A Resolution of the City Council of the City of Charlotte calling for a Joint Public Hearing to be held by the City Council and the Charlotte-Mecklenburg Historic Landmarks Commission on the Question of designating the property known as the “James Morrow Coffey House” (listed under Tax Parcel Number 141-071-05 as of September 1, 2000, and including the exterior of the house, the interior of the house, and the entire parcel of land listed under Tax Parcel Number 141-071-05 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of September 1, 2000) as an Historic Landmark. The property is owned by Bernice Tate and is located at 3300 Shopton Road in the City of Charlotte, Mecklenburg County, North Carolina.

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has made an investigation and report on the historic, architectural, and cultural significance of the property as described below; and

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has recommended that the City Council recommend to the City Council that the property described below as a Historic Landmark pursuant to as amended of the General Statutes of North Carolina; and

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has determined that the property described below is worthy for designation because of its special significance in terms of its history, architectural, and/or cultural importance, and because it possesses integrity of design, setting, workmanship, materials, feeling and/or association as required by N.C.G.S. 160A-400.5.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Charlotte, Mecklenburg County, North Carolina, that the City Council and the Charlotte-Mecklenburg Historic Landmarks Commission will hold a joint public hearing at which interested parties will
have an opportunity to be heard on the question of the designation of the property known as the "James Morrow Coffey House" (listed under Tax Parcel Number 141-071-05 as of September 1, 2000, and including the exterior of the house, the interior of the house, and the entire parcel of land listed under Tax Parcel Number 141-071-05 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of September 1, 2000) as an Historic Landmark.

BE IT FURTHER RESOLVED that reasonable notice of the time and place of the public hearing shall be given.

Approved as to form:

[Signature]

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 19th day of March, 2001 the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36, Page(s) 813-814.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 20th day of March, 2001.

[Signature]
A Resolution of the City Council of the City of Charlotte calling for a Joint Public Hearing to be held by the City Council and the Charlotte-Mecklenburg Historic Landmarks Commission on the Question of designating the property known as the "Withers-Efird House" (listed under Tax Parcel Number 175-013-05 as of September 1, 2000, and including the entire exterior of the house and the entire parcel of land listed under Tax Parcel Number 175-013-05 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of September 1, 2000) as an Historic Landmark. The property is owned by Queens College and is located at 2019 Selwyn Avenue in the City of Charlotte, Mecklenburg County, North Carolina.

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has made an investigation and report on the historic, architectural, educational, and cultural significance of the property as described below; and

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has recommended that the City Council adopt an ordinance designating the property described below as a Historic Landmark pursuant to Chapter 160A, Article 19, as amended of the General Statutes of North Carolina; and

WHEREAS, the Charlotte-Mecklenburg Historic Landmarks Commission has determined that the property described below meets the criteria for designation because of special significance in terms of its history, architectural, and/or cultural importance, and because it possesses integrity of design, setting, workmanship, materials, feeling and/or association as required by N.C.G.S. 160A-400.5.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Charlotte, Mecklenburg County, North Carolina, that the City Council and the Charlotte-Mecklenburg Historic Landmarks Commission will hold a joint public hearing at which interested parties will
have an opportunity to be heard on the question of the designation of the property known as the
"Withers-Effird House" (listed under Tax Parcel Number 175-013-05 as of September 1, 2000, and including the entire exterior of the house and the entire parcel of land listed under Tax Parcel Number 175-013-05 in the Mecklenburg County Tax Office, Charlotte, North Carolina as of September 1, 2000) as an Historic Landmark.

BE IT FURTHER RESOLVED that reasonable notice of the time and place of the public hearing shall be given.

Approved as to form:

[Signature]
City Attorney

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 19th day of March, 2001 the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36, Page(s) 815-816.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 20th day of March, 2001.

[Signature]
Brenda R. Freeze, CMC, City Clerk
RESOLUTION

A RESOLUTION TO REQUEST THE MECKLENBURG COUNTY DELEGATION TO THE NORTH CAROLINA GENERAL ASSEMBLY TO ACCEPT FOR INTRODUCTION A REVISED DRAFT OF A LOCAL BILL ENTITLED "AN ACT TO ALLOW THE CHARLOTTE CITY COUNCIL TO CONDUCT AN ADVISORY REFERENDUM ON CAPITAL INVESTMENTS IN SPORTS AND CULTURAL FACILITIES."

WHEREAS, on March 5, 2001 the Charlotte City Council acted to request the Mecklenburg County Delegation to introduce and seek the passage of a local act which would authorize the Charlotte City Council to hold an advisory referendum on the Sports and Cultural Facilities Capital Investments Package, and

WHEREAS, the Council is proposing more specific wording for the local act than that contained in the March 5 draft.

NOW, THEREFORE, BE IT RESOLVED

1. The Charlotte City Council respectfully requests that the Mecklenburg County Delegation to the North Carolina General Assembly introduce and seek the passage of the attached revised local bill entitled "An Act to Allow the Charlotte City Council to Conduct an Advisory Referendum on Capital Investments in Sports and Cultural Facilities."

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 19th day of March, 2001, the reference having been made in Minute Book _116_, and recorded in full in Resolution Book _36_, Page(s) _817_.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the _20th_ day of March, 2001.

Brenda R. Freeze, CMC, City Clerk
RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a 60-foot Street off Wallace Road in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, Hassan Radmanesh has filed a petition to close a 60-foot Street off Wallace Road in the city of Charlotte; and

Whereas, the 60-foot Street off Wallace Road to be closed lies from Wallace Road southwardly approximately 828 feet to its terminus as shown in a map marked “Exhibit A” and is more particularly described by metes and bounds in a document marked “Exhibit B”, both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

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

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at it’s regularly scheduled session of March 26, 2001, that it intends to close a 60-foot street off Wallace Road and that the said street (or portion thereof) being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk’s office, and hereby calls a public hearing on the question to be held at 7:00pm on Monday, the 14th day of May, 2001 in CMGC meeting chamber, 600 East 4th Street Charlotte North Carolina.

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

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 26th day of March, 2001, the reference having been made in minute book 116, and recorded in full in Resolution Book 36, page(s) 818.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

Nancy S. Gilbert, CMC, Deputy City Clerk
RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE an alleyway off East Seventh Street in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, Seventh Street Investors, LLC has filed a petition to close an alleyway off East Seventh Street in the city of Charlotte; and

Whereas, the alleyway off East Seventh Street to be closed lies from East Seventh Street northeastwardly approximately 188 feet to its terminus as shown in a map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

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

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of March 26, 2001, that it intends to close an alleyway off East Seventh Street and that the said street (or portion thereof) being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 7:00pm on Monday, the 14th day of May, 2001 in CMGC meeting chamber, 600 East 4th Street Charlotte North Carolina.

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

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 26th day of March, 2001, the reference having been made in minute book 116, and recorded in full in Resolution Book 36, page(s) 819.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

[Signature]

Nancy S. Gilbert, CMC, Deputy City Clerk
March 26, 2001
Resolution Book 36, Page 820

Extract of Minutes of a regular meeting of the City Council of the City of Charlotte, North Carolina held in the Meeting Chamber at the Charlotte-Mecklenburg County Governmental Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on March 26, 2001.

* * *

A regular meeting of the City Council of the City of Charlotte, North Carolina (the “City Council”) was held in the Meeting Chamber at the Charlotte-Mecklenburg County Governmental Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on March 26, 2001 (the “Meeting”), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmembers Autrey, Burgess, Cannon, Carter, Castano, Graham, Lochman, Mitchell, Spencer, Wheeler, and White.

The following members of the City Council were absent: None

Also present: Pamela A. Syfert, City Manager, DeWitt F. McCarley, City Attorney, and Nancy S. Gilbert, Deputy City Clerk.

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

RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN ESCROW AGREEMENT AND RELATED MATTERS

WHEREAS, the City of Charlotte, North Carolina (the “City”) issued $125,200,000 of its General Obligation Refunding Bonds, Series 1992 (the “1992 Refunding Bonds”), of which $55,500,000 aggregate principal amount is currently outstanding;

WHEREAS, the City wishes to provide for the defeasance of $34,265,000 aggregate principal amount of the outstanding 1992 Refunding Bonds (the “Defeased 1992 Refunding Bonds”) of which $17,515,000 relates to the financing of the Charlotte Coliseum and $16,750,000 relates to the financing of improvements to the City’s water and sanitary sewer system;

WHEREAS, the City will provide for the defeasance of the Defeased 1992 Refunding Bonds in the manner set forth in the Escrow Agreement dated on or about March 29, 2001 (the “Escrow Agreement”) between the City and First Union National Bank, as escrow agent;

WHEREAS, there has been described to the City Council the Escrow Agreement, a copy of which has been made available to the City Council, which the City Council proposes to approve, enter into and deliver.

WHEREAS, it appears that the Escrow Agreement is in an appropriate form and is an appropriate instrument for the purposes intended;

CLT:523609.1
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AS FOLLOWS:

Section 1. Authorization to Execute the Escrow Agreement. The form and content of the Escrow Agreement shall be and the same hereby are in all respects authorized, approved and confirmed, and the City Manager, the City Director of Finance or their respective designees shall be and they hereby are authorized, empowered and directed to execute and deliver the Escrow Agreement, including necessary counterparts, in substantially the form and content presented to the City Council, but with such changes, modifications, additions or deletions therein as shall to them seem necessary, desirable or appropriate, the execution thereof to constitute conclusive evidence of the City’s approval of any and all changes, modifications, additions or deletions therein from the form and content of the Escrow Agreement presented to the City Council, and that from and after the execution and delivery of the Escrow Agreement, the City Manager, the City Director of Finance and the City Clerk, or their respective designees, are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Escrow Agreement as executed.

Section 2. Severability. That if any section, phrase or provision of this Resolution shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases or provisions of this Resolution.

Section 3. Repealer. That all motions, orders, resolutions and parts thereof, in conflict herewith are hereby repealed.

Section 4. Effective Date. This Resolution will take effect immediately on its adoption.

On motion of Councilmember Burgess, seconded by Councilmember Autrey, the foregoing resolution entitled “RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN ESCROW AGREEMENT AND RELATED MATTERS” was duly adopted by the following vote:

AYES: Unanimous

NAYS: None
STATE OF NORTH CAROLINA

CITY OF CHARLOTTE

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 entitled "RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN ESCROW AGREEMENT AND RELATED MATTERS" adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of March, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36, Page(s) 820-822.

WITNESS my hand and the seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

[Seal]

Nancy S. Gilbert, CMC, Deputy City Clerk
COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA

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

WHEREAS, the North Carolina Department of Transportation and the City of Charlotte propose to make certain street and highway improvements consisting of the revision of the interchange at I-485 and Providence Road (NC 16).

WHEREAS, said Department of Transportation and this Municipality propose to enter into an Agreement for the above-captioned project whereby this Municipality agrees; (1) to effect the necessary adjustment of any utilities under franchise without cost to the Department of Transportation, and (2) to provide for the adjustment of any municipally-owned utilities without cost to the Department of Transportation, except that said Department will reimburse this Municipality in accordance with said Department's Municipally-Owned Utility Policy; and,

WHEREAS, the Department agrees to acquire the right of way and construct the project in accordance with the approved project plans, and,

WHEREAS, the Agreement will further provide for the establishment, maintenance, and enforcement of traffic operating controls for the regulation and movement of traffic on the project upon its completion.

NOW, THEREFORE, BE IT RESOLVED that Project I-4041, Mecklenburg County, is hereby formally approved by the City Council of the Municipality of Charlotte and that the Transportation Director and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I. Nancy S. Gilbert, Deputy Clerk of the Municipality of Charlotte, 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 26th day of March, 2001 and the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36, Page 823.

WITNESS, my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

SEAL

Deputy City Clerk
Nancy S. Gilbert, CMC
March 25, 2001
Resolution Book 36, Page 824

COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

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

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans for the improvement of NC 49 (S. Tryon Street) from SR 1122 (Moss Road) to Charlotte Western Outer Loop; and,

WHEREAS, said Department of Transportation and the City of Charlotte propose to enter into an agreement whereby said Department will include in its construction contract provisions for the installation relocation and adjustment of certain municipally-owned water and sewer lines in conflict with the project; and,

WHEREAS, the City of Charlotte agrees to reimburse the Department of Transportation for the entire cost of said work with reimbursement to be made in one final payment upon completion of the work.

NOW, THEREFORE, BE IT RESOLVED that Project U-2512 BA, Mecklenburg County, is hereby formally approved by the City Council of the City of Charlotte and that the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Nancy S. Gilbert, Clerk of the City of Charlotte, 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 26th day of March, 2001, and the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36, Page 824.

WITNESS, my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

Deputy City Clerk
Nancy S. Gilbert, CMC
COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

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

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans for the improvement of NC 27 (E. Charlotte Avenue) from NC 273 (Highland Avenue) in Mount Holly to 0.15 mile east of entrance at Sandoz Chemicals, including replacement of Bridge #66 over the Catawba River; and,

WHEREAS, said Department of Transportation and the City of Charlotte propose to enter into an agreement whereby said Department will include in its construction contract provisions for the installation of a new municipally-owned sewer line along the project; and,

WHEREAS, the City of Charlotte agrees to reimburse the Department of Transportation for the entire cost of said work with reimbursement to be made in one final payment upon completion of the work.

NOW, THEREFORE, BE IT RESOLVED that Project 8-1193, Mecklenburg County, is hereby formally approved by the City Council of the City of Charlotte and that the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Nancy S. Gilbert, Deputy Clerk of the City of Charlotte, 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 26th day of March 2001 and the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36, Page 825...

WITNESS, my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

SEAL

Nancy S. Gilbert, CMC
COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

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

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans to make certain street and highway improvements within the Municipality under Project U-3307, Mecklenburg County, said plans consisting of the construction of East - West Circumferential Road from 0.6 Miles east of US 521 (Lancaster Highway) to NC 16 (Providence Road); and,

WHEREAS, said Department of Transportation and this Municipality propose to enter into an Agreement for the above-captioned project whereby this Municipality agrees; (1) to effect the necessary adjustment of any utilities under franchise without cost to the Department of Transportation, and (2) to provide for the adjustment of any municipally-owned utilities without cost to the Department of Transportation, except that said Department will reimburse this Municipality in accordance with said Department's Municipally-Owned Utility Policy; and,

WHEREAS, the Department agrees to acquire the right of way and construct the project in accordance with the approved project plans, and,

WHEREAS, at the request of the Municipality, the Department shall construct sidewalks on the curb and gutter sections of the north side of the project, and shall reimburse the Department 50% of the actual cost of the work; and,

NOW, THEREFORE, BE IT RESOLVED that Project U-3307, Mecklenburg County, is hereby formally approved by the City Council of the City of Charlotte and that the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Nancy S. Gilbert, Deputy Clerk of the City of Charlotte, 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 26th day of March, 2001, and the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36, Page 826...

WITNESS, my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001

[Signature]
Deputy City Clerk
Nancy S. Gilbert, CMC
COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

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

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans for the construction of East-West Circumferential Road from West of Marvin Road to Landen West property line; and,

WHEREAS, said Department of Transportation and the City of Charlotte propose to enter into an agreement whereby said Department will include in its construction contract provisions for the relocation and adjustment of certain municipally-owned water and sewer lines located along the project; and,

WHEREAS, the City of Charlotte agrees to reimburse the Department of Transportation for the entire cost of said work with reimbursement to be made in one final payment upon completion of the work (estimated cost is $472,182.00).

NOW, THEREFORE, BE IT RESOLVED that Project U-3307 A, Mecklenburg County, is hereby formally approved by the City Council of the City of Charlotte and that the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Nancy S. Gilbert, Clerk of the City of Charlotte, 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 26th day of March 2001 and the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36, Page 827.

WITNESS, my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March 2001.

Deputy City Clerk
Nancy S. Gilbert, CMC
A motion was made by Councilmember Burgess and seconded by Councilmember Autrey for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans for the construction of East-West Circumferential Road from Landen West property line to NC 16 (Providence Road); and,

WHEREAS, said Department of Transportation and the City of Charlotte propose to enter into an agreement whereby said Department will include in its construction contract provisions for the relocation and adjustment of certain municipally-owned sewer lines and install a new 16" water main along the project; and,

WHEREAS, the City of Charlotte agrees to reimburse the Department of Transportation for the entire cost of said work with reimbursement to be made in one final payment upon completion of the work.

NOW, THEREFORE, BE IT RESOLVED that Project U-3307 B, Mecklenburg County, is hereby formally approved by the City Council of the City of Charlotte and that the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Nancy S. Gilbert, Deputy Clerk of the City of Charlotte, 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 of March, 2001, and the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36, Page 828.

WITNESS, my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

SEAL

Deputy City Clerk
Nancy S. Gilbert, CMC
CHARLOTTE CITY COUNCIL

Resolution Authorizing Sale of Personal Property by Public Auction

WHEREAS, G.S. 160A-270 allows the City Council to sell personal property at public auction upon adoption of a resolution or order authorizing the appropriate official to dispose of the property at public auction; and,

WHEREAS, the City Manager has recommended that the property listed on the attached Exhibit A should be sold at public auction as surplus property; and,

NOW THEREFORE, Be it resolved, by the Charlotte City Council that the City Manager or her designee is authorized to sell at public auction on the 21st day of April 2001, at 10:00 a.m. and on the 28th day of April 2001, at 10:00 a.m. both at the City-County Surplus Property Facility, 3301 North I-85 Service Road, Charlotte, North Carolina, the surplus property described on Exhibit A, as per the terms and conditions as specified in the Auctioneer Services contract approved by this Council and in accordance with G.S. 160A-270. The terms of the sale shall be net cash. The City Manager or his/her designee is directed to publish at least once and not less than ten (10) 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.

Adopted on this ___26th___ day of __March__, 2001

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 26th day of March, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36 at page(s) 829-835.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

Nancy S. Gilbert, CMC, Deputy City Clerk
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**Spring Auction**

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**March 26, 2001**

**Resolution**

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| USA 023 | 1993 | Chevrolet | Blazer | 4x4 Sport Utility Vehicle | 1GNCT18W0P0167351 |
| USA 024 | 1993 | Chevrolet | Blazer | 4x4 Sport Utility Vehicle | 1GNCT18W4P6168753 |
| PDA 513 | 1993 | Nissan | Pathfinder | Sport Utility Vehicle | JN8HD17Y2PW123691 |
| PDA 555 | 1993 | Ford | Explorer | Sport Utility Vehicle | 1FMDU32X5PUO02221 |
| UEA 040 | 1989 | Chevrolet | Suburban | Passenger Van | 1GNER16K9KF151744 |
| UEA 052 | 1988 | Chevrolet | Suburban | Passenger Van | 1GNER16KXJF180118 |
| PDA 509 | 1988 | Ford | Bronco | Sport Utility Vehicle | 1FMCU12TJUAA72014 |
| UEA 020 | 1987 | Chevrolet | Suburban | Passenger Van | 1GNER16KH5F160661 |

| SNU 004 | 1993 | Ford | F-150 | Pickup W / Toolbox | 1FTEF15NXPA67684 |
| ACJ 018 | 1991 | Ford | F-250 | Pickup W / Animal Control Body | 1FTHF25H1MNA73544 |
| UDU 117 | 1991 | Ford | F-250 | Full Size Pickup | 1FTHF25H2MNA93253 |
| UCI 201 | 1991 | Ford | F Super Duty | Full Size Pickup W / Utility Body | 2FDLF47M0MACA73391 |
| SMU 043 | 1990 | Chevrolet | 3500 | Pickup | 1GBHR33K2LF303567 |
| USJ 122 | 1990 | Chevrolet | 3500 | Pickup W / Crew Cab / Utility Body | 1GBHR33K6LF303495 |
| USJ 127 | 1990 | Chevrolet | 3500 | Pickup W / Crew Cab / Utility Body | 1GBHR33K6LF303457 |
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| UCU 080 | 1991 | Chevrolet | 1500 | Pickup | 1GEC14H6M3181052 |
| UDJ 261 | 1994 | Ford | F Super Duty | Full Size Pickup W / Utility Body | 1FDLF47M2REA72000 |
| UFU 021 | 1989 | Chevrolet | C-1500 | Full Size Pickup | 2GEC14H4K1213477 |
| UDJ 230 | 1988 | Ford | F-350 | Pickup W / Utility Body / Winch | 1FDJF37H1JNB48500 |
| SMU 063 | 1987 | Ford | F-150 | Pickup | 1FTEF15NHB111487 |
| 63837 | 1991 | Chevrolet | 2500 | Full Size Pickup W / Toolbox | 1GCSC24K6MP130144 |
| 63838 | 1991 | Chevrolet | 2500 | Full Size Pickup W / Compressor | 1GCSC24K1ME130181 |
| 63835 | 1990 | Chevrolet | 2500 | Pickup | 1GCSC24K9LE244640 |
| 58176 | 1987 | Ford | F-250 | Full Size Pickup | 1FTHF25H8NB11518 |
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| 58175 | 1987 | Ford | F-250 | Full Size Pickup | 1FTHF25HNNB11523 |
| 63836 | 1990 | Chevrolet | 2500 | Full Size Pickup | 1GCSC24K6LE244621 |
| FDU 090 | 1986 | Chevrolet | C-10 | Full Size Pickup W / Toolbox | 2GEC14H9G1191127 |
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<td>1990 Chevrolet</td>
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<td>Pickup W/ Animal Control Body</td>
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</table>
March 26, 2001
Resolution Book 36, Page 835

Spring Auction

April 21, 2001
Exhibit A

PDB 505 1994 Ford E-250 Van 1FTE24Y5RHB33245
UDC 934 1999 Ingersoll Compressor / Burned 301910UFJ222
UST 505 1989 Kubota Tractor / Burned 60401
UST 852 1995 Kubota L 4200 Tractor / Wrecked L4200D53015

Miscellaneous

UDY 578 1992 Hudson Trailer 10HHSE162N1000747

Gas Tank
Camper Top
Computers, Printers, Office furniture
Various other miscellaneous items
CHARLOTTE CITY COUNCIL

Resolution Authorizing the Donation of City Property to Goodwill Industries for the Work First Program

WHEREAS, G.S. 160A-279 allows the City Council to donate personal property to a private entity for the purpose of carrying out a public purpose; and,

WHEREAS, the City has designated the property, listed on the attached Exhibit B, eligible for donation; and,

WHEREAS, the City no longer needs the vehicles; and,

NOW THEREFORE, Be it resolved, by the Charlotte City Council that the City Manager or her designee is authorized to donate the property to Goodwill Industries for the Work First Program.

Adopted on this _26th_ day of _March_, 2001

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 26th day of March, 2001, the reference having been made in Minute Book _116_, and recorded in full in Resolution Book _36_ at page(s) _836-837_.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the _27th_ day of March, 2001.

Nancy S. Gilbert, CMC, Deputy City Clerk
<table>
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<th>Equip #</th>
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHARLOTTE THAT:

The right-of-way known as a 10-foot alleyway running off Augusta Street, which is more particularly described in Deed Book 10166 at Page 455 recorded in the Mecklenburg County Public Registry, and the right-of-way known as a 10-foot alleyway running between LaSalle Street and Cumming Avenue, which is more particularly described in Deed Book 10990 at Page 543 and Deed Book 10774 at Page 051 recorded in the Mecklenburg County Public Registry are not part of the street plan adopted pursuant to North Carolina General Statutes, Section 136-66.2.

CERTIFICATION

Deputy

I, Nancy S. Gilbert, 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 26th day of March, 2004, the reference having been made in Minute Book 116, page , and recorded in full in Resolution Book 36, page 838-855.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

Nancy S. Gilbert, City Clerk

Drawn by: City of Charlotte
Return to: City of Charlotte - Box
STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

DECLARATION OF WITHDRAWAL OF
DEDICATION AND TERMINATION OF
ALL EASEMENT RIGHTS

Alleyway from Augusta Street to 10' Alleyway

The Northwest Corridor Community Real Estate Corporation, a North Carolina
Corporation (hereinafter “NWCCREC”) being the fee simple owner of that real property
more particularly described as Tax Parcel Numbers 075-037-03, 075-037-04, 075-037-
05, 075-037-06, as conveyed to NWCCREC at Deed Book 10166, Page 455 of the
Mecklenburg Public Registry, and intending to withdraw from dedication any existing
rights-of-way or alleys and to terminate any and all easements with respect to any alley as
more particularly described in the legal description attached hereto as Exhibit “A” and
the plat entitled “Alley Closure of 10' Alley from Augusta Street to 10’ Alley Survey for
Northwest Corridor Community Real Estate Corporation dated January 12, 2001,
attached hereto as Exhibit “B”, both of which are incorporated herein by reference
(hereinafter “Withdrawn Alley”).

WITNESSETH:

WHEREAS, NWCCREC owns in fee simple all of those lots adjoining or
abutting the Withdrawn Alley;

WHEREAS, the Withdrawn Alley has not been actually opened and used by the
public within 15 years from and after the dedication thereof;

WHEREAS, the Withdrawn Alley was dedicated by a corporation, Southern
Realty and Development Corp., which corporation is not now in existence;

WHEREAS, the Withdrawn Alley is not part of a future street shown on the street
plan adopted pursuant to N.C. Gen. Stat. 136-66.2;

WHEREAS, the closing of said Withdrawn Alley will allow NWCCREC to use
said Withdrawn Alley as part of an overall development plan incorporating adjacent
properties, and the overall development plan would not be possible without this alleyway
abandonment;

WHEREAS, the closing of said Withdrawn Alley is not contrary to the public
interest; and

WHEREAS, no individual, partnership or corporation owning property in the
vicinity of said Withdrawn Alley will be deprived of reasonable means of ingress and
egress to his or its property by virtue of the closing;
NOW THEREFORE, NWCCREC, pursuant to the provisions of N.C. Gen. Stat. 136-96, hereby declares as follows:

Any dedication of the Withdrawn Alley for public use is hereby declared and shall hereafter be conclusively presumed withdrawn from any public use for which it may have been dedicated and no person, partnership or corporation shall have any right, or cause of action hereafter to enforce any public or private easement therein.

As the owner of the fee simple interest in and to all property adjacent to and abutting the Withdrawn Alley, NWCCREC does hereby declare terminated and withdrawn from dedication and all rights-of-way, easements or other rights whatsoever arising, directly or indirectly, out of the Withdrawn Alley.

IN WITNESS WHEREOF, NWCCREC has caused this instrument to be executed under seal on this ___ day of February, 2001.

NORTHWEST CORRIDOR
COMMUNITY REAL
ESTATE CORPORATION

By: [Signature]
Title: [Title]

ATTEST:

[Signature]
Secretary or Assistant Secretary

[Corporate Seal]
STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

I, Frances D. McMeekan, a Notary Public of the County and State
aforesaid, certify that Lawrence Talver, personally appeared before me this day
and acknowledged that he/she is Secretary/Assistant Secretary of Northwest Corridor
Community Real Estate Corporation, and that by authority duly given and as the act of
the corporation, the foregoing instrument was signed in its name by its President, sealed
with its corporate seal and attested by him/her as its Secretary/Assistant Secretary.

Witness my hand and official stamp or seal, this 26th day of February, 2001.

Notary Public

My Commission Expires: 09/10/2004
Exhibit A

DECLARATION OF WITHDRAWAL OF DEDICATION AND TERMINATION OF ALL EASEMENT RIGHTS

Alleyway from Augusta Street to 10' Alleyway

LEGAL DESCRIPTION

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

Beginning at an existing iron pin on the existing 50' public right of way of Augusta Street, said pin being N 11° 13' 00" E 190.00 feet from an existing iron pin at the intersection of the rights of way of Augusta Street and LaSalle Street.

Thence with the right of way of Augusta Street N 11° 13' 00" E 10.90' to an existing iron pin at a corner of Northwest Corridor Community Real Estate Corp.

Thence with the line of Northwest Corridor Community Real Estate Corp S 78° 47' 00" E 175.00' to an existing iron pin in the line of an existing 10' alley.

Thence with the line of the existing 10' alley S 11° 13' 06" W 10.00' to an existing iron pin at a corner of Northwest Corridor Community Real Estate Corp.

Thence with the line of the line of Northwest Corridor Community Real Estate Corp N 78° 47'00" W 175.00' (passing existing iron pins at 43.00' and 87.00') to the point and place of beginning containing 0.040 acres and shown on the plat entitled “Alley Closure of 10' Alley from Augusta Street to 10' Alley Survey for Northwest Corridor Community Real Estate Corp. by Concord Engineering and Surveying, Inc. dated January 12, 2001.
Exhibit B

DECLARATION OF WITHDRAWAL OF DEDICATION AND TERMINATION OF ALL EASEMENT RIGHTS

Alleyway from Augusta Street to 10’ Alleyway

SURVEY FOR NORTHWEST CORRIDOR COMMUNITY REAL ESTATE CORPORATION
DATED JANUARY 12, 2001

(SEE ATTACHED)
STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

10' Alleyway From LaSalle Street to Cummings Avenue

The Northwest Corridor Community Real Estate Corporation, a North Carolina Corporation (hereinafter "NWCCREC") being the fee simple owner of that real property more particularly described as Tax Parcel Numbers 075-037-02, 075-037-03, 075-037-06, 075-037-08, 075-037-12, as conveyed to NWCCREC at Deed Book 10166, Page 455 of the Mecklenburg Public Registry; and 075-037-09, as conveyed to NWCCREC at Deed Book 10990, Page 543 of the Mecklenburg Public Registry; and 075-037-10, as conveyed to NWCCREC at Deed Book 10774, Page 051 of the Mecklenburg Public Registry; and intending to withdraw from dedication any existing rights-of-way or alleys and to terminate any and all easements with respect to any alley as more particularly described in the legal description attached hereto as Exhibit "A" and the plat entitled "Alley Closure of 10' Alley from LaSalle Street to Cummings Avenue for Northwest Corridor Community Real Estate Corporation dated January 12, 2001, attached hereto as Exhibit "B", both of which are incorporated herein by reference (hereinafter "Withdrawn Alley").

WITNESSETH:

WHEREAS, NWCCREC owns in fee simple all but two of the lots adjoining or abutting theWithdrawn Alley;

WHEREAS, New Bethlehem Baptist Church owns Tax Parcel 075-037-11, conveyed to it at Deed Book 1989, Page 543 of the Mecklenburg Public Registry, which adjoins the Withdrawn Alley, and it has consented to the withdrawal thereof as evidenced by the executed Agreement of Understanding attached hereto as Exhibit "C" which is attached hereto and made a part hereof;

WHEREAS, Thomas G. Harris and Yolanda T. Harris own Tax Parcel 075-037-07, conveyed to them at Deed Book 11030, Page 965 of the Mecklenburg Public Registry, which adjoins the Withdrawn Alley, and they have consented to the withdrawal thereof as evidenced by the executed Agreement of Understanding attached hereto as Exhibit "D" which is attached hereto and made a part hereof;

WHEREAS, the Withdrawn Alley has not been actually opened and used by the public within 15 years from and after the dedication thereof;

WHEREAS, the Withdrawn Alley was dedicated by a corporation, Southern Realty and Development Corp., which corporation is not now in existence;
WHEREAS, the Withdrawn Alley is not part of a future street shown on the street plan adopted pursuant to N.C. Gen. Stat. 136-66.2;

WHEREAS, the closing of said Withdrawn Alley will allow NWCCREC to use said Withdrawn Alley as part of an overall development plan incorporating adjacent properties, and the overall development plan would not be possible without this alleyway abandonment;

WHEREAS, the closing of said Withdrawn Alley is not contrary to the public interest; and

WHEREAS, no individual, partnership or corporation owning property in the vicinity of said Withdrawn Alley will be deprived of reasonable means of ingress and egress to his or its property by virtue of the closing;

NOW THEREFORE, NWCCREC, pursuant to the provisions of N.C. Gen. Stat. 136-96, hereby declares as follows:

Any dedication of the Withdrawn Alley for public use is hereby declared and shall hereafter be conclusively presumed withdrawn from any public use for which it may have been dedicated and no person, partnership or corporation shall have any right, or cause of action hereafter to enforce any public or private easement therein.

As the owners of the fee simple interest in and to property adjacent to and abutting the Withdrawn Alley, NWCCREC, with New Bethlehem Baptist Church and Thomas G. Harris and Yolanda T. Harris consenting, does hereby declare terminated and withdrawn from dedication and all rights-of-way, easements or other rights whatsoever arising, directly or indirectly, out of the Withdrawn Alley.

IN WITNESS WHEREOF, NWCCREC has caused this instrument to be executed under seal on this ____ day of February, 2001.

NORTHWEST CORRIDOR
COMMUNITY REAL
ESTATE CORPORATION

By: [Signature]
Title: [Executive Director]

ATTEST:

[Corporate Seal]

Page 2
STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

I, Brenda L. Moore, a Notary Public of the County and State
aforesaid, certify that Lawrence Teller, personally appeared before me this day
and acknowledged that he/she is Secretary/Assistant Secretary of Northwest Corridor
Community Real Estate Corporation, and that by authority duly given and as the act of
the corporation, the foregoing instrument was signed in its name by its President, sealed
with its corporate seal and attested by him/her as its Secretary/Assistant Secretary.

Witness my hand and official stamp or seal, this 8th day of February, 2001.

[Signature]

Notary Public

My Commission Expires: 09/14/2004
Exhibit A

DECLARATION OF WITHDRAWAL OF DEDICATION AND TERMINATION OF ALL EASEMENT RIGHTS

10’ Alleyway From LaSalle Street to Cummings Avenue

LEGAL DESCRIPTION

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

Beginning at an existing iron pin on the existing 60’ public right of way of LaSalle Street, said pin being N 78° 47’ 00” W 175.00 feet from an existing iron pin at the intersection of the right of ways of Augusta Street and LaSalle Street.

Thence with the Northwest Corridor Community Real Estate Corp N 11° 13’ 00” E 190.00’ to an existing iron pin in the line of an existing 10’ alley.

Thence with the line of the existing 10’ alley N 11° 13’ 00” E 10.00’ to an existing iron pin in the line of an existing 10’ alley, an existing corner of Northwest Corridor Community Real Estate Corp.

Thence with the line of Northwest Corridor Community Real Estate Corp. N 11° 13’00” E 200.00’ to an existing iron pin in the right of way of Cummings Avenue.

Thence with the line of the existing 50’ public right of way of Cummings Avenue S 78° 47’00” E 10.00’ to an existing iron pin a corner of Northwest Corridor Community Real Estate Corp.

Thence with the line of the Northwest Corridor Community Real Estate Corp S 11° 13’00” W 400.00’ (passing existing iron pins at 100.00’, 200.00’, and 250.00’) to an existing iron pin on the right of way of LaSalle Street.

Thence with the 60’ public right of way of LaSalle N 78° 47’ 00” W 10.00’ to the point and place of beginning containing 0.091 acres and shown on the plat entitled “Alley Closure of 10’ Alley from LaSalle Street to Cummings Avenue Survey for Northwest Corridor Community Real Estate Corp. by Concord Engineering and Surveying, Inc., dated January 12, 2001.”
Exhibit B

DECLARATION OF WITHDRAWAL OF DEDICATION AND TERMINATION OF ALL EASEMENT RIGHTS

10' Alleyway From LaSalle Street to Cummings Avenue

SURVEY FOR NORTHWEST CORRIDOR COMMUNITY REAL ESTATE CORPORATION DATED JANUARY 12, 2001

(SEE ATTACHED)
Exhibit C

DECLARATION OF WITHDRAWAL OF DEDICATION AND TERMINATION OF ALL EASEMENT RIGHTS

10' Alleyway From LaSalle Street to Cummings Avenue

AGREEMENT OF UNDERSTANDING EXECUTED BY

New Bethlehem Baptist Church

(SEE ATTACHED)
RIGHT OF WAY ABANDONMENT

AGREEMENT OF UNDERSTANDING

The following property owner has a parcel or parcels that adjoin the public right-of-way known as a portion of the 10-foot alleyway running between Cummings Avenue and Lasalle Street, all within the block bounded by Augusta Street, Cummings Avenue, Madrid Street and Lasalle Street in the City of Charlotte, Mecklenburg County, North Carolina. The owner hereby indicates, by signature, that he agrees with the proposal to abandon that right-of-way. The owner further understands that once abandoned, a portion of that right-of-way becomes the owner’s property. The owner will then be responsible for maintenance and any additional property taxes that may result from the increase in the size of the owner’s original parcel.

I understand the statement above and agree with the proposed abandonment.

Tax Parcel No.: 075-037-11
Legal Description: L14-17 B9 M3-309

[Signature]
Rev. B. R. Moore
New Bethlehem Baptist Church
Exhibit D

DECLARATION OF WITHDRAWAL OF DEDICATION AND TERMINATION OF ALL EASEMENT RIGHTS

10' Alleyway From LaSalle Street to Cummings Avenue

AGREEMENT OF UNDERSTANDING EXECUTED BY

Mr. Herman G. Thomas and Mrs. Yolanda T. Thomas

(SEE ATTACHED)
RIGHT OF WAY ABANDONMENT

AGREEMENT OF UNDERSTANDING

The following property owner has a parcel or parcels that adjoin the public right-of-way known as a portion of the 10-foot alleyway running between Cummins Avenue and Lasalle Street, all within the block bounded by Augusta Street, Cummins Avenue, Madrid Street and Lasalle Street in the City of Charlotte, Mecklenburg County, North Carolina. The owner hereby indicates, by signature, that he agrees with the proposal to abandon that right-of-way. The owner further understands that once abandoned, a portion of that right-of-way becomes the owner’s property. The owner will then be responsible for maintenance and any additional property taxes that may result from the increase in the size of the owner’s original parcel.

I understand the statement above and agree with the proposed abandonment.

Tax Parcel No.: 075-037-07
Legal Description: L26-29 B9 M3-309

Mr. Herman G. Thomas

Mrs. Yolanda T. Thomas
RESOLUTION TO AUTHORIZE THE EXCHANGE OF REAL PROPERTY BELONGING TO THE CITY OF CHARLOTTE FOR OTHER REAL PROPERTY BELONGING TO IAC CHARLOTTE – YAB L.L.C.

WHEREAS, the City of Charlotte owns two parcels of real property, totaling 2.7115 acres and valued at $271,150. The first tract is 2.6439 acres at the northeast corner of Belle Oaks Drive and Whippoowill Drive. It is Tax Parcels 141-054-05, -06, and a portion of -07. The second tract is .0678 acres located on the north side of the proposed Oak Lake Blvd. extension. It is a portion of Tax Parcel 141-054-01; and

WHEREAS, IAC CHARLOTTE- YAB L.L.C. owns four tracts, totaling 2.7115 acres and valued at $280,856. The first two tracts total 2473 and are on the southeast corner of Belle Oaks Drive and Byrum Drive. They are a portion of Tax Parcel 141-054-01. The third tract is 2.0129 acres south of the proposed Oak Lake Blvd. Extension. It is Tax Parcel 141-054-29. The fourth tract is .513 acres, generally north of the proposed Oak Lake Blvd. Extension, and is a portion of Tax Parcel 141-054-14; and

WHEREAS, the City desires to exchange its property, which has been appraised by an MAI Appraiser as having a value of $271,150, for the property owned by IAC CHARLOTTE – YAB L.L.C., which has been appraised by an MAI Appraiser as having a value of $280,856; and

WHEREAS, notice of Council’s intent to authorize the exchange was published at least 10 days before the adoption of this resolution as required by North Carolina General Statute Section 160A-271.

NOW, THEREFORE, BE IT RESOLVED that the Charlotte City Council hereby authorizes the exchange of real property as heretofore described.

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 26th day of March, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36 at page(s) 856.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

[Signature]
Nancy S. Gilbert, CMC, Deputy 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 OLD STATESVILLE ROAD WIDENING PROJECT; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for OLD STATESVILLE ROAD WIDENING PROJECT and estimated to be approximately 21,736 square feet (0.499 acre) for fee-simple, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 043-088-11, said property currently owned by LLOYD WAYNE WILLIAMS and spouse, if any; WILLIAM D. BLAIR, Trustee; ESTATE OF ALMEDA EVERHART WILLIAMS; 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.
March 26, 2001
Resolution Book 36, Page 858

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 26th day of March, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36, Page(s) 857-858.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

[Signature]
Nancy S. Gilbert, CMC, Deputy City Clerk
RESOLUTION CLOSING A PORTION OF GREENWOOD 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 Greenwood 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 Greenwood 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 Charlotte-Mecklenburg Utilities and BellSouth Telecommunications, Inc. to maintain their proposed facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 26th day of March, 2001, and City Council determined that the closing of the portion of Greenwood 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 March 26, 2001, that the Council hereby orders the closing of the portion of Greenwood Avenue in the City of Charlotte Mecklenburg County, North Carolina as shown in a map marked "Exhibit A" and is more particularly described by metes and bounds in a 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, Nancy S. Gilbert, Deputy 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 26th day of March, 2001, the reference having been made in Minute book 116, and recorded in full in resolution book 36, page(s) 859-861.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

Nancy S. Gilbert, CMC, Deputy City Clerk

Drawn by: City of Charlotte
Return to: City of Charlotte - Bar
The subject property is not located within a Special Flood Hazard Area according to Flood Insurance Rate Map. Community Panel No. 370358-00009.

Effective Date: 2/27/73

PHYSICAL SURVEY
A RIGHT OF WAY CONDEMNATION PLAT OF GREENWOOD AVENUE, CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA PREPARED BY:

STEVEN B. MULLINS AND ASSOCIATES, P.A.
REGISTERED LAND SURVEYORS

DRAWN BY: STEPHEN B. MULLINS
ATTACHMENT 1
CONVEYED TO: N.C.A.
RECORDED IN MAP BOOK 0014, PAGE 0054

0019
DEED BOOK 0070, PAGE 562

3120 MILTON RD, SUITE 222
CHARLOTTE, N.C. 28215
(704) 563-0566
March 26, 2001
Resolution Book 36, Page 861

"Exhibit B"

To reach the BEGINNING POINT, start at a point which is located on or near the margin of Statesville Road and on the northerly margin of the right-of-way of Greenwood Avenue as the same is shown on a plat of Jennings Place Subdivision recorded in Map Book 4 at Page 39 in the Mecklenburg County Public Registry which point is also located S. 58°16'-25" W. 89.06 feet from NCGS Monument "BELK"; Thence with the aforesaid northerly margin of the right-of-way of Greenwood Avenue N. 88°45'-00" W. 313.42 feet to the point and place of BEGINNING; thence continuing with the aforesaid northerly margin of the right-of-way of Greenwood Avenue N. 88°45'-00" W. 310.00 feet to a point; thence S. 01°36'-19 W. 30.0 feet to a point on the southerly margin of the right of way of the aforesaid Greenwood Avenue; thence with the southerly margin of the right-of-way of the aforesaid Greenwood Avenue S. 88°45'-00" E. 256.12 feet to a point; thence with the arc of a circular curve to the left having a radius of 50.00 feet an arc distance of 56.06 feet (chord bearing N. 56°45'-05" E., chord distance 53.17 feet) to a point; thence with the arc of a circular curve to the left having a radius of 50.00 feet an arc distance of 37.88 feet (chord bearing N. 67°19'-09" E., chord distance 36.98 feet) to the point and place of BEGINNING.
RESOLUTION CLOSING A PORTION OF LAURA 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 Laura 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 Laura 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 Duke Power Company and all other owners of existing underground telecommunication facilities to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 26th day of March, 2001, and City Council determined that the closing of a portion of Laura 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 March 26, 2001, that the Council hereby orders the closing of a portion of Laura Drive in the City of Charlotte Mecklenburg County, North Carolina as shown in a map marked "Exhibit A" and is more particularly described by metes and bounds in a 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

[Nancy S. Gilbert, Deputy 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 26th day of March, 2001, the reference having been made in Minute book 116, and recorded in full in resolution book 36, page(s) 862-864.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March, 2001.

Drawn by: City of Charlotte
Return to: City of Charlotte - Box
BEGINNING AT A POINT on the southern right-of-way of Laura Drive, said point being the northeast corner of the property of C.A. Harris, now or formerly, as recorded in Deed Book 1936 Page 527, Mecklenburg County Register of Deeds, Charlotte, North Carolina, and the northwest corner of the property of Mike Fogle and also being the common corner between the northeast corner of Lot 9, Block C and the northwest corner of Lot 10, Laura Jordan Estate, as recorded in Map Book 7 Page 417; THENCE crossing the right-of-way of Laura Drive North 16 degrees 35 minutes 30 seconds East for a distance of 60.00 feet to an existing iron pin in the northern right-of-way of Laura Drive; THENCE along the northern right-of-way of Laura Drive South 73 degrees 20 minutes 09 seconds East for a distance of 60.39 feet to an existing iron pin; THENCE continuing along the northern right-of-way of Laura Drive along a curve to the left having a radius of 50.00 feet and an arc length of 57.100 feet, being subtended by a chord of North 73 degrees 56 minutes 54 seconds East for a distance of 54.05 feet to an existing iron pin; THENCE continuing along the right-of-way of Laura Drive North 41 degrees 13 minutes 51 seconds East for a distance of 85.67 feet to an existing iron pin; THENCE continuing along the right of way of Laura Drive a curve to the right having a radius of 110.00 feet and an arc length of 107.05 feet, being subtended by a chord of North 69 degrees 06 minutes 35 seconds East for a distance of 102.87 feet to an existing iron pin on the western right-of-way of East W.T. Harris Boulevard; THENCE along the western right-of-way of East W.T. Harris Boulevard South 10 degrees 25 minutes 21 seconds West for a distance of 60.24 feet to an existing iron pin on the southern right-of-way of Laura Drive; THENCE along a curve to the left having a radius of 50.00 feet and an arc length of 45.046 feet, being subtended by a chord of South 67 degrees 02 minutes 26 seconds West for a distance of 43.54 feet to an existing iron pin; THENCE continuing along the southern right-of-way of Laura Drive South 41 degrees 13 minutes 51 seconds West for a distance of 85.67 feet to an existing iron pin; THENCE continuing along the southern right-of-way of Laura Drive a curve to the right having a radius of 110.00 feet and an arc length of 125.62 feet, being subtended by a chord of South 73 degrees 56 minutes 58 seconds West for a distance of 118.90 feet to an existing iron pin; THENCE continuing along the southern right-of-way of Laura Drive North 73 degrees 20 minutes 09 seconds West for a distance of 60.31 feet to the POINT OF BEGINNING. Together with and subject to covenants, easements, and restrictions of record. Said property contains 0.432 acres more or less.
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 Lena 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 Lena 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 BellSouth Telecommunications, Inc. and Duke Power Company to maintain their proposed facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 26th day of March, 2001, and City Council determined that the closing of Lena 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 March 26, 2001, that the Council hereby orders the closing of Lena Avenue in the City of Charlotte Mecklenburg County, North Carolina as shown in a map marked “Exhibit A” and is more particularly described by metes and bounds in a 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, Nancy S. Gilbert, Deputy 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 26th day of March 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 36, page(s) 865-868.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of March 2001.

Nancy S. Gilbert, City Clerk

Drawn by: City of Charlotte

Return to: City of Charlotte - Box
STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

TO THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, 
MECKLENBURG COUNTY, NORTH CAROLINA

D. Ballard Homes, Inc. Respectfully files this Petition and request that (a portion or all of) Lena Avenue lying off Glenwood Drive North of Tuckasegee Road as shown on the map attached hereto and made part hereof marked “Exhibit A”, be closed and abandoned in accordance with the provisions of chapter 160A, Section 299, subsection (a) of the General Statutes of North Carolina.

In support of this Petition, your petitioner respectfully alleges that:

1. The purpose for the abandonment of this road is to create a residential subdivision with new street access off of adjoining Fairgrounds Street.

2. The closing of Lena Avenue in not contrary to public interest.

3. No individual, partnerships or corporation owning property in the vicinity of Lena Avenue, or in the subdivision in which it is located will be deprived of reasonable means of ingress and egress to his or its property by virtue of the closing. Petitioner will provide an easement to BellSouth Telecommunications, Inc, Duke Power Company and all other owners of existing underground telecommunications facilities to maintain their facilities as shown on the attached map marked “Exhibit A.”

4. The street (or portion thereof) which petitioner requests be closed and abandoned is more particularly described by metes and bounds in “Exhibit B”, attached hereto and made a part hereof.

5. The street (or portion thereof) requested to be closed and abandoned has not been previously accepted by the North Carolina Department of Transportation for maintenance.

Wherefore, petitioner respectfully request the City Council of the City of Charlotte to consider this Petition and set the time for public hearing upon this matter as required by law.

Respectfully submitted the 23rd day of August 21, 2000.

[Signature]

Address: 4806 Hwy. 74 West
Monroe, NC 28110
Telephone: (704) 296-0272
EXHIBIT "B"

Beginning at a point on eastern terminus of the right-of-way of Lena Avenue and the corner of lot 9 (recorded in map book 3, at page 444 in the Mecklenburg County Register of Deeds) and on the line of The Glidden Company (recorded in deed book 5622, at page 464), said point being located S 34°05'26" E 130.00' from an existing iron pipe being the common corner of Lot 9 and The Glidden Company.

Thence from said point of beginning, with the right-of-way terminus of Lena Avenue - S 34°05'26" E 40.05' to a point; thence S 53°07'40" W 249.25' to a point; Thence with a curve to the right having a length of 63.26', a radius of 200.00', and a chord bearing and distance of S 62°11'20" E 62.99' to a point; Thence S 71°15'00" W 141.77' to a point being the corner of lot 6 and the southerly right-of-way intersection of Glenwood Avenue and Lena Avenue; Thence N 14°35'17" W 40.11' to a point, being the corner of lot 1 and the northerly right-of-way intersection of Glenwood drive and Lena Avenue; Thence N 71°15'00" E 138.86' to a point, Thence with a curve to the left having a length of 50.61', a radius of 160.00', and a chord bearing and distance of N 62°11'20" E 50.40' to a point; Thence N 53°07'40" E 251.19' to the point of beginning. Being the entire right-of-way of Lena Avenue and containing 0.41 acre. Recorded in map book 3, at page 444 in the Mecklenburg County Register of Deeds.