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 9th day of January, 2006 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, Brenda R. Freeze, 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 9th day of January, 2006, the reference having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page(s) 926-927.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of January, 2006.

[Signature]
Brenda R. Freeze, CMC, City Clerk
TAXPAYERS AND REFUNDS REQUESTED
(Clerical Error)

<table>
<thead>
<tr>
<th>Name</th>
<th>Refund Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>YUAN ZHENJIN</td>
<td>$61.32</td>
</tr>
<tr>
<td>MCDONALD ROBERT W</td>
<td>$42.00</td>
</tr>
<tr>
<td>NIXON GEORGE H JR</td>
<td>$33.60</td>
</tr>
<tr>
<td>BEN &amp; JERRY'S ICE CREAM</td>
<td>$368.63</td>
</tr>
<tr>
<td>MERCHANTS PATROL SERVICE INC</td>
<td>$240.94</td>
</tr>
<tr>
<td>GIBSON GEORGE R JR</td>
<td>$146.58</td>
</tr>
<tr>
<td>BOJANGLES % K-BO INC</td>
<td>$268.61</td>
</tr>
<tr>
<td>BOJANGLES % K-BO INC</td>
<td>$345.02</td>
</tr>
<tr>
<td>WILEY IDELL R</td>
<td>$126.21</td>
</tr>
<tr>
<td>PASQUARELLI LOUIS N</td>
<td>$58.80</td>
</tr>
<tr>
<td>PASQUARELLI LOUIS N</td>
<td>$58.80</td>
</tr>
<tr>
<td>PASQUARELLI LOUIS N</td>
<td>$58.80</td>
</tr>
<tr>
<td>HEALTHWORKS CHIROPRACTIC</td>
<td>$175.07</td>
</tr>
<tr>
<td>HEALTHWORKS CHIROPRACTIC</td>
<td>$201.33</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$2,185.71</strong></td>
</tr>
</tbody>
</table>
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 9th day of January, 2006 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, Brenda R. Freeze, 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 9th day of January, 2006, the reference having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page(s) 928-929.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of January, 2006.

Brenda R. Freeze, CMC, City Clerk
## BUSINESS PRIVILEGE LICENSE
### REFUNDS REQUESTED

<table>
<thead>
<tr>
<th>Name</th>
<th>Refund Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>ACCENTS UNLIMITED</td>
<td>$62.60</td>
</tr>
<tr>
<td>ACKERMANN NORTH AMERICA LLC</td>
<td>126.66</td>
</tr>
<tr>
<td>BENS V-TWINS INC</td>
<td>471.71</td>
</tr>
<tr>
<td>CICS LANGUAGE SOLUTIONS INC</td>
<td>71.12</td>
</tr>
<tr>
<td>CPC CHEMICAL HOLDINGS LLC</td>
<td>4,347.50</td>
</tr>
<tr>
<td>CRYSTAL ON THE PLAZA</td>
<td>142.40</td>
</tr>
<tr>
<td>CUSTOM NEON &amp; GRAPHICS</td>
<td>108.57</td>
</tr>
<tr>
<td>DA SIDING - APT 2118</td>
<td>50.00</td>
</tr>
<tr>
<td>FERGUSON ENTERPRISES INC</td>
<td>474.96</td>
</tr>
<tr>
<td>FOX AND HOUND RESTAURANT STE 310</td>
<td>164.00</td>
</tr>
<tr>
<td>GB SOFT TOUCH</td>
<td>101.00</td>
</tr>
<tr>
<td>GREGORY INC</td>
<td>424.25</td>
</tr>
<tr>
<td>GUEST HOUSE SUITES</td>
<td>423.11</td>
</tr>
<tr>
<td>LAWN STYLIST</td>
<td>11.16</td>
</tr>
<tr>
<td>MILE MARKER LOGISTICS</td>
<td>83.97</td>
</tr>
<tr>
<td>MOREHEAD INN - UNIQUE</td>
<td>38.55</td>
</tr>
<tr>
<td>NATIONAL MULTI TECH LTD</td>
<td>25.88</td>
</tr>
<tr>
<td>NOBLES OF CHARLOTTE</td>
<td>1,179.00</td>
</tr>
<tr>
<td>ODALIS BAKERY PAN MEXICANO</td>
<td>47.30</td>
</tr>
<tr>
<td>SHAYLA LANE ENTERTAINMENT</td>
<td>16.00</td>
</tr>
<tr>
<td>SOFTCHOICE</td>
<td>709.97</td>
</tr>
<tr>
<td>SPECTACULAR SPACES/INTERIORS</td>
<td>100.00</td>
</tr>
<tr>
<td>STEARLEY FAMILY CHIROPRACTIC</td>
<td>55.62</td>
</tr>
<tr>
<td>THE POTTERY PAD</td>
<td>57.50</td>
</tr>
<tr>
<td>TOM JAMES COMPANY</td>
<td>264.95</td>
</tr>
<tr>
<td>TRI-TEC INDUSTRIES INC</td>
<td>92.95</td>
</tr>
<tr>
<td>UNISHIPPERS OF CHARLOTTE</td>
<td>347.57</td>
</tr>
<tr>
<td>VANLANDINGHAM ESTATE - UNIQUE</td>
<td>35.32</td>
</tr>
<tr>
<td>WING STOP - WING TIME</td>
<td>185.09</td>
</tr>
<tr>
<td>WORLD FAMOUS OPEN KITCHEN</td>
<td>1,349.43</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>$11,581.04</td>
</tr>
</tbody>
</table>

DEG  
12/13/2005
CHARLOTTE CITY COUNCIL

Resolution Authorizing Sale of Personal Property by Electronic Auction

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

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

Be it resolved, by the Charlotte City Council that the City Manager or her designee is authorized to sell by electronic auction beginning February 1, 2006 at 10:00 a.m. and ending February 22, 2006 at 4:00 p.m., the surplus property described on Exhibit A at the City-County Surplus Property facility, 3301 Rotary Drive, Charlotte, North Carolina, as per the terms and conditions specified in the GovDeals contract approved by this City Council and in accordance with G.S. 160A-270(b). This will consist of three separate consecutive seven day auctions. The terms of the sale shall be net cash. The City Manager or her designee is directed to publish at least once and not less than ten days before the date of the auction, a copy of this resolution or a notice summarizing its content as required by North Carolina General Statute 160A-270(b).

CERTIFICATION

I, Brenda R. Freeze, 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 9th day of January, 2006, the reference having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page(s) 930-931.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of January, 2006.

Brenda R. Freeze, CMC, City Clerk
City of Charlotte  Exhibit A   Electronic Auction date: February 1-22, 2006

List of items:

F71833       1999 Spartan Ladder  4S7AW4393XC025731
F71834       1999 Spartan Ladder  4S7AW4399XC030996
F60260       1989 Pierce engine company  1P9CT02D7KA040552
F59593       1988 Pierce engine company  1P9CT02D2JA040554

Fire trucks will be offered two at a time.

Eye Pass security system this item will not be sold (questions regarding security software)

Coliseum items:

Various rolling carts
Food servers
Glassware
Chairs
Other small miscellaneous items
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 PENNSYLVANIA AVENUE 200 (a/k/a 8" SANITARY SEWER-SERVE 200 PENNSYLVANIA AVENUE 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 PENNSYLVANIA AVENUE 200 (a/k/a 8" SANITARY SEWER-SERVE 200 PENNSYLVANIA AVENUE PROJECT, and estimated to be approximately 13,673 square feet (.314 ac.) of sanitary sewer easement, storm drainage easement, and temporary construction easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 069-071-24, said property currently owned by BC BONDING COMPANY; MECKLENBURG COUNTY TAX COLLECTOR, and 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, Brenda R. Freeze, 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 9th day of January, 2006, the reference having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page 932.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of January, 2006.

Brenda R. Freeze, 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 SOUTH CORRIDOR INFRASTRUCTURE PROJECT: ARCHDALE PACKAGE; 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 SOUTH CORRIDOR INFRASTRUCTURE PROJECT: ARCHDALE PACKAGE and estimated to be approximately 57,466 square feet (1.319 ac.) of sidewalk and utility easement, permanent bus shelter 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. 173-012-01, said property currently owned by EASTBOURNE INVESTMENTS, LTD., SOUTHLAND ASSOCIATES, INC., Trustee; CENTRAL CAROLINA BANK, Beneficiary; KEYBANK NATIONAL ASSOCIATION; CONCORD BUYING GROUP, INC., Lessee, and 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, Brenda R. Freeze, 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 9th day of January, 2006, the reference having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page 933.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of January, 2006.

Brenda R. Freeze, 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 WEST MOREHEAD STREETSCAPE 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 West Morehead Streetscape Project and estimated to be approximately 487 square feet (.011 ac.) of sidewalk and utility easement and temporary construction easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 073-254-04, said property currently owned by Joey Palmer and spouse, if any; Ann Pierpont and spouse, if any; CSX Transportation, Inc. (Successor in Interest to Piedmont and Northern Railway Company); Mecklenburg County Tax Collector, and 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, Brenda R. Freeze, 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 9th day of January, 2006, the reference having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page 934.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of January, 2006.

Brenda R. Freeze, 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 SOUTH CORRIDOR LIGHT RAIL 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 SOUTH CORRIDOR LIGHT RAIL PROJECT and estimated to be
approximately 5,854 square feet (.134 ac.) of fee-simple interest and existing right-of-way and any
additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel
No. 123-015-01, said property currently owned by VERNON W. SIMPSON and wife, MAGGIE M.
SIMPSON, and 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, Brenda R. Freeze, 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 9th day of January, 2006, the reference
having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page 935.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of

[Signature]
Brenda R. Freeze, 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 SOUTH CORRIDOR LIGHT RAIL 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 SOUTH CORRIDOR LIGHT RAIL PROJECT and estimated to be approximately 4,587 square feet (.105 ac.) of slope easement and temporary construction easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 125-014-07, said property currently owned by THE NORTH CAROLINA RAILROAD COMPANY; CHARLOTTE SOUTHERN CORPORATION, Lessee; NORFOLK SOUTHERN RAILWAY (f/k/a Southern Railway Company), Lessee; CHARLOTTE OFFICE TOWER ASSOCIATES, Sub-Lessee; DUKE POWER COMPANY, Lessee, and 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, Brenda R. Freeze, 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 9th day of January, 2006, the reference having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page 936.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of January, 2006.

Brenda R. Freeze, 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 SOUTH CORRIDOR LIGHT RAIL 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 SOUTH CORRIDOR LIGHT RAIL PROJECT and estimated to be approximately 3,542 square feet (0.081 ac.) of slope easement and temporary construction easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 125-061-05, said property currently owned by THE NORTH CAROLINA RAILROAD COMPANY, HILTON CHARLOTTE, INC., Lessee; CHARLOTTE-SOUTHERN CORPORATION, Lessee; TRSTE, INC., Trustee; FIRST UNION NATIONAL BANK OF GEORGIA, Beneficiary; NORFOLK SOUTHERN RAILWAY (fka Southern Railway Company), Lessee; DUKE POWER COMPANY, Lessee, and 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, Brenda R. Freeze, 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 9th day of January, 2006, the reference having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page 937.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of January, 2006.

Brenda R. Freeze, 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 SOUTH CORRIDOR LIGHT RAIL 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 SOUTH CORRIDOR LIGHT RAIL PROJECT and estimated to be approximately 890 square feet (0.020 ac.) of slope easement and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 125-061-07, said property currently owned by THE NORTH CAROLINA RAILROAD COMPANY; CK-SOUTHERN ASSOCIATES, Lessee; CHARLOTTE-SOUTHERN CORPORATION, Lessee; NORFOLK-SOUTHERN RAILWAY COMPANY (f/k/a Southern Railway Company), Lessee; FIRST UNION NATIONAL BANK, (n/k/a Wachovia Bank), Lessee; B. FORD ROBERTSON, Trustee; NEW YORK LIFE INSURANCE COMPANY, Beneficiary/Secured Party; THE NORTHWESTERN MUTUAL LIFE INSURANCE COMPANY, Beneficiary/Secured Party; NEW YORK LIFE INSURANCE COMPANY, Assignee; THE NORTHWESTERN MUTUAL LIFE INSURANCE COMPANY, Assignee; TEACHERS INSURANCE AND ANNUITY ASSOCIATION OF AMERICA, Secured Party, and 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, Brenda R. Freeze, 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 9th day of January, 2006, the reference having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page 938.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of January, 2006.

Brenda R. Freeze, 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 SOUTH CORRIDOR LIGHT RAIL 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 SOUTH CORRIDOR LIGHT RAIL PROJECT and estimated to be
approximately 331 square feet (.008 ac.) of slope easement and temporary construction easement
and any additional property or interest as the City may determine to complete the Project, as it relates to Tax
Parcel No. 125-061-11, said property currently owned by THE NORTH CAROLINA RAILROAD
COMPANY; HILTON CHARLOTTE, INC., Lessee; CK-SOUTHERN ASSOCIATES, Lessee;
CHARLOTTE SOUTHERN CORPORATION, Lessee; NORFOLK SOUTHERN RAILWAY COMPANY
(aka Southern Railway Company), Lessee; DUKE POWER COMPANY, Lessee; FIRST UNION
NATIONAL BANK (aka Wachovia Bank), Lessee; TEACHERS INSURANCE AND ANNUITY
ASSOCIATION OF AMERICA, Secured Party; B. FORD ROBERTSON, Trustee; NEW YORK LIFE
INSURANCE COMPANY, Beneficiary/Secured Party; THE NORTHWESTERN MUTUAL LIFE
INSURANCE COMPANY, Beneficiary/Secured Party, and 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, Brenda R. Freeze, 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 9th day of January, 2006, the reference
having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page 939.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of

Brenda R. Freeze, 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 SOUTH CORRIDOR LIGHT RAIL 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 SOUTH CORRIDOR LIGHT RAIL PROJECT and estimated to be
approximately **4,780 square feet (110 ac.) of slope easement and temporary construction easement**
and any additional property or interest as the City may determine to complete the Project, as it relates to Tax
Parcel No. 125-061-12, said property currently owned by THE NORTH CAROLINA RAILROAD
COMPANY; HILTON CHARLOTTE, INC., Lessee; CK-SOUTHERN ASSOCIATES, Lessee;
CHARLOTTE SOUTHERN CORPORATION, Lessee; NORFOLK SOUTHERN RAILWAY COMPANY
(6k/a Southern Railway Company), Lessee; DUKE POWER COMPANY; Lessee; TRSTE, INC.,
Trustee; FIRST UNION NATIONAL BANK OF GEORGIA, Beneficiary/Secured Party, Any Other
Parties in Interest, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, 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 9th day of January, 2006, the reference
having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page 940.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of

[Signature]

Brenda R. Freeze, CMC, City Clerk
RESOLUTION CLOSING AN ALLEYWAY LOCATED OFF OF N. TORRENCE STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close an alleyway located off of N. Torrence Street which calls for a public hearing on the question and:

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

WHEREAS, the petitioner will provide an access easement to BellSouth Telecommunications, Inc., Duke Power Company, 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 9th day of January, 2006 and City Council determined that the closing of an alleyway located off of N. Torrence Street is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of January 9, 2006, that the Council hereby orders the closing of an alleyway located off of N. Torrence Street in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibit B", both of which are attached hereto and made a part hereof.

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

CERTIFICATION

I, Brenda R. Freeze, 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 9th day of January, 2006, the reference having been made in Minute Book 123, and recorded in full in Resolution Book 39, Pages 941-945.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of January, 2006.

Drawn by: City of Charlotte
Return to: City of Charlotte

Brenda R. Freeze, CMC, City Clerk
January 9, 2006
Resolution Book 39, Page 942

I, MICHAEL C. SAWHILL, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION; THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED; THAT THE RATIO OF PRECISION AS CALCULATED IS 1:10,000; THAT THE PLAT WAS PREPARED IN ACCORDANCE WITH U.S. 47-30 AS AMENDED, WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL, THIS 1ST DAY OF NOVEMBER, A.D. 2005.

MICHAEL C. SAWHILL
PLS L-3223

NCCG STATION "JERRY'S" (NAD 83) NSGC
N. 538213.6073 FT.
22° 53' 25" 37 E.
US SURVEY FEET

VICTORY IN FAVOR OF BELLSOUTH TELECOMMUNICATIONS, INC., DUKE POWER COMPANY AND ALL OTHER OWNERS OF EXISTING UNDERGROUND TRANSMISSION FACILITIES UPON, UNDER AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT AND REPAIR OF CONDUIT, CABLE, WIRES AND RELATED EQUIPMENT.

THE TRUSTEES OF CENTRAL PIETSON COMMUNITY COLLEGE TAX PARCEL 125-103-02 DEED BOOK 1944 PAGE 531 ZONED MUG-0

CONTROL CORNER EXISTING #1 REBAR N/CAP TIE LINE

APPRAISAL REPORT ON OLD ALLEYWAY ABANDONED PER MAP BOOK 37, PAGE 501 2,392.56 SQ FT (1.1024 ACRES)

NOTE:
BOUNDARY INFORMATION TAKEN FROM MAP TITLED "COMPOSITE BLOCK MAP OF NEW DRIVEWAY EASEMENT AREA NEAR CENTRAL PIETSON COMMUNITY COLLEGE BOOKSTORES," PREPARED BY THE SURVEY COMPANY, INC., AND SIGNED AND SEALED BY MICHAEL C. SAWHILL, NORTH CAROLINA PLWS L-3223 (NOT OF PUBLIC RECORD)

AUGUST 2006

DRAWN BY: City of Charlotte
RETURN TO: City of Charlotte

NORTH TORRENCE STREET - 40' PUBLIC R/W

EXHIBIT MAP OF:
UTILITY EASEMENT IN ABANDONED ALLEYWAY ON NORTH TORRENCE STREET BETWEEN E. 4TH ST. AND ELIZABETH AVE.
CITY OF CHARLOTTE
MECKLENBURG COUNTY - NORTH CAROLINA

THE SURVEY COMPANY, INC.
4105-C STUART ANDREW BLVD
CHARLOTTE, NC 28217
(704) 561-9970 (704) 561-9972 FAX
EXHIBIT B
EXHIBIT: ALLEY ABANDONMENT
METES AND BOUNDS LEGAL DESCRIPTION

BEING ALL OF THAT OLD ALLEYWAY, FRONTING ON NORTH TORRENCE STREET IN THE BLOCK BOUND BY EAST FOURTH STREET, ELIZABETH AVENUE, INDEPENDENCE BOULEVARD AND NORTH TORRENCE STREET, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT NCGS STATION "JERRYS" HAVING NORTH CAROLINA STATE PLANE GRID COORDINATES IN US SURVEY FEET OF N: 538,213.6873, E: 1,453,334.921, WITH A COMBINED GRID FACTOR OF 0.9998452;

THENCE, S 74° 41' 29" E, 428.09 FEET (HORIZONTAL GROUND DISTANCE) TO A FOUND #5 REBAR, SAID REBAR BEING IN A SOUTHEASTERLY LINE OF THE PROPERTY OF THE TRUSTEES OF CENTRAL PIEDMONT COMMUNITY COLLEGE AS DESCRIBED IN BOOK 11473, PAGE 551, MECKLENBURG COUNTY REGISTRY (HENCE MCR), THE POINT OF BEGINNING;

THENCE, WITH THE SOUTHEASTERLY LINE OF SAID TRUSTEES OF CENTRAL PIEDMONT PROPERTY, N 45° 24' 33" E, 10.00 FEET TO A SET #5 REBAR WITH PLASTIC CAP INSCRIBED "THE SURVEY COMPANY, INC.", SAID REBAR BEING A COMMON CORNER WITH THE PROPERTY DESCRIBED HEREIN AND THE PROPERTY OF 1427 EAST FOURTH STREET, LLC AS DESCRIBED IN BOOK 43, PAGE 801, MCR;

THENCE, WITH A SOUTHWESTERLY LINE OF SAID 1427 EAST FOURTH STREET PROPERTY, S 44° 43' 19" E, 121.97 FEET TO A SET ALUMINUM DISK ON EXISTING #4 REBAR IN ASPHALT PAVEMENT, SAID REBAR BEING THE MOST WESTERLY CORNER OF THE PROPERTY OF LARRY E. PRICE AND WIFE LYNDA A. PRICE AS DESCRIBED IN BOOK 6154, PAGE 932, ET AL, MCR;

THENCE, ALONG THE SOUTHWESTERLY LINE OF SAID LARRY E. PRICE TRACT, S 44° 26' 36" E, 75.91 FEET TO A FOUND 1" PIPE IN THE NORTHERLY RIGHT-OF-WAY LINE OF NORTH TORRENCE STREET, A 40 FOOT WIDE PUBLIC RIGHT OF WAY;

THENCE, ALONG THE NORTHEASTERLY RIGHT-OF-WAY LINE OF NORTH TORRENCE STREET, S 45° 16' 21" W, 10.10 FEET TO A FOUND #5 REBAR, SAID REBAR BEING THE MOST EASTERNLY CORNER OF THE PROPERTY OF THE TRUSTEES OF CENTRAL PIEDMONT COMMUNITY COLLEGE AS DESCRIBED IN BOOK 43, PAGE 801, MCR;

THENCE, ALONG THE NORTHEASTERLY LINE OF SAID TRUSTEES OF CENTRAL PIEDMONT PROPERTY, N 44° 35' 05" W, 121.90 FEET TO A CALCULATED POINT;

C7080.4
THENCE, CONTINUING ALONG THE NORTHEASTERLY LINE OF SAID TRUSTEES OF CENTRAL PIEDMONT PROPERTY, N 52° 07' 47" W, 61.72 FEET TO A CALCULATED POINT;

THENCE, WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 269.50 FEET, FOR AN ARC LENGTH OF 14.90 FEET, THROUGH A CENTRAL ANGLE OF 03° 10' 04", WITH A CHORD OF 14.90 FEET BEARING N 50° 32' 45" W TO A CALCULATED POINT, A COMMON CORNER IN THE LINE OF THE PROPERTY OF THE TRUSTEES OF CENTRAL PIEDMONT COMMUNITY COLLEGE;

THENCE, N 45° 24' 33" E, 9.65 FEET TO THE POINT OF BEGINNING, CONTAINING 2,392 SQUARE FEET OR 0.054 ACRES, AS SHOWN ON "EXHIBIT MAP OF OLD ALLEYWAY TO BE ABANDONED ON NORTH TORRENCE STREET BETWEEN E. 4TH ST. AND ELIZABETH AVE." PREPARED BY THE SURVEY COMPANY, INC. AND SIGNED AND SEALED BY MICHAEL C. SAWHILL, DATED MARCH 30TH, 2005 TO WHICH REFERENCE IS HEREBY MADE.
EXHIBIT C

Once the Old Alleyway is abandoned, the Petitioners shall own title to the property within the Old Alleyway as follows:

1. CPCC shall own all of Tract 5 (consisting of approximately 387.13 sf) and all of Tract 6 (consisting of approximately 132.13 sf) as shown on that certain Recombination Plat recorded in Map Book 43, Page 801 of the Mecklenburg County Public Registry.

2. 1427 East Fourth Street shall own all of Tract 3 (consisting of approximately 1,105.35 sf) and all of Tract 4 (consisting of approximately 380.47 sf) as shown on that certain Recombination Plat recorded in Map Book 43, Page 801 of the Mecklenburg County Public Registry.

3. Price shall own all of Tract 11 (consisting of approximately 387.05 sf) as shown on that certain Recombination Plat recorded in Map Book 43, Page 801 of the Mecklenburg County Public Registry.

Drawn by: City of Charlotte
Return to: City of Charlotte
JUDITH A. GIBSON
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE
It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 02/03/2006 09:59 AM
Book: RE 19979 Page: 553-558
Document No.: 2006022229
RESOL 6 PGS $24.00
Recorder: LYVANH PHETSARATH

2006022229
RESOLUTION CLOSING A PORTION OF A PORTION OF CAMERON AVENUE RUNNING OFF OF KENMORE 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 Cameron Avenue running off of Kenmore 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 Cameron Avenue running off of Kenmore 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 petitioner will provide an access easement to City of Charlotte, BellSouth Telecommunications, Inc., 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 9th day of January, 2006 and City Council determined that the closing of a portion of Cameron Avenue running off of Kenmore 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 January 9, 2006, that the Council hereby orders the closing of a portion of Cameron Avenue running off of Kenmore Avenue 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, Brenda R. Freeze, 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 9th day of January, 2006, the reference having been made in Minute Book 123, and recorded in full in Resolution Book 89, Page(s) 946-948.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of January, 2006.

Brenda R. Freeze, CMC, City Clerk

Drawn by: City of Charlotte
Return to: City of Charlotte
EXHIBIT "B"
LEGAL DESCRIPTION

Tract I (To be abandoned to Gerald E. Tylman, Jr. and, his wife, Elaine K. Scott)

Being a portion of the property described as Cameron Avenue being an unopened street between Blocks 12 and 16 of ROSEMONT, as shown on a map thereof recorded in Map Book 3 at Page 13 in the Office of the Register of Deeds for Mecklenburg County, North Carolina and the entire property being more specifically described as follows: BEGINNING at a point in concrete walk being the common corner along the southerly margin of Kenmore Avenue between Lot 1, Block 16 and that property described as Cameron Avenue being an unopened street and running thence along with the southerly margin of the unopened street of Cameron Avenue S 36-29-30 W 321.98 feet to an existing iron pin; thence N 52-18-00 W 24.88 feet to an iron pin set; thence N 36-29-30 E 321.45 feet to a nail set; thence S 53-30-00 E 24.87 feet to the point in concrete walk being the point and place of Beginning, and being 8001 square feet, all as shown on that certain survey prepared by Ronald D. Hyatt, NCRLS dated May 3, 2005.

Tract II (To be abandoned to Steven M. Purnell)

Being a portion of the property described as Cameron Avenue being an unopened street between Blocks 12 and 16 of ROSEMONT, as shown on a map thereof recorded in Map Book 3 at Page 13 in the Office of the Register of Deeds for Mecklenburg County, North Carolina and the entire property being more specifically described as follows: BEGINNING at an old iron pipe being the common corner along the southerly margin of Kenmore Avenue between Lot 1, Block 12 and that property described as Cameron Avenue being an unopened street and running thence along with the southerly margin of the Kenmore Avenue S 53-35-30 E 24.88 feet to a nail set; thence S 36-29-30 W 321.45 feet to an iron pin set; thence N 52-18-00 W 24.89 feet to a point; thence N 36-29-30 E 320.93 feet to the old iron pipe being the point and place of Beginning, and being 7,991 square feet, all as shown on that certain survey prepared by Ronald D. Hyatt, NCRLS dated May 3, 2005.

The source of the boundary information provided herein is the plat map recorded in Book 3, Page 13 of the Mecklenburg County Public Registry and an actual current survey refining said plat map as attached, prepared by Ronald D. Hyatt, NCRLS dated May 3, 2005.
**PLEASE RETAIN YELLOW TRAILER PAGE**

It is part of the recorded document, and must be submitted with original for re-recording and/or cancellation.

---

<table>
<thead>
<tr>
<th>Filed For Registration:</th>
<th>02/03/2006 09:59 AM</th>
</tr>
</thead>
<tbody>
<tr>
<td>Book:</td>
<td>RE 19979 Page: 549-552</td>
</tr>
<tr>
<td>Document No.:</td>
<td>2006022228</td>
</tr>
<tr>
<td></td>
<td>RESOL 4 PGS $18.00</td>
</tr>
<tr>
<td>Recorder:</td>
<td>LYVANH PHETSARATH</td>
</tr>
</tbody>
</table>

---

2006022228
RESOLUTION AUTHORIZING THE CONVEYANCE OF .416 ACRES
OF LAND TO CMP CAROLINA THEATRE, LLC

WHEREAS, the City of Charlotte owns a .416-acre property more particularly identified
as being all of Tax Parcel No. 080-011-10 and located at the intersection of North Tryon
Street and East Sixth Street, in Charlotte, Mecklenburg County, North Carolina (the
"Property"); and

WHEREAS, CMP Carolina Theatre, LLC now desires to purchase the Property for One
Million Dollars ($1,000,000.00) for purposes of developing a residential condominium
project and to restore the Carolina Theater; and

WHEREAS, the City Council of the City of Charlotte has determined that the sale of the
Property to CMP Carolina Theatre, LLC will advance its Economic Development
Strategic Plan and Center City 2010 Plan; and

WHEREAS, notice of the proposed transaction was advertised at least ten days prior to
the adoption of this Resolution.

NOW THEREFORE, BE IT RESOLVED by the City Council for the City of Charlotte,
pursuant to Section 8.22(d) of the City of Charlotte Charter, that it hereby authorizes the
private sale of the above referenced Property as follows:

The City will convey fee simple title to the Property to CMP Carolina Theatre, LLC for
One Million Dollars ($1,000,000.00). The City Manager or her Designee is authorized to
execute the Purchase and Sales Agreement and such other documents necessary to
complete the sale in accordance with the terms and conditions as advertised, and which
such sale shall be contingent upon approval by the City Council and CMP Carolina
Theatre, LLC of a development and operating agreement.


CERTIFICATION

I, Brenda R. Freeze, 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 9th day of January, 2006, the reference
having been made in Minute Book 123, and recorded in full in Resolution Book 39, Page 949.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of

Brenda R. Freeze, CMC, City Clerk