

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a residual portion of Independence Boulevard and Pecan Avenue in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Commonwealth and Pecan, LLC** has filed a petition to close a **residual portion of Independence Boulevard and Pecan Avenue** in the City of Charlotte; and

Whereas, a residual portion of Independence Boulevard and Pecan Avenue is located within Commonwealth Community, and begins at the eastern most intersecting point of Pecan Avenue and Independence Boulevard, continuing approximately 255 feet east along the northern most edge of Independence Boulevard and having an irregular rectangular shape, which consists of 18,890 square feet, as shown in the map marked "Exhibit A" and is more particularly described by metes and bounds in the documents marked "Exhibit B" and "Exhibit C" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley.

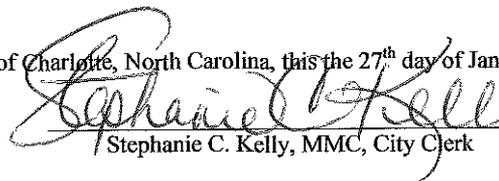
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of January 23, 2012, that it intends to close a residual portion of Independence Boulevard and Pecan Avenue and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 27th day of February 2012, in CMGC meeting chamber, 600 East 4th Street, Charlotte, North Carolina.

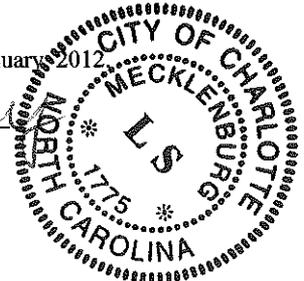
The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, Do HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 480.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012


Stephanie C. Kelly, MMC, City Clerk



A RESOLUTION AUTHORIZING THE REFUND OF PROPERTY TAXES

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

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

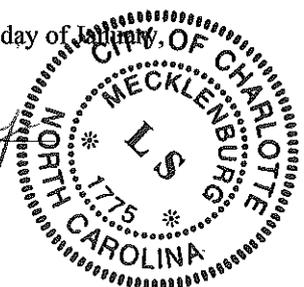
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 23rd day of January 2012 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this 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 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (481-482).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012.


Stephanie C. Kelly, MMC, City Clerk



TAXPAYERS AND REFUNDS REQUESTED
(CLERICAL ERRORS)

AMERIPRISE FINANCIAL	\$ 832.05
BAC TAX SERVICES CORPORATION	38.45
BAC TAX SERVICES CORPORATION (COUNTRYWIDE)	44.57
BOLOURI PROPERTIES INC	613.11
BROWN, ANNETTE	26.22
BROWN, JEFFREY J	384.56
CAMPBELL, ROBER LEROY JR	45.44
CHICK-FIL-A INC	797.76
CLARIDGE, JEFFREY A	61.18
COLISEUM CENTRE	4,251.57
COMMUNITYONE BANK N A	1,073.27
COUCH, LOIS H	180.04
CP CG REAL ESTATE LLC	300.21
CROWELL, JAMES ANDREW JR	421.55
CUNNINGHAM, HELENA MRS S	7.87
DANIELS, EDWARD A J JR	7.87
DAUGHERTY, DONALD A	102.69
DIXON, BUFORD WEBSTER &	13.55
DONEY, MICHAEL	143.34
ECH INVESTMENTS LLC	463.22
FIRST AMERICAN TITLE COMPANY LLC	4,544.32
FORD, THOMAS KEITH	79.09
HINSON, SARAH B	137.58
HONOUR, ROBERT C	147.70
HOOD, JUNE S	67.30
HOUCHINS, LESA W	5.68
HSBC MORTGAG CORPORATION, USA	772.74
KAMMERER, DANIEL M	145.08
KEY, TONY HARRISON	109.26
KILLMAN, BARRY S	161.69
KINGSTON DEVELOPMENT CORP	31.02
KLUTH, RAYMOND J	40.21
LAWRENCE, PAULINE W	77.79
MCGINNIS, ALMA D	284.14
MCNEIL, WAYNE C	27.53
NAHTA, ROOP CHAND	456.23
NOVARE CATALYST LLC	4,867.64
NURKIN, HARRY A	345.23
PEAK TEN INC	3,335.27
PHAM, DUNG	98.00
RANGELEY SOUTH,LLC	145.08
REDDICK, TRACEY L	79.09
REID, MAE L	79.09
SETSER, EDWARD R	116.95
SHUMAKER, RITA L	129.79
STEPHENS-WALTERS, KATHRYN J	744.21
STUMPF, WILLIAM THERMANN	196.65
TROJER, SERGIO	109.26
WELLS FARGO HOME MORTGAGE	217.94
WELLS PROPERTY NUMBER FOUR LLC	15,702.30
	\$ 43,062.38

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

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

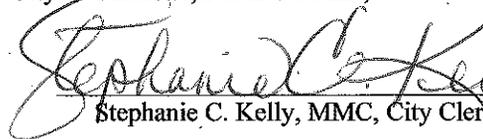
1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time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

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 23rd day of January 2012 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 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (483-484).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012.


Stephanie C. Kelly, MMC, City Clerk



January 23, 2012

Resolution Book 43, Page 484

Business Privilege License Refunds Requested

Jodie S Alexander	\$85.00
Sunlife Systems International Inc	138.45
Steelcroft Swim Club	75.00
Belly Elan Maternity	174.00
	<hr/>
	<u>\$472.45</u>

RESOLUTION AUTHORIZING AMENDMENT OF COMMUNICATION TOWER
GROUND LEASE TO
CROWN CASTLE d/b/a CROWN ATLANTIC COMPANY, LLC

WHEREAS, the City of Charlotte owns a parcel of land located at 8700 South Boulevard, Charlotte, Mecklenburg County, North Carolina (the "Property"); and

WHEREAS, Crown Castle has been leasing a portion of the Property, consisting of 2,500 square feet on the ground, since 1996, for telecommunications purposes; and

WHEREAS, the Crown Castle lease is due to expire on March 17, 2017, and Crown Castle desires to extend the current term of the lease to March 17, 2022 and to be granted three (3) additional five year terms, beginning on March 18, 2022; and

WHEREAS, Crown Castle intends to continue the operation of telecommunications equipment on and

WHEREAS, the lease term extension is not expected to interfere with the City's use of the Property; and

WHEREAS, the City will retain the right to terminate the lease with two (2) years written notice to Crown Castle for any reason; and

WHEREAS, in consideration of the City's agreement to lease the Property, Crown Castle has agreed to pay base rent of \$96,000 per year for the use of the AT&T equipment, with rent escalation of three percent (3%) per year thereafter for 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 amendment of the lease of the above referenced Property as follows:

1/23/12
Item # 36
RES # 4
DB
B
P485
480

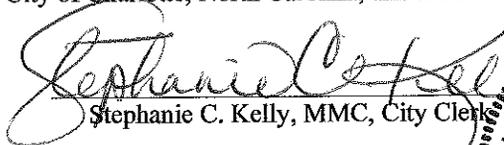
The City Council hereby approves amending the above-described lease with Crown Castle d/b/a Crown Atlantic Company, LLC, a Delaware Limited Liability Corporation, to extend the lease term, allow equipment changes, and adjust the rent, all as set forth above, and authorizes the City Manager or his Designee to execute any instruments necessary to the lease amendment.

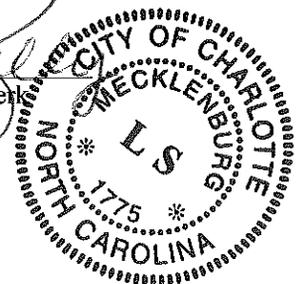
THIS THE 23rd DAY OF JANUARY, 2012.

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 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Pages (485-486).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012.


Stephanie C. Kelly, MMC, City Clerk



**A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY**

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **2009 ANNEXATION-HOOD ROAD NORTH SANITARY SEWER IMPROVEMENTS PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **2009 ANNEXATION-HOOD ROAD NORTH SANITARY SEWER IMPROVEMENTS PROJECT** and estimated to be **223 square feet (.005 acre) of sanitary sewer easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 105-192-05, said property currently owned by **ERIC R. ALFRED and wife, PAMELA E. ALFRED; STATE EMPLOYEES' CREDIT UNION, Beneficiary**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

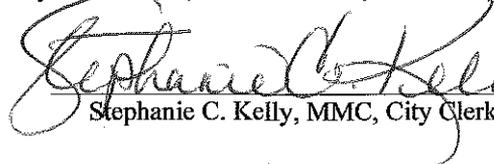
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, Do HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 487.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012.


Stephanie C. Kelly, MMC, 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 **BAY AND PECAN INTERSECTION IMPROVEMENTS PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **BAY AND PECAN INTERSECTION IMPROVEMENTS PROJECT** and estimated to be **133 square feet (.003 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 127-023-35, said property currently owned by **AYEESHA Z. JAHI and spouse, if any; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. ("MERS")**, Nominee; **NEW AMERICAN MORTGAGE, LLC, Lender/Beneficiary, MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

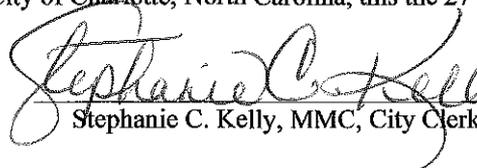
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

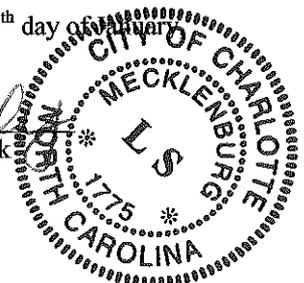
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 488.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012.


Stephanie C. Kelly, MMC, 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 **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS PROJECT** and estimated to be **1,816 square feet (.042 acre) of sidewalk and utility easement; 44 square feet (.001 acre) of utility easement; 36 square feet (.001 acre) of UE, TCE and SUE overlap; 2,690 square feet (.062 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 075-011-03, said property currently owned by **McDONALD'S CORPORATION (Successor by merger with Franchise Realty Interstate Corporation)**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

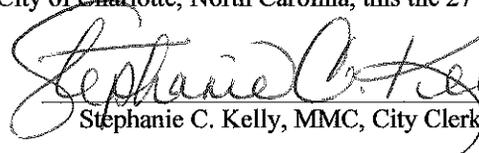
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

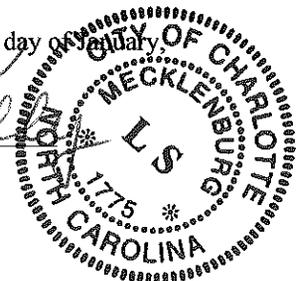
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 489.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012.


Stephanie C. Kelly, MMC, 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 **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS PROJECT** and estimated to be **834 square feet (.019 acre) of sidewalk and utility easement; 13 square feet of utility easement; and 1,641 square feet (.038 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 069-172-36, said property currently owned by **JAMES K. FOWLER; EUGENIA FOWLER; JAMES F. FOWLER, Beneficiary; MUTUAL SAVINGS AND LOAN ASSOCIATION, Beneficiary; HTL ENTERPRISES, INC., Lessee; CITY OF CHARLOTTE, Lienholder; MECKLENBURG COUNTY**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

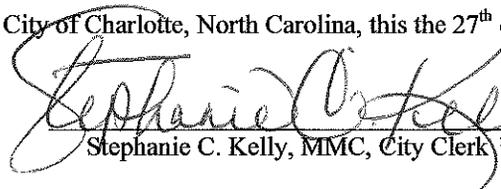
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

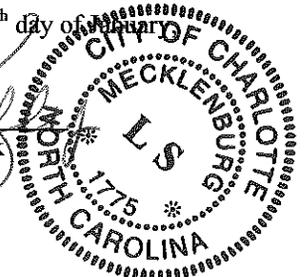
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 490.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012.


Stephanie C. Kelly, MMC, 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 **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **BEATTIES FORD ROAD BUSINESS CORRIDOR IMPROVEMENTS PROJECT** and estimated to be **45 square feet (.001 acre) of existing right-of-way; 1,755 square feet (.040 acre) of sidewalk/utility easement, and 933 square feet (.021 acre) of temporary construction easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 069-171-23, said property currently owned by **FIRST STATES INVESTORS 4100A, LLC; WELLS FARGO BANK NORTHWEST, NATIONAL ASSOCIATION, Lender**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

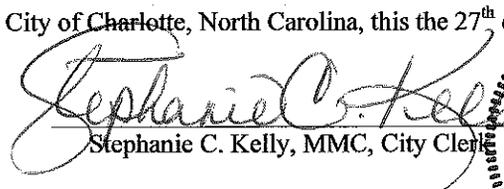
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, Do HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 491.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012.


Stephanie C. Kelly, MMC, 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 **McDONALD AVENUE SIDEWALK 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 **McDONALD AVENUE SIDEWALK PROJECT** and estimated to be **216 square feet (.005 acre) of sidewalk/utility easement and 456 square feet (.010 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 121-093-12, said property currently owned by **BOYD P. FALLS and wife, MAXINE G. FALLS**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

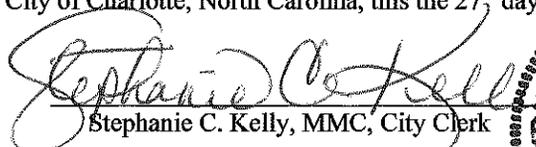
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 492.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012.


Stephanie C. Kelly, MMC, 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 **McDONALD AVENUE SIDEWALK 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 **McDONALD AVENUE SIDEWALK PROJECT** and estimated to be **656 square feet (.015 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 121-093-07, said property currently owned by **BOYD P. FALLS and wife, MAXINE G. FALLS**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

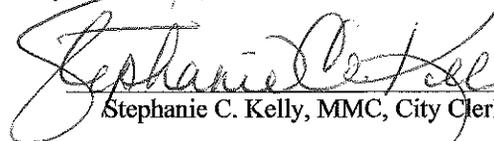
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

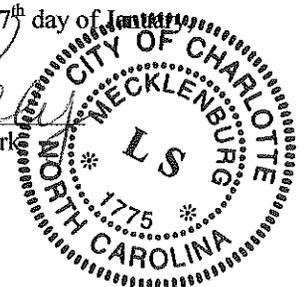
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 493.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012.


Stephanie C. Kelly, MMC, 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 **McDONALD AVENUE SIDEWALK 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 **McDONALD AVENUE SIDEWALK PROJECT** and estimated to be **334 square feet (.008 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 121-093-81, said property currently owned by **BOYD P. FALLS and wife, MAXINE G. FALLS**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

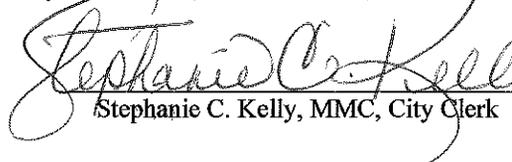
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

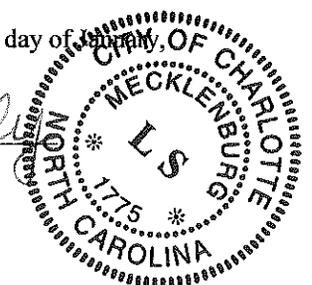
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 494.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of January, 2012.


Stephanie C. Kelly, MMC, 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 **NATIONS FORD ROAD SIDEWALK/BIKE 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 **NATIONS FORD ROAD SIDEWALK/BIKE LANE PROJECT** and estimated to be **12,758 square feet (.293 acre) of existing right-of-way; 501 square feet (.012 acre) of storm drainage easement; 2,185 square feet (.050 acre) sidewalk and utility easement; 34 square feet (.001 acre) of utility easement and 9,589 square feet (.220 acre) of temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 167-034-14, said property currently owned by **TRUSTEES OF ADAMS METROPOLITAN AFRICAN METHODIST EPISCOPAL CHURCH; MECKLENBURG COUNTY TAX COLLECTOR; FIRST-CITIZENS BANK & TRUST COMPANY, Beneficiary; CITY OF CHARLOTTE,** 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 23rd day January, 2012, the reference having been made in Minute Book 132, and recorded in full in Resolution Book 43, Page 495.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day January 2012.


Stephanie C. Kelly, MMC, City Clerk

