

RESOLUTION CLOSING A RESIDUAL PORTION OF STAFFORD 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 a residual portion of Stafford 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 a residual portion of Stafford 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 City of Charlotte, Charlotte Mecklenburg Utilities, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 27th day of July, 2009 and City Council determined that the closing of a residual portion of Stafford 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.

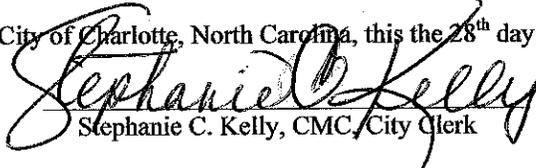
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of July 27, 2009, that the Council hereby orders the closing of a residual portion of Stafford Drive in the City of Charlotte Mecklenburg County, North Carolina as shown in the 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.

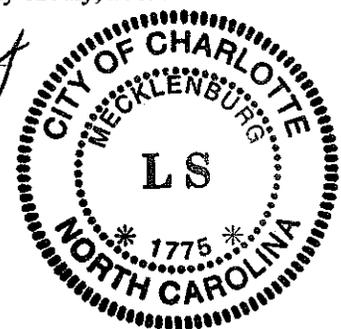
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (22-24).

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


Stephanie C. Kelly, CMC, City Clerk



THIS IS TO CERTIFY THAT ON THE 17TH DAY OF APRIL 2009, AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON.

REVISED: 5-11-09

SIGNED *[Signature]*
REGISTERED SURVEYOR



06126603
THE MATLOCK FAMILY TRUST AND
MATLOCK REAL ESTATE / TRUST
DB: 11241 PG. 766

NOTES:

- 1. THIS PROPERTY MAY BE SUBJECT TO ADDITIONAL RECORDED OR UNRECORDED EASEMENTS, RIGHTS-OF-WAY, OR RESTRICTIVE COVENANTS, OTHER THAN SHOWN
- 2. THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE F.E.M.A. AND FEDERAL INSURANCE ADMINISTRATION.
- 3. EASEMENT IN FAVOR OF DUKE ENERGY, CHARLOTTE MECKLENBURG UTILITIES, PIEDMONT NATURAL GAS AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATION FACILITIES, UPON, UNDER, AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT OF CONDUIT, CABLE, WIRES, AND RELATED EQUIPMENT.

REED BOULEVARD
PUBLIC R/W VARIES

STAFFORD DRIVE

5,470 sq. ft.
0.13 acres

EXHIBIT "A"
RIGHT OF WAY ABANDONMENT SURVEY
OF STAFFORD DRIVE

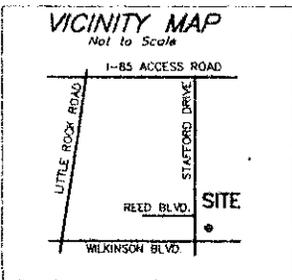
CHARLOTTE, MECKLENBURG CO. NORTH CAROLINA

MATLOCK FAMILY TRUST

CAROLINA SURVEYORS, INC SURVEYED FOR

P.O. BOX 267
PINEVILLE, N.C. 28134
(704) 889-7601
FAX (704) 889-7614

MAP RECORDED IN BOOK 6 AT PAGE 281 DEED RECORDED BOOK MA PAGE MA
DRAWN BY JCM FIELD WORK HEW FIELD BOOK # IN-FILE
LOD/1996/MATLOCK DATA/1996/C



SCALE 1" = 60'

WILKINSON BOULEVARD
EXISTING 100' PUBLIC R/W

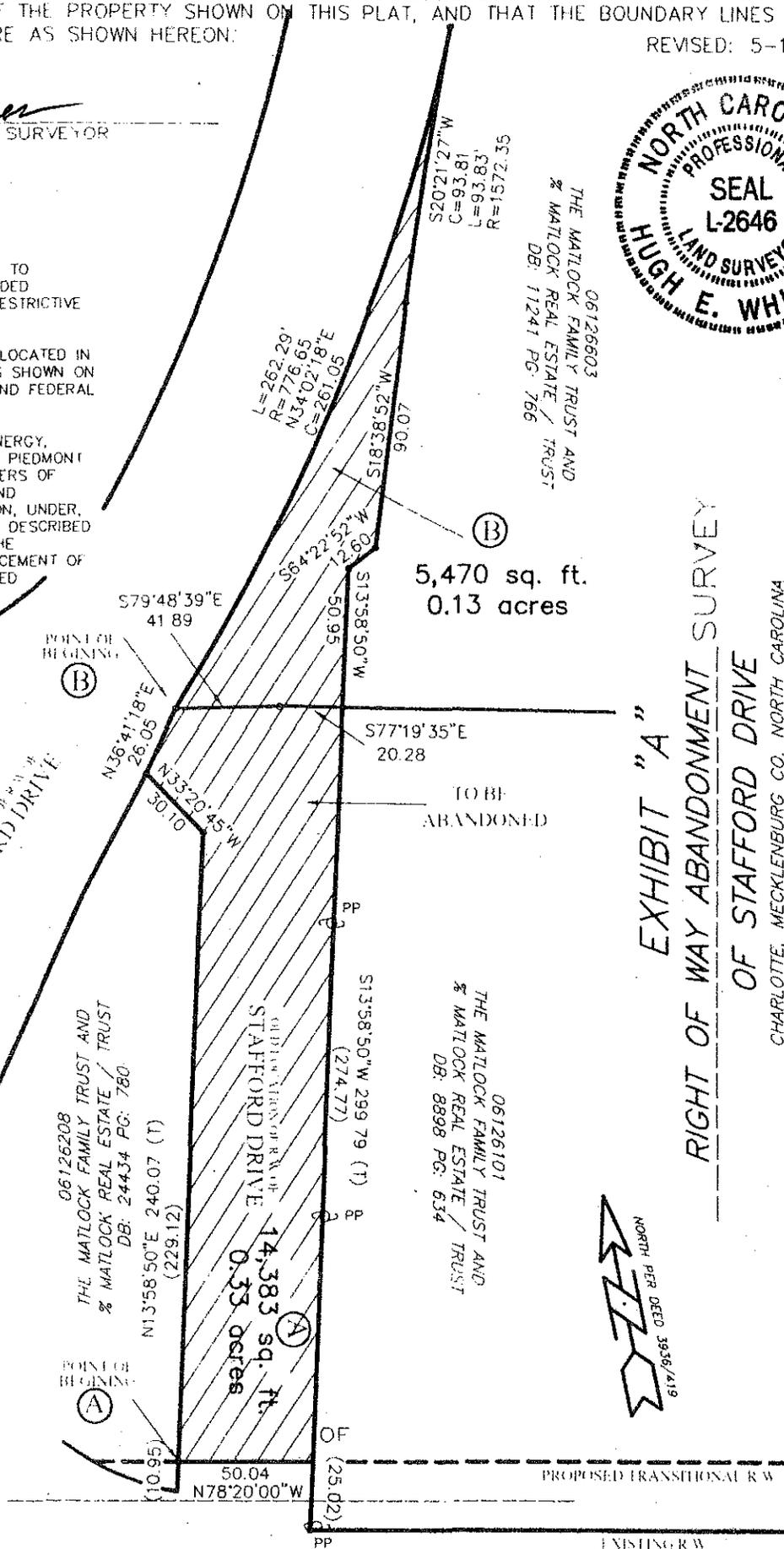


EXHIBIT B
LEGAL DESCRIPTION OF PARCEL A
RIGHT OF WAY ABANDONMENT
STAFFORD DRIVE

BEGINNING at a point located N13°-58'-50"E 10.95' from the southeast corner of the Matlock Family Trust property as described in Deed Book 24434 Page 780 in the Mecklenburg County Register of Deeds, said point also being on the western Right Of Way of Stafford Drive; thence N13°-58'-50"E 229.12' to a point; thence N33°-20'-45"W 30.10' to a point on the eastern Right of Way of the new Stafford Drive alignment; thence N36°-41'-18"E 26.05' to a point; thence S79°-48'-39"E 41.89' to a point in the centerline of former Stafford Drive; thence S77°-19'-35"E 20.28' to a point; thence S13°-58'-50"W 274.77' to a point; thence N 78°-20'-00"W 50.04' to the point and place of BEGINNING. This property contains 0.33 acres as shown on a map surveyed by Carolina Surveyors Inc. dated April 17, 2009, revised May 11, 2009.



RESOLUTION CLOSING TWO PORTIONS OF HORNE 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 a portion of Horne 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 a portion of Horne 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 City of Charlotte, 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.

WHEREAS, the public hearing was held on the 27th day of July, 2009 and City Council determined that the closing of a portion of Horne 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.

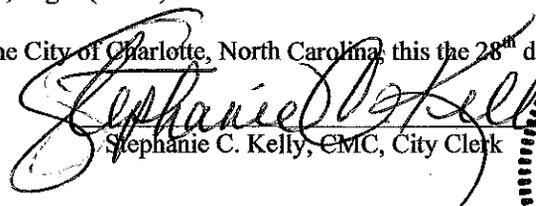
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of July 27, 2009, that the Council hereby orders the closing of a portion of Horne Drive in the City of Charlotte Mecklenburg County, North Carolina as shown in the maps marked "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.

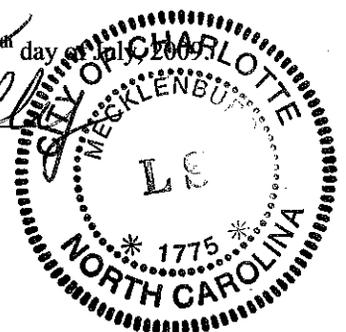
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

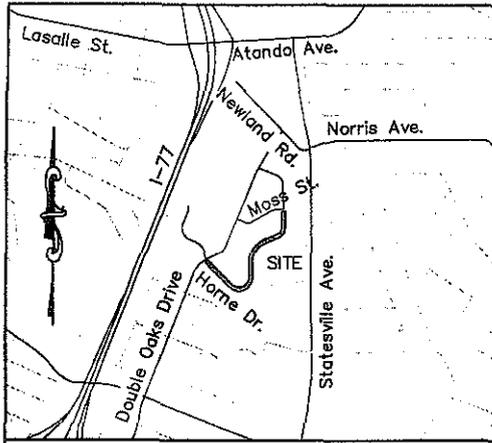
CERTIFICATION

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (25-30).

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


Stephanie C. Kelly, EMC, City Clerk





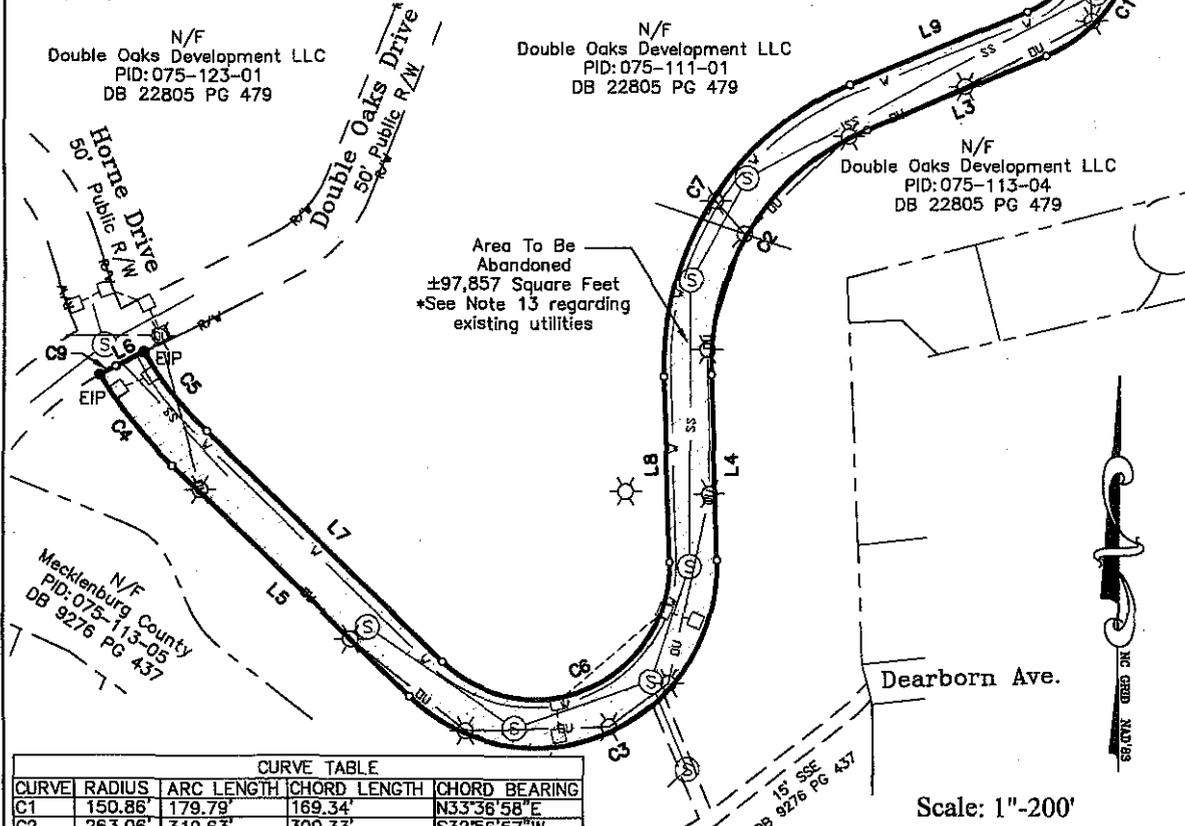
Vicinity Map - Not to Scale

- Legend**
- EIP Existing Iron Pin
 - PT Calculated Point
 - Utility Pole
 - ☆ Light Pole
 - ou— Overhead Utility
 - SS— Sanitary Sewer Line
 - W— Water Main Line
 - Storm Line
 - ⊙ Sanitary Manhole
 - R/W Right-of-Way
 - N/F Now or Formerly
 - CGF Combined Grid Factor
 - DB Deed Book
 - PG Page

NC Grid Cords.
NAD 83
N: 552708.07
E: 1451516.04

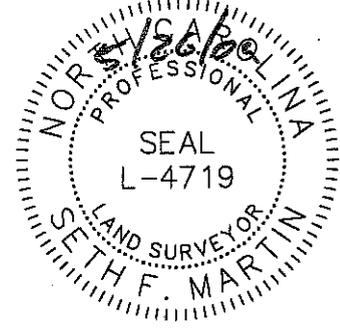
Notes:

1. Deed Reference(s) - See Map
2. Tax Parcel ID - See Map
3. Current Owner - See Map
4. All bearings are NC Grid bearings.
5. All distances are shown horizontal.
6. Grid dist. = Horizontal dist. x Combined Grid Factor (0.9998708)
7. Area to be Abandoned - ±97,857 Square Feet
8. Areas have been determined by coordinate computation.
9. Iron pins (#5 Rebar) or other monumentation (as shown) found or set at all property corners.
10. This survey was performed without benefit of a Title Commitment Report. LandDesign Surveying, Inc. does not claim that all matters of record which may affect the subject property are shown hereon.
11. The North Carolina Grid Coordinates shown on this map were derived by GPS observations using Trimble R8 receivers, and the North Carolina RTK Net System, all coordinates are NSRS 2007.
12. Boundary information obtained from survey by NorStar Land Surveying, Inc. dated April 2, 2007.
13. Easement in favor of Engineering and Property Management, Duke Energy, and all other owners of existing underground utilities and telecommunication facilities, upon, under, and across the entire property described above for access to and for the installation, maintenance, replacement and repair of water, conduit, cable, wires, and related equipment.



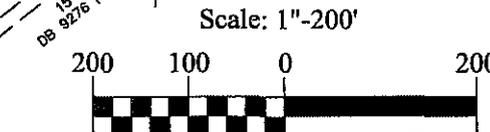
I, Seth F. Martin, certify that this map was drawn from an actual survey made under my supervision. The ratio of precision as calculated is 1/10,000+. I hereby affix my hand and seal this 26th day of May, 2009.

Seth F. Martin
Seth F. Martin L-4719



LINE TABLE		
LINE	BEARING	DISTANCE
L1	N89°28'28"E	50.00'
L2	S00°31'32"E	220.00'
L3	S67°45'28"W	200.00'
L4	S01°51'32"E	192.72'
L5	N45°55'46"W	344.31'
L6	N63°23'28"E	31.70'
L7	S45°55'46"E	344.29'
L8	N01°51'32"W	192.72'
L9	N67°45'28"E	200.00'
L10	N00°31'32"W	220.00'

CURVE TABLE				
CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C1	150.86'	179.79'	169.34'	N33°36'58"E
C2	263.06'	319.63'	300.33'	S32°56'57"W
C3	188.76'	447.82'	349.94'	N66°06'21"E
C4	442.24'	119.47'	119.11'	S38°11'25"E
C5	392.24'	103.13'	102.83'	S38°23'57"E
C6	138.76'	329.20'	257.25'	N66°06'21"E
C7	313.06'	380.38'	357.41'	S32°56'57"W
C8	100.86'	120.20'	113.21'	N33°36'58"E
C9	331.69'	18.40'	18.39'	N61°48'08"E



No.	Date	By	Revision
1	05.26.09	hlw	Revised per CDDT comments

LandDesign Surveying

Phone: (704) 376-7777
Fax: (704) 376-2448
223 North Graham St.
Charlotte, NC 28202

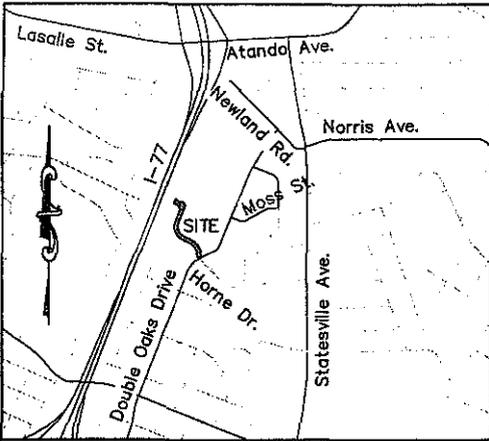
Survey of
Right of Way Abandonment
Mecklenburg County, North Carolina

Property of
Double Oaks Associates

4109039	Job No.	File No.	Scales	
PLAN	Hor. 1"=200'			
PROFILE	Vert.			
As Built	Date			
LDSI	HLW	Project-Engr	Approved By	04/01/09
Surveyed By	Designed By	Drawn By	Date	Sheet 1 of 2

EXHIBIT 'A-2'

July 27, 2009
Resolution Book 42, Page 27



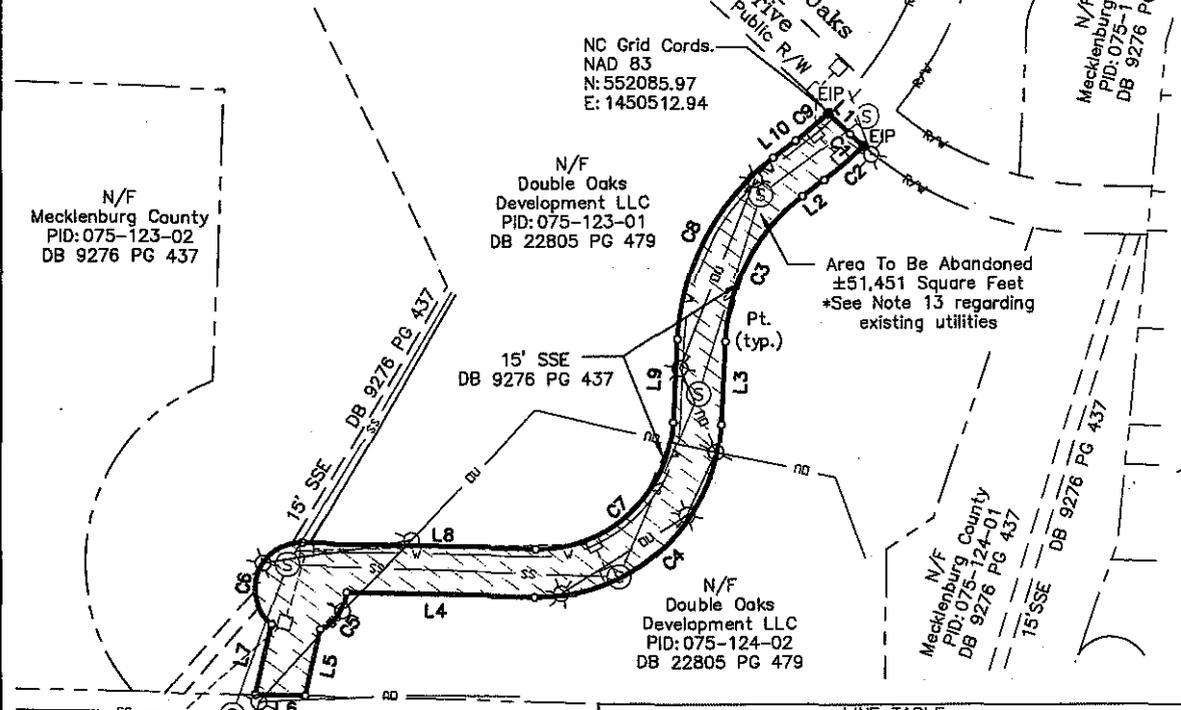
Vicinity Map - Not to Scale

- Legend**
- EIP Existing Iron Pin
 - PT Calculated Point
 - Utility Pole
 - ☆ Light Pole
 - ou — Overhead Utility
 - SS — Sanitary Sewer Line
 - W — Water Main Line
 - Storm Line
 - ⊙ Sanitary Manhole
 - ⊕ R/W Right-of-Way
 - N/F Now or Formerly
 - CGF Combined Grid Factor
 - DB Deed Book
 - PG Page

NC Grid Cords.
NAD 83
N: 552708.07
E: 1451516.04

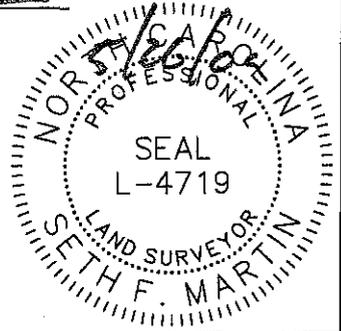
Notes:

1. Deed Reference(s) - See Map
2. Tax Parcel ID - See Map
3. Current Owner - See Map
4. All bearings are NC Grid bearings.
5. All distances are shown horizontal.
6. Grid dist. = Horizontal dist. x Combined Grid Factor (0.9998708)
7. Area to be Abandoned - ±51,451 Square Feet.
8. Areas have been determined by coordinate computation.
9. Iron pins (#5 Rebar) or other monumentation (as shown) found or set at all property corners.
10. This survey was performed without benefit of a Title Commitment Report. LandDesign Surveying, Inc. does not claim that all matters of record which may affect the subject property are shown hereon.
11. The North Carolina Grid Coordinates shown on this map were derived by GPS observations using Trimble R8 receivers, and the North Carolina RTK Net System, all coordinates are NSRS 2007.
12. Boundary information obtained from survey by NorStar Land Surveying, Inc. dated April 2, 2007.
13. Easement in favor of Engineering and Property Management, Duke Energy, and all other owners of existing underground utilities and telecommunication facilities, upon, under, and across the entire property described above for access to and for the installation, maintenance, replacement and repair of water, conduit, cable, wires, and related equipment.

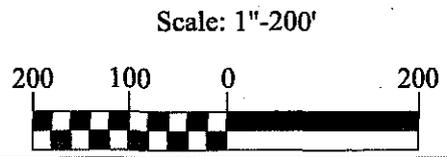


I, Seth F. Martin, certify that this map was drawn from an actual survey made under my supervision. The ratio of precision as calculated is 1/10,000+. Hereby affix my hand and seal this 26th day of May, 2009.

Seth F. Martin
Seth F. Martin L-4719



LandDesign Surveying Phone: (704) 376-7777
 Fax: (704) 376-2448
 223 North Graham St.
 Charlotte, NC 28202



LINE TABLE				
CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C1	381.69	18.92	18.91	S61°58'17"W
C2	442.24	53.84	53.81	S20°28'33"E
C3	199.88	174.85	169.33	N41°58'18"W
C4	189.82	292.54	264.43	S22°44'17"E
C5	47.34	49.30	47.10	S35°31'59"E
C6	47.34	118.38	89.86	N49°47'17"W
C7	139.82	215.48	194.78	S22°44'17"E
C8	250.96	218.33	211.51	N41°57'54"W
C9	392.24	44.98	44.95	S20°16'22"E

4109039		Survey of	
Job No. File No.		Right of Way Abandonment	
Scales		Mecklenburg County, North Carolina	
PLAN		Property of	
PROFILE		Double Oaks Associates	
Hor. 1"=200'			
Vert.			
As Built		Date	
LDSI	HLW		
Surveyed By	Designed By	Drawn By	Project-Engr
			Approved By
			Date
			Sheet
			Of
			2
			2

'EXHIBIT B'
Abandonment Area Descriptions

Sheet 1 of 2

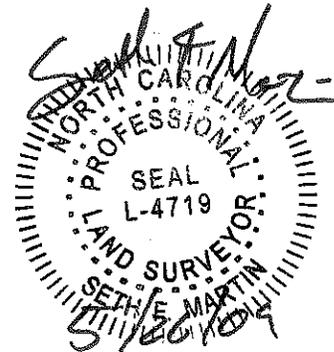
Beginning at an existing iron pin having North Carolina grid coordinates N:552708.07 E:1451516.04 marking the southern right of way of Moss Street, having a 50' public right of way, the western right of way of Horne Drive, having a 50' public right of way, and the northeast property corner of Double Oaks Development, LLC (PID:075-111-01), now or formerly, as recorded in Deed Book 22805, page 479 of the Mecklenburg County Register of Deeds; THENCE crossing the right of way of Horne Drive North 89 degrees 28 minutes 28 seconds East for a distance of 50.00 feet to a point marking the eastern right of way of Horne Drive and the northwest property of Double Oaks Development, LLC (PID:075-113-04), now or formerly, as recorded in Deed Book 22805, page 479; THENCE with the property of Double Oaks Development, LLC (PID:075-113-04) the following eight (8) courses and distances: 1) South 00 degrees 31 minutes 32 seconds East for a distance of 220.00 feet to a point; 2) THENCE with a curve to the right having an arc length of 179.79 feet, a radius of 150.86 feet, and a chord bearing of South 33 degrees 36 minutes 58 seconds West for a distance of 169.34 feet to a point; 3) THENCE South 67 degrees 45 minutes 28 seconds West for a distance of 200.00 feet to a point; 4) THENCE with a curve to the left having an arc length of 319.63 feet, a radius of 263.06 feet, and a chord bearing of South 32 degrees 56 minutes 57 seconds West for a distance of 300.33 feet to a point; 5) THENCE South 01 degrees 51 minutes 32 seconds East for a distance of 192.72 feet to a point; 6) THENCE with a curve to the right having an arc length of 447.82 feet, a radius of 188.76 feet, and a chord bearing of South 66 degrees 06 minutes 21 seconds West for a distance of 349.94 feet to a point; 7) THENCE North 45 degrees 55 minutes 46 seconds West for a distance of 344.31 feet to a point; 8) THENCE with a curve to the right having an arc length of 119.47 feet, a radius of 442.24 feet, and a chord bearing of North 38 degrees 11 minutes 25 seconds West for a distance of 119.11 feet to an existing iron pin marking the southern right of way of Double Oaks Drive; THENCE with the right of way of Double Oaks Drive the following two (2) courses and distances: 1) With a curve to the right having an arc length of 18.40 feet, a radius of 331.69 feet, and a chord bearing of North 61 degrees 48 minutes 08 seconds East for a distance of 18.39 feet to a point; 2) THENCE North 63 degrees 23 minutes 28 seconds East for a distance of 31.70 feet to an existing iron pin marking the northwest property of the aforementioned Double Oaks Development, LLC (PID:075-111-01); THENCE with the property of Double Oaks Development, LLC (PID:075-111-01) the following 8 courses and distances; 1) With a curve to the left having an arc length of 103.13 feet, a radius of 392.24 feet, and a chord bearing of South 38 degrees 23 minutes 57 seconds East for a distance of 102.83 feet to a point; 2) THENCE South 45 degrees 55 minutes 46 seconds East for a distance of 344.29 feet to a point; 3) THENCE with a curve to the left having an arc length of 329.20 feet, a radius of 138.76 feet, and a chord bearing of North 66 degrees 06 minutes 21 seconds East for a distance of

257.25 feet to a point; 4) THENCE North 01 degrees 51 minutes 32 seconds West for a distance of 192.72 feet to a point; 5) THENCE with a curve to the right having an arc length of 380.38 feet, a radius of 313.06 feet, and a chord bearing of North 32 degrees 56 minutes 57 seconds East for a distance of 357.41 feet to a point; 6) THENCE North 67 degrees 45 minutes 28 seconds East for a distance of 200.00 feet to a point; 7) THENCE with a curve to the left having an arc length of 120.20 feet, a radius of 100.86 feet, and a chord bearing of North 33 degrees 36 minutes 58 seconds East for a distance of 113.21 feet to a point; 8) THENCE North 00 degrees 31 minutes 32 seconds West for a distance of 220.00 feet to the POINT OF BEGINNING. Said area containing 97,857 Square Feet (2.246 Acres), more or less.

Sheet 2 of 2

Beginning at an existing iron pin having North Carolina coordinates N:552085.97 E:1450512.94 and marking the northern right of way of Double Oaks Drive, having a 50' public right of way and the northeast property corner of Double Oaks Development, LLC (PID:075-123-01), now or formerly, as recorded in Deed Book 22805, page 479 of the Mecklenburg County Register Deeds; THENCE with the right of way of Double Oaks Drive the following two (2) courses and distances: 1) South 63 degrees 23 minutes 28 seconds West for a distance of 31.18 feet to a point; 2) THENCE with a curve to the left having an arc length of 18.92 feet, having a radius of 381.69 feet, and a chord bearing of South 61 degrees 58 minutes 17 seconds West for a distance of 18.91 feet to an existing iron pin marking the northern right of way of Double Oaks Drive and marking the southwest property corner of Double Oaks Development, LLC (PID:075-124-02), now or formerly, as recorded in Deed Book 22805, page 479; THENCE with the property of Double Oaks Development, LLC (PID:075-124-02) the following eight (8) courses and distances: 1) With a curve to the right having an arc length of 53.84 feet, a radius of 442.24 feet, and a chord bearing of North 20 degrees 28 minutes 33 seconds West for a distance of 53.81 feet to a point; 2) THENCE North 16 degrees 59 minutes 17 seconds West for a distance of 29.00 feet to a point; 3) THENCE with a curve to the left having an arc length of 174.85 feet, a radius of 199.88 feet, and a chord bearing of North 41 degrees 58 minutes 18 seconds West for a distance of 169.33 feet to a point; 4) THENCE North 66 degrees 53 minutes 17 seconds West for a distance of 85.00 feet to a point; 5) THENCE with a curve to the right having an arc length of 292.54 feet, a radius of 189.82 feet, and a chord bearing of North 22 degrees 44 minutes 17 seconds West for a distance of 264.43 feet to a point; 6) THENCE North 21 degrees 24 minutes 43 seconds East for a distance of 197.52 feet to a point; 7) THENCE with a curve to the right having an arc length of 49.30 feet, a radius of 47.34 feet, and a chord bearing of North 35 degrees 31 minutes 59 seconds West for a distance of 47.10 feet to a point; 8) THENCE North 56 degrees 38 minutes 57 seconds West for a distance of 70.31 feet to a point marking the right of way of Interstate 77; THENCE with the right of way of Interstate 77 North 21 degrees 25 minutes 13 seconds East for a distance of 51.10 feet to a point marking the

northeast property of the aforementioned Double Oaks Development, LLC (PID:075-123-01); THENCE with the property line of Double Oaks Development, LLC (PID:075-123-01) the following eight (8) courses and distances: 1) South 56 degrees 38 minutes 57 seconds East for a distance of 74.81 feet to a point; 2) THENCE with a curve to the right having an arc length of 118.38 feet, a radius of 47.34 feet, and a chord bearing of South 49 degrees 47 minutes 17 seconds East for a distance of 89.86 feet to a point; 3) THENCE South 21 degrees 24 minutes 43 seconds West for a distance of 244.42 feet to a point; 4) THENCE with a curve to the left having an arc length of 215.48 feet, a radius of 139.82 feet, and a chord bearing of South 22 degrees 44 minutes 17 seconds East for a distance of 194.78 feet to a point; 5) THENCE South 66 degrees 53 minutes 17 seconds East for a distance of 85.00 feet to a point; 6) THENCE with a curve to the right having an arc length of 218.33 feet, a radius of 250.96 feet, and a chord bearing of South 41 degrees 57 minutes 54 seconds East for a distance of 211.51 feet to a point; 7) THENCE South 16 degrees 59 minutes 17 seconds East for a distance of 29.00 feet to a point; 8) THENCE with a curve to the left having an arc length of 44.98 feet, a radius of 392.24 feet, and a chord bearing of South 20 degrees 16 minutes 22 seconds East for a distance of 44.95 feet to the POINT OF BEGINNING. Said area containing 51,451 Square Feet (1.181 Acres), more or less.



RESOLUTION CLOSING A PORTION OF TWO 10-FOOT ALLEYWAYS BOUND BY ALLEN STREET,
EAST 15TH STREET, HARRILL STREET, AND BELMONT AVENUE 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 portion of two 10-foot alleyways bound by Allen Street, East 15th Street, Harrill Street, and Belmont Avenue 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 portion of two 10-foot alleyways bound by Allen Street, East 15th Street, Harrill Street, and Belmont Avenue 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 27th day of July, 2009 and City Council determined that the closing of a portion of two 10-foot alleyways bound by Allen Street, East 15th Street, Harrill Street, and Belmont Avenue 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.

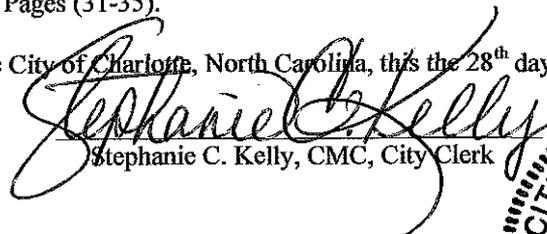
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of July 27, 2009, that the Council hereby orders the closing of a portion of two 10-foot alleyways bound by Allen Street, East 15th Street, Harrill Street, and Belmont Avenue 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.

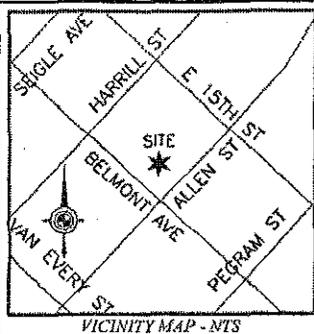
CERTIFICATION

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (31-35).

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

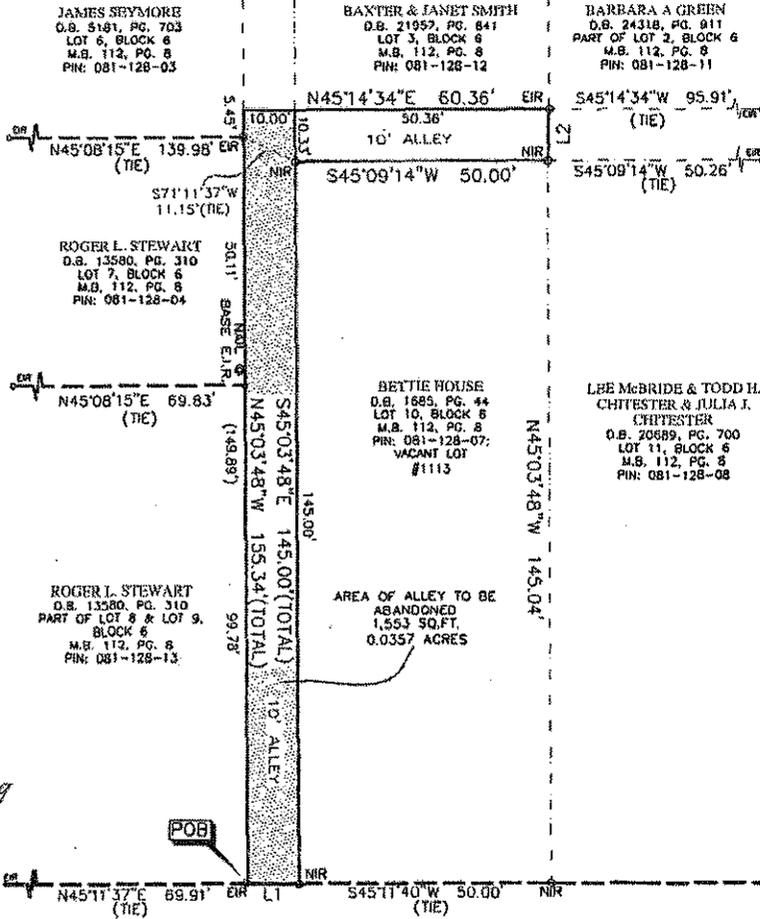
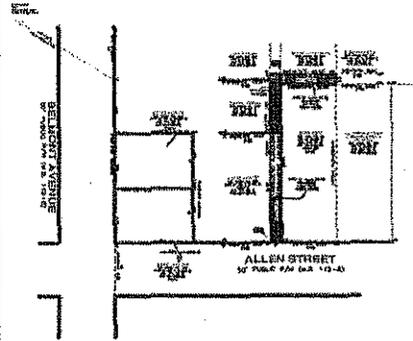
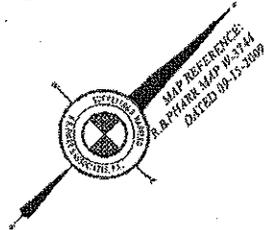

Stephanie C. Kelly, CMC, City Clerk





THIS IS TO CERTIFY THAT ON THE 19TH DAY OF FEBRUARY, 2009 AN EXHIBIT WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON ARE BASED ON A SURVEY BY R.B. PHARR & ASSOCIATES, DATED JANUARY 15, 2009, BEARING FILE NO. W-3744. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE 1600 (21 NCAC 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

FLOOD CERTIFICATION
 THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED FEBRUARY 4, 2004
 COMMUNITY PANEL NO: 370158 0187E; ZONE 'X'



LINE	BEARING	DISTANCE
L1	S45°11'40"W	10.00'
L2	S43°03'13"E	10.25'



ALLEN STREET
 50' PUBLIC R/W (M.B. 112-8)

* STREET R/W AND BOUNDARY INFORMATION IS BASED ON A SURVEY BY R.B. PHARR & ASSOCIATES, DATED JANUARY 15, 2009, BEARING FILE NO. W-3744

LEGEND:

- D.B. - DEED BOOK
- ECM - EXISTING CONCRETE MONUMENT
- EIP - EXISTING IRON PIPE
- EIR - EXISTING IRON ROD
- EMM - EXISTING METAL MONUMENT
- EN - EXISTING NAIL
- M.B. - MAP BOOK
- N.C.G.S. - NORTH CAROLINA GEODETIC SURVEY
- NIR - NEW IRON ROD
- NW - NEW NAIL
- PG. - PAGE
- R/W - RIGHT-OF-WAY
- PROPERTY LINE
- PROPERTY LINE (NOT SURVEYED)
- RIGHT-OF-WAY
- RIGHT-OF-WAY (NOT SURVEYED)
- EASEMENT
- SETBACK

ALLEY AREA TO BE ABANDONED
 1,553 SQ.FT.
 0.0357 ACRES
GRAPHIC SCALE



(IN FEET)
 1 inch = 30 ft.

EXHIBIT A-1

ALLEY ABANDONMENT
 ALLEN STREET
 CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
 DEED REFERENCE: 13580-310, 1685-44,
 5181-703, 21957-841
 LOTS 3, 6, 7, 10, AND PART OF LOTS 2, 8, 9,
 BLOCK 6, MAP BOOK: 112-8
 TAX PARCEL #: 081-128-03, 04, 07, 12, 13

R.B. PHARR AND ASSOCIATES, P.A.

SURVEYING AND MAPPING
 420 HAWTHORNE LANE CHARLOTTE, N.C. 28204 TEL (704) 376-2186

CREW:	DRAWN:	REVISED:	SCALE:	DATE:	JOB NO.
	JH		1" = 30'	FEB 19, 2009	74927

EXHIBIT B-1

LEGAL DESCRIPTION

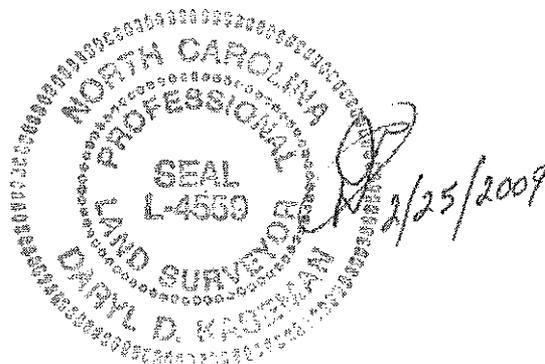
[ALLEY TO BE ABANDONED]

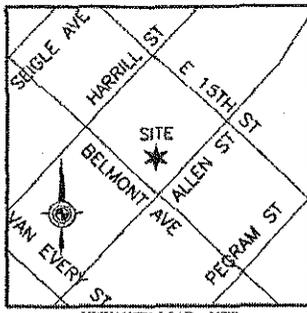
THAT CERTAIN PARCEL OR TRACT OF LAND, SITUATED, LYING AND BEING IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN EXISTING IRON ROD, LOCATED ON THE NORTHERLY R/W LINE OF ALLEN STREET (50' PUBLIC R/W), ALSO BEING THE SOUTHWESTERLY CORNER OF THE PROPERTY OF RODGER L. STEWART AS DESCRIBED IN DEED BOOK 13580, PAGE 310, SHOWN AS LOT 7, AND PART OF LOTS 8 AND 9, BLOCK SIX, MAP BOOK 112, PAGE 8, MECKLENBURG COUNTY PUBLIC REGISTRY; THENCE WITH THE NORTHERLY R/W OF ALLEN STREET N 45°11'37" E, 69.91 FEET TO AN EXISTING IRON ROD AT THE SOUTHEASTERLY CORNER OF THE STEWART PROPERTY, SAID POINT ALSO BEING ON THE INTERSECTION OF THE NORTHERLY R/W LINE OF ALLEN STREET (50' PUBLIC R/W) AND THE WESTERLY LINE OF A 10' ALLEY ; THE POINT OF BEGINNING

THENCE WITH THE EASTERLY LINE OF THE STEWART PROPERTY, N 45°03'48" W (PASSING A NAIL AT THE BASE OF AN EXISTING IRON ROD AT 99.78') FOR A TOTAL OF 149.89 FEET, TO AN EXISTING IRON ROD AT THE SOUTHWESTERLY CORNER OF THE PROPERTY OF JAMES SEYMORE, AS DESCRIBED IN DEED BOOK 5181, PAGE 703, SHOWN AS LOT 6, BLOCK 6, MAP BOOK 112, PAGE 8, MECKLENBURG COUNTY PUBLIC REGISTRY; THENCE WITH THE EASTERLY LINE OF THE SEYMORE PROPERTY N 45°03'48" W, 5.45 TO A POINT; THENCE WITH A NEW LINE CROSSING A 10' ALLEY N 45°14'34" E, 10.00 FEET TO A POINT ON THE SOUTHWESTERLY CORNER OF THE PROPERTY OF BAXTER SMITH AS DESCRIBED IN DEED BOOK 21957, PAGE 841, SHOWN AS LOT 3, BLOCK 6, MAP BOOK 112, PAGE 8, MECKLENBURG COUNTY PUBLIC REGISTRY; THENCE WITH A NEW LINE CROSSING A 10' ALLEY S 45°03'48" E, 10.33 FEET TO A NEW IRON ROD ON THE SOUTHWESTERLY CORNER OF THE PROPERTY OF BETTIE HOUSE AS DESCRIBED IN DEED BOOK 1685, PAGE 44, SHOWN AS LOT 10, BLOCK 6, MAP BOOK 112, PAGE 8, MECKLENBURG COUNTY PUBLIC REGISTRY; THENCE WITH THE WESTERLY LINE OF THE HOUSE PROPERTY, S 45°03'48" E, 145.00 FEET TO A NEW IRON ROD ON THE SOUTHWESTERLY CORNER OF THE HOUSE PROPERTY; SAID POINT ALSO BEING LOCATED ON THE NORTHERLY R/W LINE OF ALLEN STREET (50' PUBLIC R/W); THENCE WITH THE NORTHERLY R/W LINE OF ALLEN STREET, S 45°11'40" W, 10.00 FEET TO THE POINT OF BEGINNING; CONTAINING 1,533 SQUARE FEET OR 0.0357 ACRES AS SHOWN ON A SURVEY BY R.B. PHARR AND ASSOCIATES P.A. DATED FEBRUARY 19, 2009, (74927).

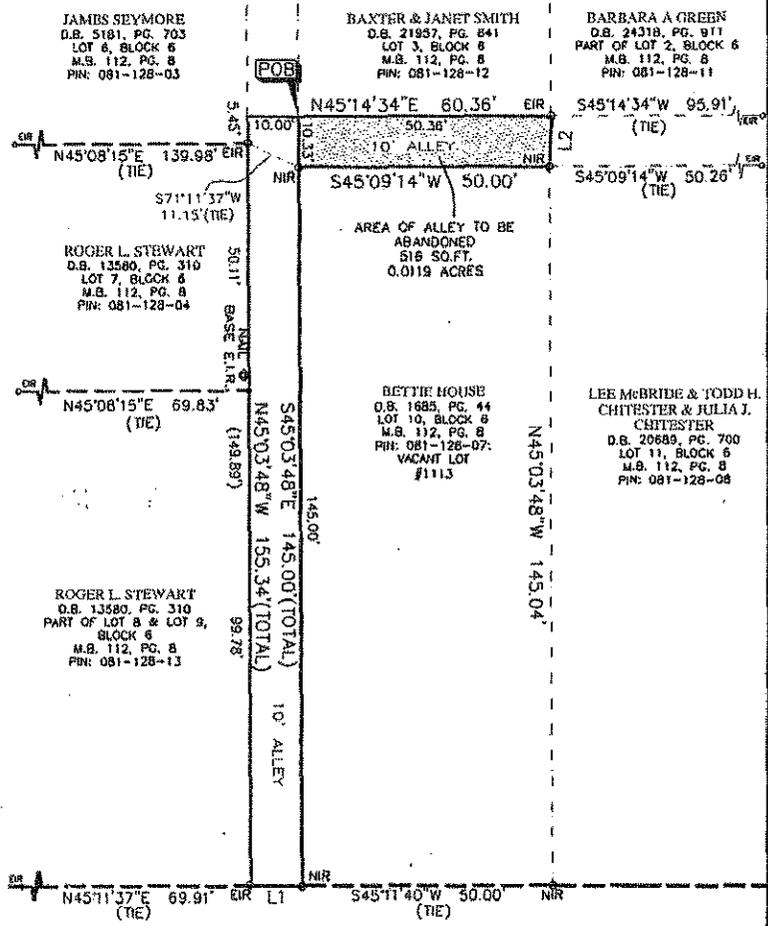
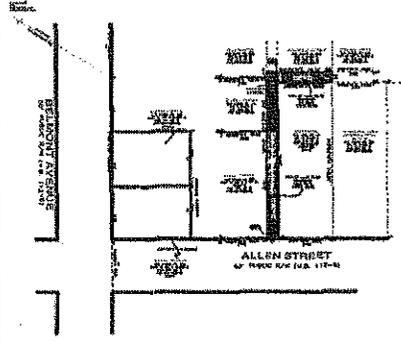
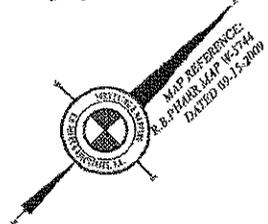
74927.DWG G:\74\9\74927\



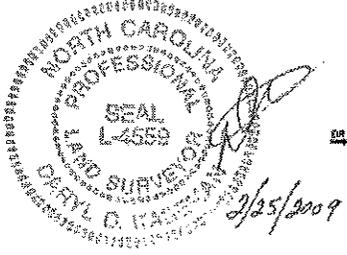


THIS IS TO CERTIFY THAT ON THE 19TH DAY OF FEBRUARY, 2009 AN EXHIBIT WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON ARE BASED ON A SURVEY BY R.B. PHARR & ASSOCIATES, DATED JANUARY 15, 2009, BEARING FILE NO. W-3744. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE 1600 (21 NCAC 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

FLOOD CERTIFICATION
 THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED FEBRUARY 4, 2004
 COMMUNITY PANEL NO: 370158 0187E, ZONE 'X'



LINE	BEARING	DISTANCE
L1	S45°11'40"W	10.00'
L2	S43°03'13"E	10.25'



ALLEN STREET
 50' PUBLIC R/W (M.B. 112-8)

* STREET R/W AND BOUNDARY INFORMATION IS BASED ON A SURVEY BY R.B. PHARR & ASSOCIATES, DATED JANUARY 15, 2009, BEARING FILE NO. W-3744

LEGEND:

- D.B. - DEED BOOK
- RCM - EXISTING CONCRETE MONUMENT
- EIP - EXISTING IRON PIPE
- EIR - EXISTING IRON ROD
- EMM - EXISTING METAL MONUMENT
- EN - EXISTING NAIL
- M.B. - MAP BOOK
- N.C.G.S. - NORTH CAROLINA GEODETIC SURVEY
- NIR - NEW IRON ROD
- NN - NEW NAIL
- PG. - PAGE
- R/W - RIGHT-OF-WAY
- PROPERTY LINE
- PROPERTY LINE (NOT SURVEYED)
- RIGHT-OF-WAY
- RIGHT-OF-WAY (NOT SURVEYED)
- EASEMENT
- SETBACK

ALLEY AREA TO BE ABANDONED
 516 SQ.FT.
 0.0119 ACRES
 GRAPHIC SCALE

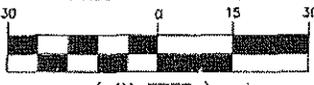


EXHIBIT A-2

ALLEY ABANDONMENT

ALLEN STREET
 CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
 DEED REFERENCE: 13580-310, 1685-44, 5181-703, 21957-841
 LOTS 3, 6, 7, 10, AND PART OF LOTS 2, 8, 9.
 BLOCK 6, MAP BOOK: 112-8
 TAX PARCEL #: 081-128-03, 04, 07, 12, 13

R.B. PHARR AND ASSOCIATES, P.A.
 SURVEYING AND MAPPING
 420 HAWTHORNE LANE, CHARLOTTE, N.C. 28204 TEL: (704) 376-2185

CREW:	DRAWN:	REVISED:	SCALE:	DATE:	JOB NO.
	JH		1" = 30'	FEB 19, 2009	74927

EXHIBIT B-2

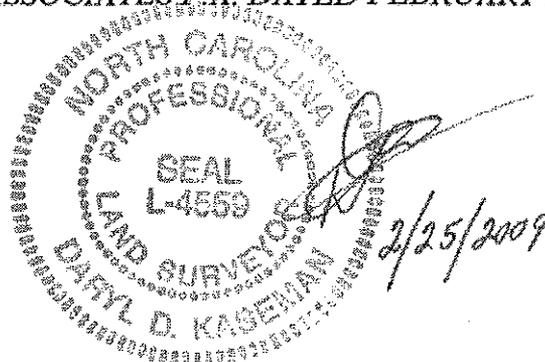
LEGAL DESCRIPTION

[ALLEY TO BE ABANDONED]

THAT CERTAIN PARCEL OR TRACT OF LAND, SITUATED, LYING AND BEING IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN EXISTING IRON ROD, LOCATED ON THE NORTHERLY R/W LINE OF ALLEN STREET (50' PUBLIC R/W), ALSO BEING THE SOUTHWESTERLY CORNER OF THE PROPERTY OF RODGER L. STEWART AS DESCRIBED IN DEED BOOK 13580, PAGE 310, SHOWN AS LOT 7, AND PART OF LOTS 8 AND 9, BLOCK SIX, MAP BOOK 112, PAGE 8, MECKLENBURG COUNTY PUBLIC REGISTRY; THENCE WITH THE NORTHERLY R/W OF ALLEN STREET N 45°11'37" E, 69.91 FEET TO AN EXISTING IRON ROD AT THE SOUTHEASTERLY CORNER OF THE STEWART PROPERTY, SAID POINT ALSO BEING ON THE INTERSECTION OF THE NORTHERLY R/W LINE OF ALLEN STREET (50' PUBLIC R/W) AND THE WESTERLY LINE OF A 10' ALLEY; THENCE WITH THE EASTERLY LINE OF THE STEWART PROPERTY, N 45°03'48" W (PASSING A NAIL AT THE BASE OF AN EXISTING IRON ROD AT 99.78') FOR A TOTAL OF 149.89 FEET, TO AN EXISTING IRON ROD AT THE SOUTHWESTERLY CORNER OF THE PROPERTY OF JAMES SEYMORE, AS DESCRIBED IN DEED BOOK 5181, PAGE 703, SHOWN AS LOT 6, BLOCK 6, MAP BOOK 112, PAGE 8, MECKLENBURG COUNTY PUBLIC REGISTRY; THENCE WITH THE EASTERLY LINE OF THE SEYMORE PROPERTY, N 45°03'48" W, 5.45 TO A POINT; THENCE WITH A NEW LINE CROSSING A 10' ALLEY, N 45°14'34" E, 10.00 FEET TO A POINT ON THE SOUTHWESTERLY CORNER OF THE PROPERTY OF BAXTER SMITH AS DESCRIBED IN DEED BOOK 21957, PAGE 841, SHOWN AS LOT 3, BLOCK 6, MAP BOOK 112, PAGE 8, MECKLENBURG COUNTY PUBLIC REGISTRY; SAID POINT BEING THE POINT OF BEGINNING THENCE WITH THE SOUTHERLY LINE OF THE BAXTER PROPERTY, N 45°14'34" E, 50.36 FEET TO AN EXISTING IRON ROD ON THE SOUTHEASTERLY CORNER OF THE BAXTER PROPERTY AND THE SOUTHWESTERLY CORNER OF THE PROPERTY OF BARBARA A. GREEN, AS DESCRIBED IN DEED BOOK 24318, PAGE 911, SHOWN AS PART OF LOT 2, BLOCK 6, MAP BOOK 112, PAGE 8, MECKLENBURG COUNTY PUBLIC REGISTRY; THENCE WITH A NEW LINE CROSSING A 10' ALLEY, S 43°03'13" E, 10.25 FEET TO A NEW IRON ROD ON THE NORTHWESTERLY CORNER OF THE PROPERTY OF BETTIE HOUSE AS DESCRIBED IN DEED BOOK 1685, PAGE 44, SHOWN AS LOT 10, BLOCK 6, MAP BOOK 112, PAGE 8, MECKLENBURG COUNTY PUBLIC REGISTRY; THENCE WITH THE NORTHERLY LINE OF THE HOUSE PROPERTY (1) S 45°09'14" W, 50.00 FEET TO A NEW IRON ROD; THENCE WITH A NEW LINE CROSSING A 10' ALLEY, N 45°03'48" W, 10.33 FEET TO THE POINT OF BEGINNING; CONTAINING 516 SQUARE FEET OR 0.0119 ACRES AS SHOWN ON A SURVEY BY R.B. PHARR AND ASSOCIATES P.A. DATED FEBRUARY 19, 2009, (74927).

74927.DWG G:\74\9\74927\



**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON JULY 27, 2009**

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

WHEREAS, The City is working on the design and implementation of an Intelligent Transportation Systems (ITS) Expansion Plan to monitor traffic flow and incident management at a cost of approximately \$4 million dollars; and,

WHEREAS, The City secured approval of a Federal Intelligent Transportation Systems (ITS) grant in the amount of \$4 million in Federal Highway Administration (FHWA) funds for this project through the American Recovery and Reinvestment Act of 2009. This grant will be administered by the NCDOT. By approval of this resolution, the NCDOT agrees to reimburse the City up to \$4,000,000 for the work; and,

WHEREAS, A Municipal Agreement between the City and NCDOT is necessary for the City to be reimbursed; and,

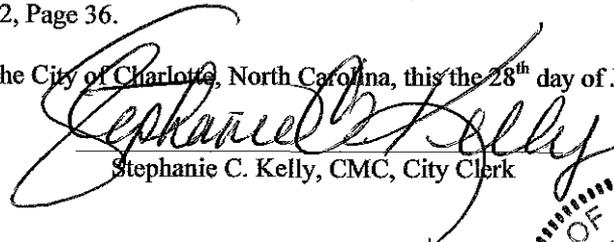
WHEREAS, The format and cost sharing philosophy is consistent with past municipal agreements; and,

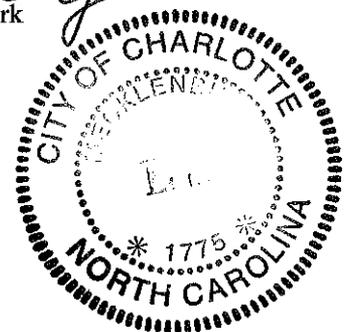
NOW, THEREFORE, BE IT RESOLVED that this resolution authorizing the Key Business Executive of the Charlotte Department of Transportation to execute a municipal agreement with the NCDOT for NCDOT to reimburse the City up to \$4,000,000 to design and install Intelligent Transportation Systems (ITS) Expansion Plan for monitoring traffic flow and incident management, 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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 36.

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


Stephanie C. Kelly, CMC, City Clerk



A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, ON JULY 27 2009, AUTHORIZING THE FILING AND EXECUTION OF APPLICATIONS WITH THE U.S. DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA FOR TRANSIT ASSISTANCE GRANTS.

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

WHEREAS, the federal and state governments are authorized to make grants for mass transportation projects;

WHEREAS, the contract for financial assistance may impose certain obligations upon the applicant, including the provision by it of the local share of project costs;

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies equipment contracts, or consultant and other services.

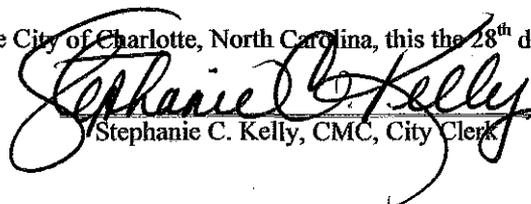
NOW, THEREFORE, BE IT RESOLVED by the City Council of Charlotte, North Carolina, in its regular session duly assembled, as follows:

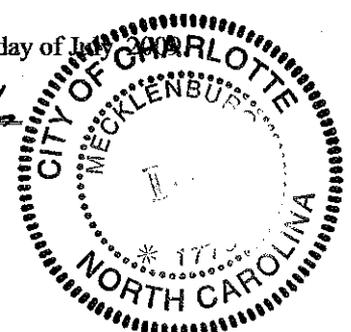
1. That the City Manager or designee is authorized to execute and file applications on behalf of the City of Charlotte with the U.S. Department of Transportation to aid in the financing of transit assistance;
2. That the City Manager or designee is authorized to execute and file with such applications an assurance or any other document required by the U.S. Department of Transportation, effectuating the purposes of Title VI of the Civil Rights Act of 1964;
3. That the City Manager or designee is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs;
4. That the City Manager or designee is authorized to execute grant agreements and any amendments thereto on behalf of the City of Charlotte with the U.S. Department of Transportation for aid in the financing of the transit assistance projects.

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 36a.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of July, 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:

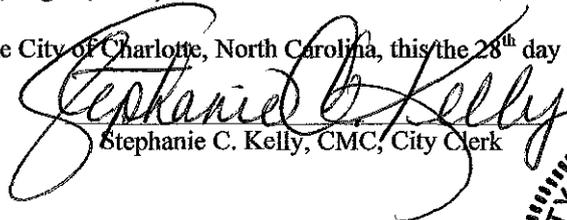
1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time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

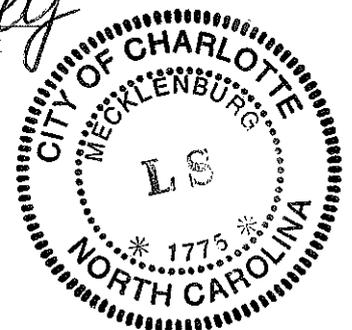
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 27th day of July, 2009 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this 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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (37-38).

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


Stephanie C. Kelly, CMC, City Clerk



TAXPAYERS AND REFUNDS REQUESTED
(Clerical Error)

<u>NAME</u>	<u>AMOUNT</u>
Quiznos	<u>2,781.97</u>
TOTAL	<u>\$ 2,781.97</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:

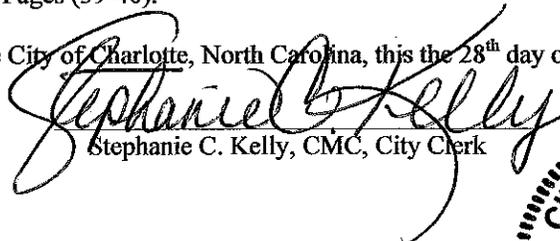
1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time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

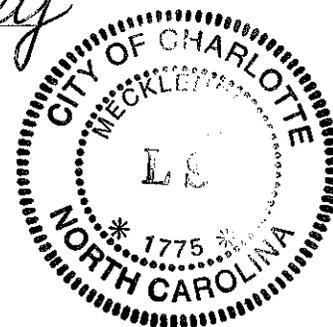
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 27th day of July 2009 that those taxpayers listed on the schedule of "Business Privilege License Refunds Requested" be refunded in the amounts therein set up and that the schedule 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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (39-40).

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


Stephanie C. Kelly, CMC, City Clerk



BUSINESS PRIVILEGE LICENSE
REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT</u>
Below Zero Enterprises LLC	\$ 300.00
Carolina Pizzeria	144.75
Cheres Hair Design	50.00
Mechanical Contractors of North Carolina Inc	42.55
T Nails	160.00
Total Care & Concern	783.45
Wal-mart Stores, Inc attn: Carolyn Olson	5,193.25
Wingate by Wyndham Charlotte Airport	<u>2,314.17</u>
TOTAL	<u>\$ 8,988.17</u>

July 27, 2009

Resolution Book 42, Page 41

**RESOLUTION APPROVING AN AMENDMENT TO AN INTERLOCAL AGREEMENT
BETWEEN THE CITY OF CHARLOTTE AND THE CHARLOTTE REGIONAL VISITORS
AUTHORITY**

WHEREAS, the City of Charlotte and the Charlotte Regional Visitors Authority are authorized pursuant to Article 20 of Chapter 160A of the North Carolina General Statutes to enter into contracts or agreements with each other in order to provide for the joint exercise or the contractual exercise by one for the other of any power, function, public enterprise, right, privilege, or immunity of local government; and

WHEREAS, pursuant to, *inter alia*, G.S. 160A-489 the City is authorized to establish and support public auditoriums, coliseums, convention centers; and

WHEREAS, pursuant to Chapter 5, Article II of the City Charter (Session Law 2000-26), the Authority is vested with the authority to control, manage, and operate City-owned auditoriums, coliseums, and convention centers; and

WHEREAS, on January 13, 2003 the City and the CRVA signed an Interlocal Agreement to confer upon the CRVA the powers, functions, rights, privileges, and immunities of the City for purposes of the management and operation of City-owned auditoriums, coliseums, and convention centers in order to facilitate the more economical operation of the same and to better serve the public; and

WHEREAS, pursuant to Session Law 2005-68, the CRVA was vested with the additional authority to control, manage, and operate the NASCAR Hall of Fame Museum; and

WHEREAS, the City desires to confer upon the CRVA the powers, functions, rights, privileges, and immunities of the City for purposes of the management and operation of the NASCAR Hall of Fame Museum in order to facilitate the more economical operation of the same and to better serve the public by amending the January 13, 2003 Interlocal Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Charlotte City Council that the above-referenced amendment to the January 13, 2003 Interlocal Agreement is hereby approved and the Mayor is hereby authorized to execute such Amendment in substantially the form attached to this resolution and that this resolution shall be spread upon the minutes.



Mayor Pat McCrory

COUNTY OF MECKLENBURG

This First Amendment to Interlocal Agreement, made July ___, 2009 by and between the CITY OF CHARLOTTE, a municipal corporation organized under the laws of the State of North Carolina (the "City"), and the CHARLOTTE REGIONAL VISITORS AUTHORITY, a unit of local government and political subdivision of the City of Charlotte (the "CRVA").

WITNESSETH:

WHEREAS, the parties hereto are authorized pursuant to Article 20 of Chapter 160A of the North Carolina General Statutes to enter into contracts or agreements with each other in order to provide for the joint exercise or the contractual exercise by one for the other of any power, function, public enterprise, right, privilege, or immunity of local government; and

WHEREAS, pursuant to, *inter alia*, G.S. 160A-489 the City is authorized to establish and support public auditoriums, coliseums, convention centers; and

WHEREAS, pursuant to Chapter 5, Article II of the City Charter (Session Law 200-26), the Authority is vested with the authority to control, manage, and operate City-owned auditoriums, coliseums, and convention centers; and

WHEREAS, on January 13, 2003 the City and the CRVA signed an Interlocal Agreement to confer upon the CRVA the powers, functions, rights, privileges, and immunities of the City for purposes of the management and operation of City-owned auditoriums, coliseums, and convention centers in order to facilitate the more economical operation of the same and to better serve the public; and

WHEREAS, pursuant to Session Law 2005-68, the CRVA was vested with the additional authority to control, manage, and operate the NASCAR Hall of Fame Museum; and

WHEREAS, the City desires to confer upon the CRVA the powers, functions, rights, privileges, and immunities of the City for purposes of the management and operation of the NASCAR Hall of Fame Museum in order to facilitate the more economical operation of the same and to better serve the public.

NOW, THEREFORE, in consideration of the premises and the fulfillment of the terms of this Agreement, the parties hereto agree that the Interlocal Agreement between the City and the CRVA dated January 13, 2003 is amended to read as follows:

1. In addition to the powers, functions, rights, privileges, and immunities directly provided to the CRVA by law, in fulfilling its responsibility to control, manage, and operate City-owned auditoriums, coliseums, convention centers and the NASCAR Hall of Fame Museum, the CRVA shall have in addition thereto, and not in substitution thereof, all of the powers, functions, rights, privileges, and immunities of the City.

2. The CRVA may exercise or act upon the powers, functions, rights, privileges, and immunities conferred on it pursuant to paragraph 1 of this Agreement either unilaterally or jointly with the City.

3. This Agreement shall continue in perpetuity unless and until it is terminated by operation of law, by mutual consent of the parties, or unilaterally by either party, with or without cause, upon six (6) months written notice to the other party. The parties may amend this Agreement by mutual consent.

4. If the parties jointly exercise or act upon the powers, functions, rights, privileges, and immunities conferred pursuant to paragraph 1 of this Agreement, the manner of appointing any personnel necessary to the execution of the undertaking and the method of financing the undertaking, including the apportionment of costs and revenues, shall be set forth in the instrument that constitutes the joint exercise. If the CRVA unilaterally exercises or acts upon the powers, functions, rights, privileges, and immunities conferred upon it pursuant to paragraph 1 of this agreement, the CRVA shall be responsible for appointing any personnel necessary to the execution of the undertaking and for the financing of the undertaking.

5. Ownership and title of any coliseums, auditoriums, convention center, and the NASCAR Hall of Fame Museum real property that might be the subject of the CRVA's exercise or actions upon the powers, functions, rights, privileges, and immunities conferred upon it pursuant to paragraph 1 shall remain vested solely in the City, and under no circumstances shall the CRVA have the power or authority to unilaterally convey an ownership interest in such properties.

Executed as of the day and year first above stated by authority duly granted by the government boards of the parties hereto.

CITY OF CHARLOTTE

**CHARLOTTE REGIONAL
VISITORS AUTHORITY**

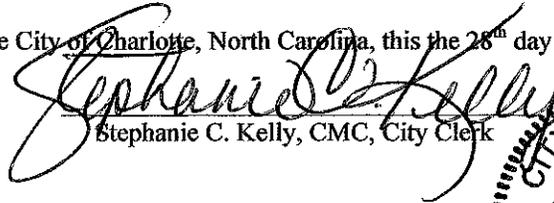
Curt Walton, City Manager

Tim Newman, Chief Executive Officer

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (41-44).

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


Stephanie C. Kelly, CMC, City Clerk



**RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA ON JULY 27, 2009**

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

WHEREAS, the Municipality will reimburse NCDOT for the relocation and adjustment of water and sewer lines along I-485 from Oakdale Road to Old Statesville Road; and,

WHEREAS, the Utility Department has programmed funding for said Water and Sewer Construction under Project R-2248D; and,

WHEREAS, the Municipality proposes to enter into a Supplemental Agreement with the North Carolina Department of Transportation for said Water and Sewer Construction as described in said Agreement; and,

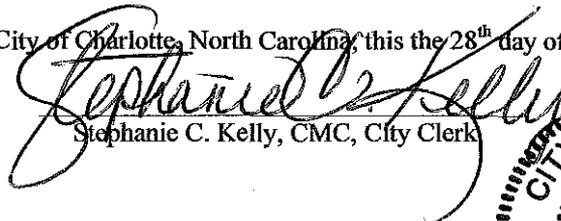
WHEREAS, under the proposed Supplemental Agreement and subject to the Agreement provisions, the Municipality shall reimburse the Department for actual construction costs up to the total amount of \$2,102,375.63; and,

NOW, THEREFORE, BE IT RESOLVED that the Municipal Agreement between the North Carolina Department of Transportation and the City of Charlotte Department of Transportation, 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 Department of Transportation.

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 45.

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


Stephanie C. Kelly, CMC, City Clerk



ACTION A

RESOLUTION

EXTRACT FROM THE MINUTES OF A regular
MEETING OF THE Charlotte City Council
HELD ON July 27, 2009

The following resolution was introduced by _____,
seconded by _____, considered and adopted.

RESOLUTION AUTHORIZING, ADOPTING, APPROVING, ACCEPTING AND
RATIFYING THE EXECUTION OF THE GRANT AGREEMENT FOR PROJECT
NUMBER 3-37-0012-59 BETWEEN THE UNITED STATES OF AMERICA AND THE
CITY OF CHARLOTTE, NORTH CAROLINA

BE IT RESOLVED, by the _____ CITY COUNCIL _____ of
THE CITY OF CHARLOTTE, NORTH CAROLINA

SECTION 1. That said _____ City Council _____ hereby
authorizes, adopts, approves, accepts and ratifies the execution of
a Grant Agreement between the Federal Aviation Administration on
behalf of the United States of America and the City of Charlotte,
North Carolina

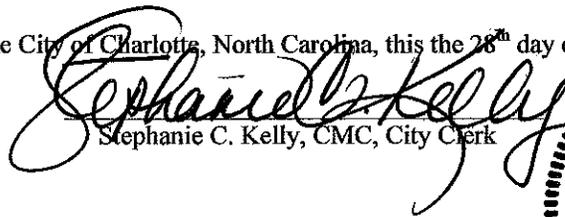
SECTION 2. That the Execution of said Grant Agreement in
quadruplicate on behalf of said _____ City Council _____ by
T. J. Orr _____, _____ Aviation Director _____ and the impression of
the official seal of the City of Charlotte _____ and the attestation
by Stephanie Kelly ; _____ City Clerk _____ is
hereby authorized, adopted, approved, accepted and ratified.

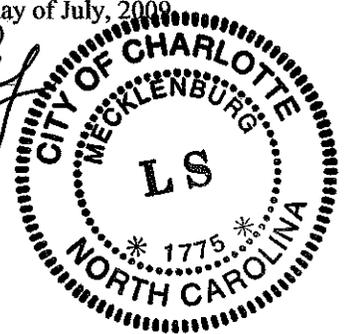
SECTION 3. That the _____ Aviation Director _____ is hereby
authorized to execute payment requests under these Grant Agreements
on behalf of said _____ City of Charlotte _____.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Pages (46-47).

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


Stephanie C. Kelly, CMC, City Clerk



**A RESOLUTION OF THE CITY COUCIL OF THE CITY OF CHARLOTTE
AMENDING THE LEASE BETWEEN THE CITY OF CHARLOTTE AND THE
NORTH CAROLINA BLUMENTHAL PERFORMING ARTS CENTER**

WHEREAS, the City of Charlotte (the "City") entered into a lease agreement with the North Carolina Blumenthal Performing Arts Center in October of 1989; and

WHEREAS, the term of the lease was previously amended, extending the lease until October 1999; and

WHEREAS, the lease was further amended on September 11, 2006 with respect to operating expenses; and

WHEREAS, the present term of the lease will expire on October 2, 2009, and the parties desire to extend the term for an additional ten (10) years, or until October 2, 2019.

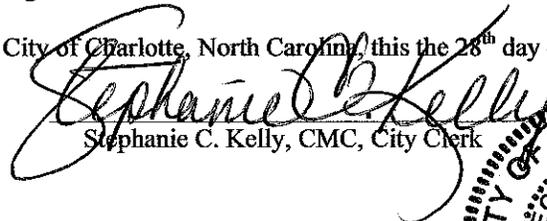
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, as follows:

- A. The lease term of the City's lease with the North Carolina Blumenthal Performing Arts Center shall be extended for an additional ten (10) years; and
- B. The City Manager is authorized to execute any and all documents necessary to facilitate this transaction.

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 48.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of July, 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 **4,070 square feet (.093 acre) of fee-simple area, storm drainage easement, 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. 063-091-31, said property currently owned by **MARK McFADYEN and spouse, if any; NEUSE, INCORPORATED, Trustee; FIRST-CITIZENS BANK & TRUST COMPANY, Beneficiary; MECKLENBURG COUNTY TAX COLLECTOR; Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

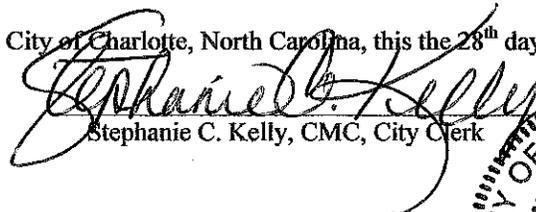
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

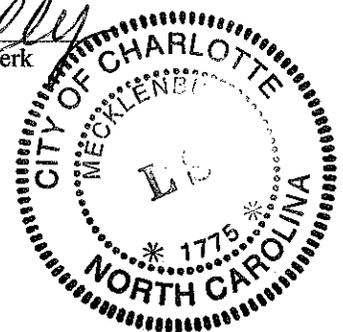
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 49.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of July, 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 **71,378 square feet (1.639 acre) of fee-simple area, existing right-of-way, sidewalk/utility easement, and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 063-051-43, said property currently owned by **CHARLOTTE FREEDOM CHRISTIAN CENTER, INC., Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

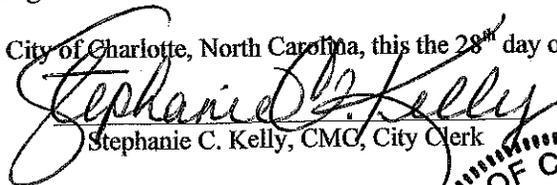
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

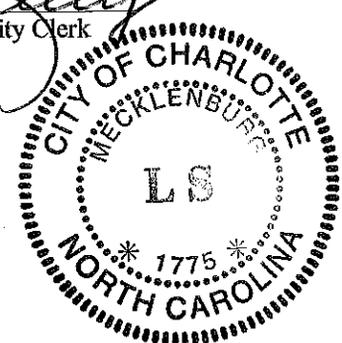
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 50.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of July, 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 **8,843 square feet (.203 acre) of fee-simple area, existing right-of-way, sidewalk/utility easement, and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 059-021-02, said property currently owned by **CHARLOTTE FREEDOM CHRISTIAN CENTER, INCORPORATED (a/k/a Charlotte Freedom Christian Center, Inc.), Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

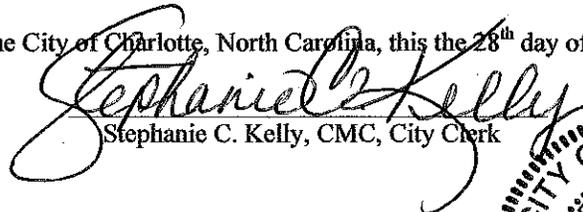
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 51.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of July, 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 **9,523 square feet (.219 acre) of fee-simple area, existing right-of-way, sidewalk/utility easement, and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 059-021-03, said property currently owned by **CHARLOTTE FREEDOM CHRISTIAN CENTER, INCORPORATED (a/k/a Charlotte Freedom Christian Center, Inc.), Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

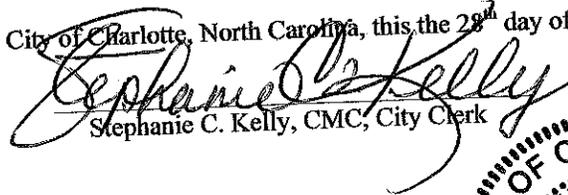
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

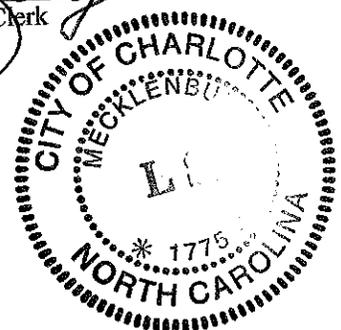
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 52.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of July, 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 **14,075 square feet (.323 acre) of fee-simple area, existing right-of-way, storm drainage easement, 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. 059-041-02, said property currently owned by **CHARLOTTE FREEDOM CHRISTIAN CENTER, INCORPORATED (a/k/a Charlotte Freedom Christian Center, Inc.), Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

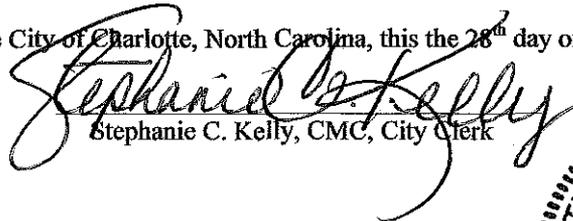
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 53.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of July, 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 **US29/NC49-UNIVERSITY CITY BOULEVARD-PHASE 1 AND PHASE 2 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 **US29/NC49-UNIVERSITY CITY BOULEVARD-PHASE 1 AND PHASE 2 PROJECT** and estimated to be approximately **14,028 square feet (.322 acre) of fee-simple area, storm drainage easement, utility easement, and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 049-081-03, said property currently owned by **JSK INVESTMENTS, a North Carolina General Partnership; PSP OF CHARLOTTE, LLC, Lessee, Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

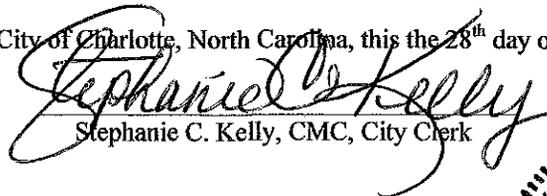
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 27th day July, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 42, Page 54.

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


Stephanie C. Kelly, CMC, City Clerk

