by **THE HEIRS OF ROSA M. FOUST, Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

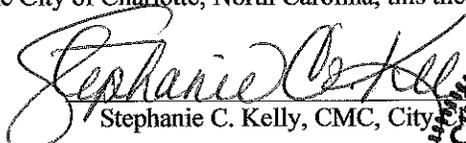
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

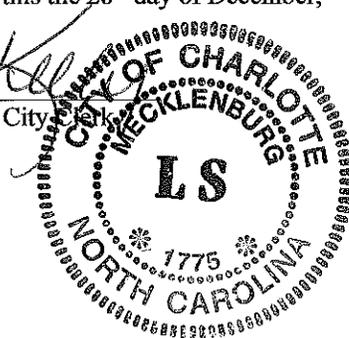
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 338.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD 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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **3,463 square feet (.079 acre) of 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. 041-011-03, said property currently owned by **JOE F. FISHER and spouse, if any, Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

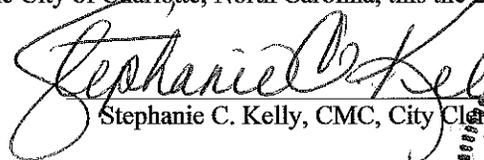
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

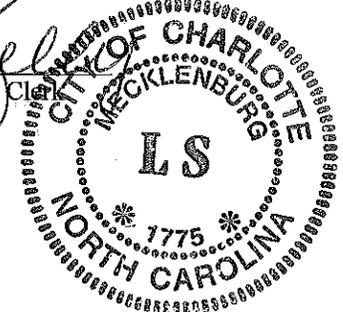
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 333.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD 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 **LINCOLN-WILSON HEIGHTS NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **1,346 square feet (.031 acre) of 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. 041-011-05, said property currently owned by **FISHER & IRVIN CO., INC. (d/b/a "IF Engineering Co.); MECKLENBURG COUNTY TAX COLLECTOR, Any Other Parties in Interest, 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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 334

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **STATESVILLE ROAD WIDENING (I-85 to SUNSET ROAD) PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **STATESVILLE ROAD WIDENING (I-85 to SUNSET ROAD) PROJECT** and estimated to be approximately **22,675 square feet (.521 acre) of fee-simple area, 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. 045-021-09, said property currently owned by **ANTHONY L. JINWRIGHT and wife, HARRIET P. JINWRIGHT; EDWARD THEODORE HINSON, JR.; B. FREDERIC WILLIAMS, JR.; JOHN PARKE DAVIS, Attorneys at Law for Anthony L. Jinwright; KEVIN TATE; HENDERSON HILL, Attorneys at Law for Harriet P. Jinwright; DAVID ALAN BROWN, SR.; THOMAS T. CULLEN; CRAIG D. RANDALL, U. S. Attorneys in the Western District of N. C.; ROSCOE HANNER, Trustee; U. S. SMALL BUSINESS ADMINISTRATION, Beneficiary; TRSTE, INC., Trustee; WACHOVIA BANK, Beneficiary; BANK OF AMERICA, UCC Secured Party; AMERICAN FIRST FEDERAL, INC., UCC Secured Party; CITY OF CHARLOTTE, UCC Secured Party, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

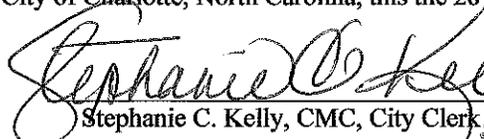
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 335

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **STATESVILLE ROAD WIDENING (I-85 to SUNSET ROAD) PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **STATESVILLE ROAD WIDENING (I-85 to SUNSET ROAD) PROJECT** and estimated to be approximately **959 square feet (.022 acre) of fee-simple area, 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. 041-151-15, said property currently owned by **JUAN MIGUEL LOPEZ and spouse, if any; PRLAP, INC., Trustee; BANK OF AMERICA, N. A., Beneficiary; HENRY N. PHARR, II, KATHERINE M. LeBAR, LOUISE HARMON, Trustees; CITY OF CHARLOTTE, Beneficiary, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

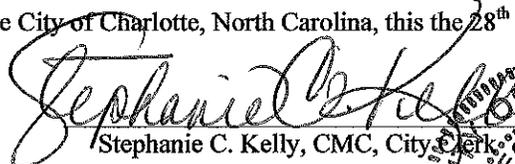
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

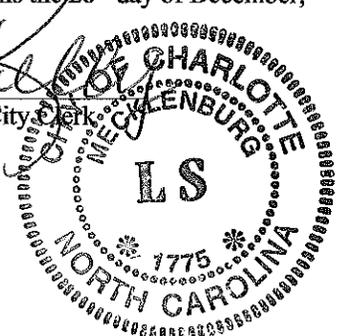
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 336.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **STATESVILLE ROAD WIDENING (I-85 to SUNSET ROAD) PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **STATESVILLE ROAD WIDENING (I-85 to SUNSET ROAD) PROJECT** and estimated to be approximately **1,582 square feet (.036 acre) of fee-simple area, 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. 041-151-13, said property currently owned by **LASHAWN D. MIDDLETON and spouse, if any; PRLAP, INC., Trustee; BANK OF AMERICA, N. A., Beneficiary; THORNGROVE APARTMENTS, Possible Judgment Creditor, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

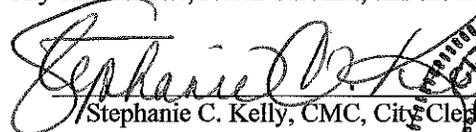
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

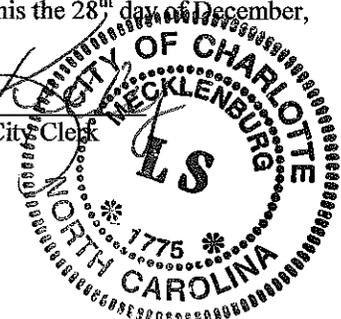
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 331.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **STEELE CREEK PUMP STATION REPLACEMENT 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 **STEELE CREEK PUMP STATION REPLACEMENT PROJECT** and estimated to be approximately **201,682.8 square feet (4.630 acre) of fee-simple area** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 203-211-01, said property currently owned by **MPP SOUTH POINT LAND, LLC; FRANK W. IX, Trustee; PARK STERLING BANK, Beneficiary, Any Other Parties in Interest**, 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.

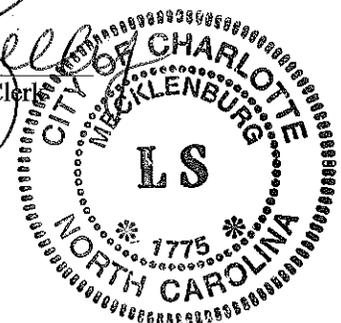
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 333.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **SUGAR CREEK ROAD-RUMPLE LEFT-TURN LANE 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 **SUGAR CREEK ROAD-RUMPLE LEFT-TURN LANE PROJECT** and estimated to be approximately **1,930 square feet (.044 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. 047-042-13, said property currently owned by **SUGAR CREEK PROPERTIES, LLC, By Serving Its Registered Agent, DONALD R. LINDSAY; DONALD R. LINDSAY; TINA M. LINDSAY; DONALD W. LINDSAY; BEVERLY A. LINDSAY, Members of Limited Liability Company; MECKLENBURG COUNTY TAX COLLECTOR; DAVID V. STRAWN, Trustee; FERRELL PROPERTIES, LLC, Beneficiary; MARTHA FERRELL'S FLORIST, Possible Lessee under expired Lease, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

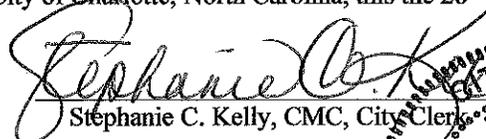
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 339.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


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 **YORK/CAMA NEIGHBORHOOD 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 **YORK/CAMA NEIGHBORHOOD IMPROVEMENT PROJECT** and estimated to be approximately **1,783 square feet (.041 acre) of storm drainage 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. 145-193-02, said property currently owned by **ROBERT RAY CRISP and spouse, if any; CALVIN BRENT CRISP and spouse, if any; DONALD WATSON; BB&T CORPORATION, Trustee; BRANCH BANKING AND TRUST COMPANY, Beneficiary, Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

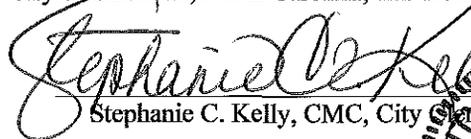
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 14th day December, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 390.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of December, 2009.


Stephanie C. Kelly, CMC, City Clerk

