

EXTRACT FROM MINUTES  
OF MEETING OF CITY COUNCIL OF  
THE CITY OF CHARLOTTE

The City Council of the City of Charlotte, North Carolina, met in regular session at the Meeting Chamber in the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 p.m. on August 26, 1991.

Present: Mayor Sue Myrick, presiding, and Councilmembers

Stan Campbell, Dan Clodfelter, Ann Hammond, Pat McCrory, Tom Mangum,

Hoyle Martin, Roy Matthews, Cyndee Patterson, Ella Scarborough,

Richard Vinroot and Lynn Wheeler.

Absent: None

Also present: City Manager, O. Wendell White; City Attorney,

Henry Underhill and Deputy City Clerk, Brenda Freeze

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The Mayor announced that this was the date and hour fixed by the City Council for the public hearing upon the orders entitled:

"ORDER AUTHORIZING \$48,125,000 SANITARY SEWER BONDS",

"ORDER AUTHORIZING \$14,785,000 WATER BONDS",

"ORDER AUTHORIZING \$1,200,000 STORM DRAINAGE BONDS"

and that the City Council would immediately hear anyone who might desire to be heard on the questions of the validity of any of such orders or the advisability of issuing said bonds.

No one appeared, either in person or by attorney, to be heard on said questions, and the City Clerk announced that no statement in writing had been received by her on the questions of

the validity of any of said orders or the advisability of issuing said bonds, except as follows:

None

After the City Council had heard such persons, if any, who requested to be heard, the public hearing was closed.

Thereupon, upon motion of Councilmember Patterson, seconded by Councilmember Scarborough, the order introduced and passed on first reading on July 22, 1991, entitled "ORDER AUTHORIZING \$48,125,000 SANITARY SEWER BONDS", was read by title and summarized by the City Attorney a second time and placed upon its adoption. The vote upon the adoption of said order was:

Ayes: Councilmembers Campbell, Clodfelter, Hammond, McCrory  
Martin, Matthews, Mangum, Patterson, Scarborough, Vinroot and Wheeler

Noes: None.

The Mayor then announced that the order entitled: "ORDER AUTHORIZING \$48,125,000 SANITARY SEWER BONDS" had been adopted.

Thereupon, upon motion of Councilmember Patterson, seconded by Councilmember Scarborough, the order introduced and passed on first reading on July 22, 1991, entitled: "ORDER AUTHORIZING \$14,785,000 WATER BONDS", was read by title and summarized by the City Attorney a second time and placed upon its adoption. The vote upon the adoption of said order was:

Ayes: Councilmembers Campbell, Clodfelter, Hammond, McCrory, Mangum, Martin, Matthews, Patterson, Scarborough, Vinroot and Wheeler.

Noes: None.

The Mayor then announced that the order entitled: "ORDER AUTHORIZING \$14,785,000 WATER BONDS" had been adopted.

Thereupon, upon motion of Councilmember Patterson, seconded by Councilmember Scarborough, the order introduced and passed on first reading on July 22, 1991, entitled "ORDER AUTHORIZING \$1,200,000 STORM DRAINAGE BONDS", was read by title and summarized by the City Attorney a second time and placed upon its adoption. The vote upon the adoption of said order was:

Ayes: Councilmembers Campbell, Clodfelter, Hammond, McCrory, Mangum, Martin, Matthews, Patterson, Scarborough, Vinroot and Wheeler.

Noes: None.

The Mayor then announced that the order entitled: "ORDER AUTHORIZING \$1,200,000 STORM DRAINAGE BONDS" had been adopted.

The City Clerk was thereupon directed to cause to be published each of said orders in The Charlotte Observer once, with the appended note at the foot of each of said orders as required by The Local Government Bond Act, as amended.

Thereupon Councilmember Patterson introduced the following resolution which was read by title and summarized by the City Attorney:

RESOLUTION CALLING A SPECIAL  
BOND REFERENDUM

BE IT RESOLVED by the City Council of the City of Charlotte:

Section 1. A special bond referendum is hereby called to be held in the City of Charlotte on Tuesday, November 5, 1991, between 6:30 A.M. and 7:30 P.M., at which there shall be submitted to the qualified voters of the City of Charlotte the questions set forth in the Notice of Special Bond Referendum included in Section 3 of this resolution.

Section 2. For said referendum, (i) the regular registration books for elections in Mecklenburg County shall be used, and the registration books, process or records shall be open for the registration of voters and for public inspection in the manner, under the conditions and at the times and places set forth in the Notice of Special Bond Referendum hereinafter provided for, (ii) the registrars, judges and other officers of elections appointed by the Mecklenburg County Board of Elections shall be the election officers for such referendum, and (iii) the precincts and voting places shall be those fixed by said County Board of Elections as provided in said Notice of Special Bond Referendum, subject to change as provided by law.

Section 3. That the City Clerk is hereby directed to cause a notice to be published in The Charlotte Observer once at least fourteen days before October 7, 1991 (being the last day on which

persons may register for said referendum except as otherwise provided in said notice set forth in this Section) and once again not less than seven days before such day, such notice to read substantially as follows:

NOTICE OF SPECIAL BOND REFERENDUM  
to be held in the  
CITY OF CHARLOTTE, NORTH CAROLINA  
on November 5, 1991

A special bond referendum will be held on Tuesday, November 5, 1991 between 6:30 A.M. and 7:30 P.M., at which there will be submitted to the qualified voters of the City of Charlotte the following questions:

1.

Shall the order adopted on August 26, 1991, authorizing not exceeding \$48,125,000 Sanitary Sewer Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging, extending and improving the sanitary sewer system of said City, within and without the corporate limits, including planning, designing, constructing, reconstructing and installing outfalls, tributaries, tributary expansions, storage buildings, sludge processing and storage facilities, standby generators, lift stations, force mains, filter units, sewer trunk mains and sewer lines, wastewater treatment plants, including regional wastewater treatment plants, and plant additions and improvements, and acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved?

2.

Shall the order adopted on August 26, 1991, authorizing not exceeding \$14,785,000 Water Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging, extending and improving the water system of said City, within and without the corporate limits, including acquisition of land for future water treatment plants and future expansion of facilities, planning, designing, constructing and installing water mains and

lines, standby generators, water treatment plant and water treatment plant expansion, booster pump stations and storage tanks and facilities, and acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved?

3.

Shall the order adopted on August 26, 1991, authorizing not exceeding \$1,200,000 Storm Drainage Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for constructing, reconstructing, and improving storm drainage facilities on public and private property, within and without the corporate limits, to correct drainage problems and prevent flooding and erosion, including acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay principal of and the interest on said bonds, be approved?

Each of the questions above set forth contains a statement of the purpose for which the bonds are authorized by the order referred to in such question.

If any of said bonds are issued, taxes in an amount sufficient to pay the principal and interest thereof will be levied upon all taxable property in the City of Charlotte.

For said referendum the regular registration books for elections in the County of Mecklenburg will be used and the registration books, process or records will be open for the acceptance of registration applications and the registration of qualified persons at (i) the office of the Mecklenburg County Board of Elections, 741 Kenilworth Avenue, Suite 202, Charlotte, North Carolina 28204 (park and enter from rear), from Monday to Friday, inclusive, of each week, between the hours of 7:30 A.M. and 6:30 P.M. and on Saturday of each week from 9:00 A.M. until 2:00 P.M., (ii) any public library in Mecklenburg County during

normal business hours, (iii) the Town Halls in Matthews and Pineville, North Carolina, during normal business hours, (iv) any Division of Motor Vehicles ("DMV") Drivers License Examination Station in Mecklenburg County during normal business hours and while conducting normal DMV business and (v) any branch of the Mechanics and Farmers Bank in Mecklenburg County, North Carolina, during normal business hours. Registration applications will also be accepted by and qualified persons may also register with the registrars and judges of election for the several precincts in the City at such times and places to be announced by the Mecklenburg County Board of Elections. The telephone number of the Mecklenburg County Board of Elections is (704) 336-2133 or for the hearing impaired TDD (704) 373-0680.

In addition, registration applications will be accepted by and qualified persons may register with the special registration commissioners designated by the Mecklenburg County Board of Elections at such times and places as may be announced by the Mecklenburg County Board of Elections.

Furthermore, certain persons in the armed forces and their spouses, certain veterans, certain civilians working with the armed forces and members of the Peace Corps may register by mail at any time prior to said referendum in the manner provided in Article 21 of Chapter 163 of the General Statutes of North Carolina and in person at any time, including the day of said referendum.

Those residents of the City of Charlotte who were eligible to vote in the second previous presidential election and who have

not voted in either of one of the two most recent successive presidential elections or in any other election conducted in the period between said two elections have been purged and are no longer registered under Mecklenburg County's permanent registration system.

Those residents of the City of Charlotte who are presently registered under Mecklenburg County's permanent registration system and who have not changed residence from one precinct to another within the City since their registration will be permitted to vote in said referendum, provided that removal from one precinct to another shall not deprive any person of the right to vote in the precinct from which he has removed until thirty days after his removal and, further, that any person who has changed residence from one precinct to another more than thirty days prior to the special bond referendum may obtain a notice of election day transfer at the precinct in which he is registered and record a change of address on the date of the referendum and vote in the office of the Mecklenburg County Board of Elections mentioned above or at such other location as may be specified by the Mecklenburg County Board of Elections.

The last day for new registration to vote in the special bond referendum for those not now registered under Mecklenburg County's permanent registration system is Monday, October 7, 1991.

Except as provided above, the last day on which registered voters who have changed residence from one precinct to another

may transfer registration to vote in the special bond referendum is Monday, October 7, 1991.

Any qualified voter of the City who is qualified to vote by absentee ballot in said special bond referendum may apply to the Mecklenburg County Board of Elections for an absentee ballot. Certain persons in the armed forces and their spouses, certain veterans, certain civilians working with the armed forces and members of the Peace Corps who are qualified to vote by absentee ballot pursuant to Section 163-245 of the General Statutes of North Carolina may also apply for an absentee ballot as provided by Section 163-247 of the General Statutes of North Carolina. The last day to apply for an absentee ballot in person for said referendum is Friday, November 1, 1991. The last day to apply for an absentee ballot by mail for said referendum is Tuesday, October 29, 1991.

Persons who are not certain whether they are registered to vote or qualified to vote by absentee ballot or who desire further information concerning the registration process should contact the Mecklenburg County Board of Elections at the office of said Board mentioned above.

Registration facilities and voting places in most precincts are accessible to the elderly and disabled. If a voting place is not accessible, elderly and disabled persons may vote at curbside or request assignment to an accessible facility. Any voter is entitled to assistance from an appropriate person of his or her choice.

The registration books will be open to public inspection by any registered voter of the City between 7:30 A.M. and 6:30 P.M., from Monday to Friday, inclusive, of each week and on Saturday of each week from 9:00 A.M. until 2:00 P.M., prior to the closing of the registration books, at said office of the Mecklenburg County Board of Elections, and such days are challenge days.

The registrars, judges and other officers of elections appointed by the Mecklenburg County Board of Elections will serve as the election officers for said referendum.

The Mecklenburg County Board of Elections will conduct said referendum.

The precincts and voting places for said referendum, subject to change as provided by law, are as follows:

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #1	Westminster Presbyterian Church 101 Colville Road (Activities Bldg.)
PCT. #2	St. John's Baptist Church 300 Hawthorne Lane (Fellowship Hall)
PCT. #3	Cochrane Junior High School 6200 Starhaven Drive (Classroom #101)
PCT. #4	Hickory Grove Presbyterian Church 5701 East W.T.Harris Blvd. (Sunday School Room)
PCT. #5	Third Presbyterian Church 4019 Central Avenue (Scout Hut)
PCT. #6	Amity Presbyterian Church 2831 Sharon Amity Road (Fellowship Hall)
PCT. #7	Randolph Junior High School 4400 Water Oak Road (Multi-Purpose Room)
PCT. #8	Myers Park Traditional School 2132 Radcliffe Avenue (Auditorium)
PCT. #9	Dilworth School 405 East Park Avenue (Multi-Purpose Room)
PCT. #10	Greek Orthodox Cathedral 600 East Blvd. (Social Hall)
PCT. #11	Mt. Moriah Primitive Baptist Church 747 West Trade Street (Fellowship Hall)
PCT. #12	Salvation Army Trade Street Boys' Club 2600 West Trade Street
PCT. #13	First Ward School 401 East 9th Street (Gym)
PCT. #14	Hawthorne Traditional School 1400 Pegram Street (1st Room on right)
PCT. #15	Kilgo Methodist Church 2101 Belvedere Avenue (Scout Hut)
PCT. #16	East Stonewall A.M.E. Zion Church 1729 Griers Grove Road (Fellowship Hall)
PCT. #17	Old Fireman's Hall 2601 East Seventh Street (Main Bldg.)

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #18	Eastover School 500 Cherokee Road (Auditorium)
PCT. #19	Myers Park High School 2400 Colony Road (Student Lounge)
PCT. #20	Avondale Presbyterian Church 2821 Park Road (Fellowship Hall)
PCT. #21	Sedgefield Junior High School 700 Sedgefield Road (Multi-Purpose Room)
PCT. #22	Margery A. Thompson Staff Dev. Center 428 West Boulevard (Auditorium)
PCT. #23	Ashley Park School 3128 Belfast Drive (Multi-Purpose Room)
PCT. #24	Enderly Park Recreation Center 1220 Clay Avenue (Club Room)
PCT. #25	West Charlotte High School 2219 Senior Drive (Auditorium Lobby)
PCT. #26	Cole Memorial United Methodist Church 2022 Sugar Creek Road, West (Gym)
PCT. #27	Tryon Hills School 2600 Grimes Street (Multi-Purpose Room)
PCT. #28	New Covenant A.R.P. Church 2541 Elkwood Circle (Fellowship Hall)
PCT. #29	Merry Oaks School 3508 Draper Avenue (Multi-Purpose Room)
PCT. #30	Plaza Road School 1000 Anderson Street (Multi-Purpose Room)
PCT. #31	Barringer School 1500 Walton Road (Multi-Purpose Room)
PCT. #32	Christ Episcopal Church 1412 Providence Road (Education Bldg.)
PCT. #33	Eastway Junior High School 1401 Norland Road (Band Room)
PCT. #34	Oakhurst School 4511 Monroe Road (Multi-Purpose Room)

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #35	Cotswold School 300 Greenwich Road (Multi-Purpose Room)
PCT. #36	Providence Baptist Church 4921 Randolph Road (Chapel Annex)
PCT. #37	Pinewood School 815 Seneca Place (Cafeteria)
PCT. #38	Collinswood School 4000 Applegate Road (Multi-Purpose Room)
PCT. #39	Metropolitan United Presbyterian Church 2926 Old Steele Creek Road
PCT. #40	Thomasboro School 538 Bradford Drive (Gym)
PCT. #41	Chadwick Methodist Church 132 Cromer Street (Fellowship Hall)
PCT. #42	Hidden Valley School 5100 Snow White Lane (Multi-Purpose Room)
PCT. #43	Grace Baptist Church 5232 The Plaza (Fellowship Hall)
PCT. #44	Shamrock Gardens Elementary School 3301 Country Club Drive (Multi-Purpose Room)
PCT. #45	Windsor Park School 3900 Sudbury Road (Multi-Purpose Room)
PCT. #46	Resurrection Lutheran Church 2825 Shenandoah Avenue (Foyer)
PCT. #47	Scottish Rites Masonic Bodies 4740 Randolph Road (Dining Hall)
PCT. #48	Providence United Methodist Church 2810 Providence Road (Fellowship Hall)
PCT. #49	Park Road Elementary School 3701 Haven Drive (Auditorium)
PCT. #50	Smith Junior High School 1600 Tyvola Road (Multi-Purpose Room)
PCT. #51	Sedgefield Elementary School 700 Marsh Road (Multi-Purpose Room)

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #52	St. Mark United Methodist Church 917 Clanton Road (Old Sanctuary)
PCT. #53	Harding High School 2001 Alleghany Street (Auditorium Lobby)
PCT. #54	Oaklawn Elementary School 1810 Oaklawn Avenue (Multi-Purpose Room)
PCT. #55	Lincoln Heights School 1900 Newcastle Street (Multi-Purpose Room)
PCT. #56	Druid Hills School 2801 Lucena Street (Multi-Purpose Room)
PCT. #57	Sharon Presbyterian Church 5201 Sharon Road (Gym/Classroom)
PCT. #58	Starmount School 1600 Brookdale Avenue (Multi-Purpose Room)
PCT. #59	Montclair School 5801 Farmbrook Drive (Multi-Purpose Room)
PCT. #60	Briarwood School 1001 Wilann Drive (Multi-Purpose Room)
PCT. #61	Shamrock Drive Baptist Church 4301 Shamrock Drive (Fellowship Hall)
PCT. #62	Albemarle Road Elementary School 7800 Riding Trail Road (Multi-Purpose Room)
PCT. #63	Idlewild School 7101 Idlewild Road (Multi-Purpose Room)
PCT. #64	East Mecklenburg High School 6800 Monroe Road (Gym Foyer)
PCT. #65	Sardis Presbyterian Church 6100 Sardis Road (Ed. Bldg./Rm. #101)
PCT. #66	Rama Road School 1035 Rama Road (Multi-Purpose Room #136)
PCT. #67	Lansdowne School 6400 Prett Court (Multi-Purpose Room)
PCT. #68	St. Stephen United Methodist Church 6800 Sardis Road (Gym)

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #69	Olde Providence School 3800 Rea Road (Multi-Purpose Room)
PCT. #70	St. John's Episcopal Church 1623 Carmel Road (Youth Hall-Park & enter rear)
PCT. #71	Sharon School 4330 Foxcroft Road (Multi-Purpose Room)
PCT. #72	Carmel Presbyterian Church 2048 Carmel Road (Scout Hut)
PCT. #73	Beverly Woods School 6001 Quail Hollow Road (Multi-Purpose Room)
PCT. #74	Alexander Graham Junior High School 1800 Runnymede Lane (Multi-Purpose Room)
PCT. #75	Sharon Baptist Church 6411 Sharon Road (Modular Unit)
PCT. #76	Huntingtowne Farms Elementary School 2520 Huntingtowne Farms Lane (Multi-Purpose Room)
PCT. #77	Nations Ford School 8300 Nations Ford Road (Gym)
PCT. #78	Nations Ford Baptist Church 7410 Nations Ford Road (Fellowship Hall)
PCT. #79	Tuckaseegee Elementary School 2028 Little Rock Road (Multi-Purpose Room)
PCT. #80	Pawtucket School 8701 Moores Chapel Road (Multi-Room)
PCT. #81	Allenbrook Elementary School 1430 Allenbrook Drive (Multi-Purpose Room)
PCT. #82	Greenville Memorial A.M.E. Zion Church 6116 Monteith Drive (Fellowship Hall)
PCT. #83	Albemarle Road Presbyterian Church 6700 Albemarle Road (Gym)
PCT. #84	Hickory Grove Baptist Church 6050 Hickory Grove Road (Classroom)

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #85	Charlotte Christian High School 7301 Sardis Road (Gym)
PCT. #86	Carmel Junior High School 5001 Camilla Drive (Library)
PCT. #87	Pineville Church of the Nazarene 8614 Pineville-Matthews Road (Foyer)
PCT. #88	Living Savior Lutheran Church 6817 Carmel Road, Ext. (Education Bldg.)
PCT. #89	Paw Creek Elementary School 1300 Cathey Road (Auditorium)
PCT. #90	Messiah Lutheran Church 8300 Providence Road (Sunday School Room)
PCT. #91	Providence Presbyterian Church 10140 Providence Road (Fellowship Hall)
PCT. #92	Quail Hollow Presbyterian Church 8801 Park Road (Fellowship Hall)
PCT. #93	Church of Jesus Christ of Latter Day Saints 5815 Carmel Road (Park & enter from rear)
PCT. #94	Albemarle Road Recreation Center 5027 Idlewild Road North (Gym)
PCT. #95	Hickory Grove United Methodist Church 6301 Hickory Grove Road (Gym)
PCT. #96	Heritage Woods Swim & Racket Club 7821 Sardis Road (Clubhouse)
PCT. #97	Sharon Lakes Condo Clubhouse Mereview Court (Clubhouse)
PCT. #98	Ebenezer A.R. Presbyterian Church 6210 Old Pineville Road (Gym)
PCT. #99	East Presbyterian Church 6801 Monroe Road (Fellowship Hall)
PCT. #100	Candlewyck Baptist Church 7200 Providence Road (Fellowship Hall)
PCT. #101	Carmel Place Retirement Community 5512 Carmel Road (Activity Room)

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #102	Bible Baptist Church 2724 Margaret Wallace Road (Lobby)
PCT. #103	Cross & Crown Lutheran Church 1024 Pineville-Matthews Rd. (Fellowship Hall)
PCT. #104	Devonshire Elementary School 6500 Barrington Drive
PCT. #105	Newell Volunteer Fire Dept. & Rescue, Inc. 9007 Newell Baptist Church Road
PCT. #106	Alexander Children's Center 6220 Thermal Road (Cafeteria)
PCT. #107	Derita Elementary School 2300 West Sugar Creek Road (Multi-Purpose Room)
PCT. XBER	Berryhill Baptist Church 7438 Old Dowd Road (Rec. Bldg.)
PCT. XCO2	Back Creek A.R. Presbyterian Church 1821 Back Creek Church Road (Fellowship Hall)
PCT. XLC2	McCrorey Y.M.C.A. 3801 Beatties Ford Road (Classroom)
PCT. XMC1	Mallard Creek Presbyterian Church 1600 Mallard Ck. Church Road (Gym)
PCT. XMC2	Ranson Junior High School 5850 Statesville Road (Media Center)
PCT. XMC3	University City United Methodist Church 6100 Cheshire Road
PCT. XOAK	Oakdale School 1825 Oakdale Road (Multi-Purpose Room)
PCT. XPC2	Moore's Chapel United Methodist Church 10601 Moore's Chapel Road (Old Sanctuary)
PCT. XPR3	McAlpine Elementary School 9100 Carswell Lane (Music Room)
PCT. XSC1	Kennedy Junior High School 4000 Gallant Lane

PRECINCT

VOTING PLACE

PCT. XSC2            Pleasant Hill Presbyterian Church  
                         15000 York Road (Multi-Purpose Room)

By order of the City Council of the City of Charlotte.

Pat Sharkey  
City Clerk

Samuel A. Wilson, III  
Chairman of Mecklenburg  
County Board of Elections

Section 4. That the form of the questions as the same will appear in the ballot strips for the voting machines and in any paper ballots to be used at said referendum shall be substantially as follows:

.....

. SANITARY SEWER . BONDS . [ ] YES . [ ] NO	. Shall the order adopted on August 26, . 1991, authorizing not exceeding . \$48,125,000 Sanitary Sewer Bonds of the . City of Charlotte, North Carolina, for . the purpose of providing funds, with any . other available funds, for enlarging, . extending and improving the sanitary . sewer system of said City, within and . without the corporate limits, including . planning, designing, constructing, . reconstructing and installing outfalls, . tributaries, tributary expansions, . storage buildings, sludge processing and . storage facilities, standby generators, . lift stations, force mains, filter . units, sewer trunk mains and sewer . lines, wastewater treatment plants, . including regional wastewater treatment . plants, and plant additions and . improvements, and acquisition of any . necessary equipment, land, interests in . land and rights of way, and authorizing . the levy of taxes in an amount . sufficient to pay the principal of and . the interest on said bonds, be approved?
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. WATER BONDS . [ ] YES . [ ] NO	. Shall the order adopted on August 26, . 1991, authorizing not exceeding . \$14,785,000 Water Bonds of the City of . Charlotte, North Carolina, for the . purpose of providing funds, with any . other available funds, for enlarging, . extending and improving the water system . of said City, within and without the . corporate limits, including acquisition . of land for future water treatment . plants and future expansion of . facilities, planning, designing, . constructing and installing water mains . and lines, standby generators, water . treatment plant and water treatment . plant expansion, booster pump stations . and storage tanks and facilities, and . acquisition of any necessary equipment,
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land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved?

STORM DRAINAGE BONDS

[ ] YES

[ ] NO

Shall the order adopted on August 26, 1991, authorizing not exceeding \$1,200,000 Storm Drainage Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for constructing, reconstructing, and improving storm drainage facilities on public and private property, within and without the corporate limits, to correct drainage problems and prevent flooding and erosion, including acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay principal of and the interest on said bonds, be approved?

Section 5. That the City Clerk is hereby directed to cause to be delivered or mailed a certified copy of this resolution to said Mecklenburg County Board of Elections within three days after its passage.

Thereupon, upon motion of Councilmember Patterson, seconded by Councilmember Wheeler, the foregoing resolution entitled: "RESOLUTION CALLING A SPECIAL BOND REFERENDUM" was passed by the following vote:

Ayes: Councilmembers Campbell, Clodfelter, Hammond, McCrory, Mangum, Martin, Matthews, Patterson, Scarborough, Vinroot and Wheeler

Noes: None

\* \* \* \* \*

*BRENDA R. FREEZE, DEPUTY*

I, ~~Pat Sharkey~~, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and complete copy of so much of the proceedings of said City Council at a regular meeting held on August 26, 1991 as relates in any way to the authorization of bonds of said City and the calling of a special bond referendum thereon, that all required notices of such meeting were given and that references regarding said proceedings are recorded in Minute Book 99 of the minutes of said City Council, on pages \_\_\_\_\_ and a full copy of the foregoing bond orders is recorded in \_\_\_\_\_ Book \_\_\_\_\_ on page(s) \_\_\_\_\_ and a full copy of the foregoing resolution, calling a special bond referendum is recorded in Resolution Book 28 on page(s) 94 through 115.

I HEREBY FURTHER CERTIFY that I mailed or delivered a certified copy of the resolution passed by said City Council on August 26, 1991 entitled: "RESOLUTION CALLING A SPECIAL BOND REFERENDUM" to the Mecklenburg County Board of Elections on or before the third day following the passage of said resolution.

I HEREBY FURTHER CERTIFY that a schedule of regular meetings of said City Council, stating that regular meetings of said City Council are held (with certain exceptions not applicable to said meeting) at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina in the Conference Center on the first Monday of each month at 5:00 P.M. (Workshop); and in the Meeting Chamber on the second Monday of each month at 7:00 P.M., on the third Monday of each month at 6:00 P.M. (zoning), and the fourth

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Monday of each month at 7:00 P.M., has been on file in the office of the City Clerk pursuant to North Carolina General Statutes, Sec. 143-318.12, as of a date not less than seven days before said meeting.

WITNESS my hand and the corporate seal of said City, this  
29th day of August, 1991.

Brenda R. Frazer  
DEPUTY City Clerk

(SEAL)

EXTRACT FROM MINUTES OF  
MEETING OF CITY COUNCIL OF THE  
CITY OF CHARLOTTE, NORTH CAROLINA

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 P.M. on August 26, 1991.

Present: Mayor Sue Myrick, presiding, and Councilmembers Stan Campbell, Dan Clodfelter, Ann Hammond, Pat McCrory, Tom Mangum, Hoyle Martin, Roy Matthews, Cyndee Patterson, Ella Scarborough, Richard Vinroot and Lynn Wheeler.

Absent: None

Also Present: City Manager, O. Wendell White, City Attorney, Henry Underhill, and Deputy City Clerk, Brenda R. Freeze

\* \* \* \* \*

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

RESOLUTION OF OFFICIAL ACTION WITH RESPECT TO  
CAPITAL PROJECTS AND DECLARING OFFICIAL INTENT TO  
REIMBURSE EXPENDITURES FOR CAPITAL COSTS WITH  
RESPECT TO ACQUISITION, CONSTRUCTION AND/OR  
EQUIPPING OF CERTAIN CAPITAL IMPROVEMENTS WITH  
PROCEEDS OF TAXABLE OR TAX-EXEMPT DEBT

RESOLVED, by the City Council (the "City Council") of the City of Charlotte (the "Issuer") that the Issuer hereby finds, represents and covenants:

1. The Issuer is planning and has underway certain improvements to Charlotte/Douglas International Airport (the "Airport") which constitute the Airfield Improvements Project and the Runway 36R Extension Project (each as described below and collectively the "Projects") certain of which will be used by certain commercial and private entities and individuals. In furtherance of construction of the Projects the City Council approved an Airport Master Plan Update in 1987 which includes the Projects. In addition, on September 24, 1990, the City Council adopted an ordinance (the "Initial Official Action") indicating an initial intent that the permanent source of funding for the Issuer's share of the cost of the Airfield Improvements Project would be a future [revenue] bond issue for the Airport.

2. The Airfield Improvements Project includes paving a new air cargo aircraft ramp west of Runway 36R near the old terminal, constructing a connector taxiway to the maintenance ramp, constructing a dual parallel taxiway, installing security improvements, including security identification and access control systems, and related improvements.

3. The Runway 36R Extension Project includes in phase one site preparation for extension of Runway 36R approximately 1000 feet, site preparation for extension of parallel taxiways, relocation of NC Highway 160, extension of Terminal Drive and related improvements and includes in phase two paving for extension of Runway 36R approximately 1000 feet, paving for extension of parallel taxiways, relocation of navigational aids and related improvements.

4. The Issuer expects that the Airfield Improvements Project will cost an estimated amount up to approximately \$6,000,000, including interest during construction, underwriting, discount or commissions, if any, and legal, accounting, financing and printing expenses (and that the Issuer's share of such costs after a federal grant will be approximately one quarter of the costs).

5. To finance part or all of the Issuer's share of the cost of the Airfield Improvements Project, the Issuer reaffirms the Initial Official Action and agrees to issue its revenue bonds in an estimated amount up to approximately \$1,500,000 pursuant to The State and Local Government Revenue Bond Act, which revenue bonds shall not constitute or give rise to a pecuniary liability of the Issuer or a charge against its general credit or taxing power.

6. The Issuer expects that the Runway 36R Extension Project will cost an estimated amount up to approximately \$14,000,000, including interest during construction, underwriting, discount or commissions, if any, and legal, accounting, financing and printing expenses (and that the Issuer's share of such costs

after a federal grant will be approximately one quarter of the costs).

7. To finance part or all of the Issuer's share of the cost of the Runway 36R Extension Project, the Issuer agrees to issue its revenue bonds in an estimated amount up to approximately \$3,500,000 pursuant to The State and Local Government Revenue Bond Act, which revenue bonds shall not constitute or give rise to a pecuniary liability of the Issuer or a charge against its general credit or taxing power.

8. It is the intention of the Issuer that this resolution reaffirm "official action" by the Issuer with respect to financing of the Airfield Improvements Project and constitute "official action" by the Issuer with respect to financing of the Runway 36R Extension Project, in each case within the meaning of Treas. Reg. § 1.103-8(a)(5).

FURTHER RESOLVED, by the City Council of the Issuer that the Issuer hereby finds, represents and covenants:

1. The Issuer intends to pay after the adoption of this resolution certain expenditures (hereinafter sometimes called "reimbursement expenditures") incurred or to be incurred with respect to capital costs relating to the Projects and to reimburse the payment of such expenditures with proceeds of a borrowing by incurring debt (hereinafter sometimes called "reimbursement obligations"), the interest on which is excludable from gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), ("tax-exempt debt") or the interest on which is not so excludable from gross income ("taxable debt").

2. The City Council has determined that the funds to be advanced to pay the reimbursement expenditures will be available on a temporary basis and that it is necessary and desirable to declare the "official intent" of the Issuer with respect to the proposed reimbursement (hereinafter sometimes called the "reimbursement" or the "reimbursement allocation") of the reimbursement expenditures with the proceeds of the reimbursement obligations and otherwise to meet the requirements of Prop. Treas. Reg. § 1.103-17 and -18 (or successor provisions).

3. The reimbursement expenditures will be paid for part or all of the Issuer's share of the costs of the Airfield Improvements Project and the Runway 36R Extension Project.

4. The reasonably expected source of funds that will be used to pay the reimbursement expenditures is the Aviation Discretionary Fund of the Issuer. The reasonably expected source of funds to be used to pay debt service on the reimbursement obligations is a contribution (transfer) from the Airport

Operating Fund of the Issuer (derived principally from enterprise revenues, including user fees).

5. These proceedings will be recorded in the minute books of the City Council and will be available for inspection by the general public at the main administrative office of the Issuer at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, in the office of the City Clerk, the customary location of records of the Issuer that are available to the general public, and will be maintained or otherwise supervised by the City Council or by the City Clerk, who is authorized to act on behalf of the Issuer. The minute books will be continuously available for public inspection during normal business hours of the Issuer on every business day of the period beginning the earlier of 10 days after this official intent is declared by passage of this resolution or the date of issue of the reimbursement obligations and ending on, and including, the date of issue of the reimbursement obligations.

6. This declaration of official intent to reimburse expenditures is consistent with the budgetary and financial circumstances of the Issuer (including any other entity that is part of the same controlled group of entities of which the Issuer is a part within the meaning of Prop. Treas. Reg. § 1.103-17(j)) as of the date of this declaration of official intent. (This representation is without regard to any allocation, budgeting, or restriction of moneys or adoption of a requirement or policy to reimburse a fund of which the primary purpose is to prevent moneys from being deemed to be available to pay an expenditure that the Issuer intends to reimburse with proceeds of a borrowing). Specifically, the Issuer does not intend to reimburse an expenditure for which funds (from sources other than the reimbursement obligations), at the time of this declaration of official intent, are, or are reasonably expected to be, allocated on a long-term basis, reserved or otherwise available pursuant to the budget of the Issuer (including any such funds or budget of any other entity that is part of the controlled group of entities of which the Issuer is a part). Upon issuance of the reimbursement obligations, the Issuer (including any such other entities) will not at any time have had a pattern of failing to reimburse expenditures for which official intent was declared after September 7, 1991, and which were actually paid by the Issuer other than in circumstances that were unexpected and beyond its control. (In particular, the Issuer will have reimbursed with proceeds of a borrowing (taxable or tax-exempt) at least 75 percent of the expenditures, if any, which were actually paid by the Issuer and for which, during the three-year period immediately preceding the date of issue of the reimbursement obligations, the Issuer or any person or entity acting on behalf of the Issuer declared an official intent after September 7, 1991, that complied with the requirements of Prop. Treas. Reg. § 1.103-17(c)(1) and (2) (or successor provisions).)

7. This declaration of official intent is and will be occurring within the two-year period ending on the date the expenditure to be reimbursed will be paid by the Issuer, unless otherwise provided in Prop. Treas. Reg. § 1.103-17(h) [relating to certain unforeseeable expenditures] or (i) [relating to certain preliminary expenditures] (or successor provisions).

8. The reimbursement allocation contemplated hereby will occur not earlier than the date on which the reimbursement expenditure is paid and not later than the date that is one year after the later of (a) the date on which the reimbursement expenditure is paid, or (b) the date on which the property for which the reimbursement expenditure is paid is placed in service (within the meaning of Treas. Reg. § 1.103-8(a)(5)(ii)), unless otherwise provided in Prop. Treas. Reg. § 1.103-17(i) [relating to certain preliminary expenditures when a project is abandoned prior to completion].

9. The reimbursement allocation contemplated hereby will be an allocation of reimbursement obligation proceeds evidenced by an entry on the books or records of the Issuer maintained with respect to the reimbursement obligations, specifically identifying an actual prior expenditure to be reimbursed and effective to relieve the allocated proceeds of the reimbursement obligations covered by the entry from any restrictions under the relevant legal documents and applicable state laws that apply only to unspent proceeds of such obligations.

10. The reimbursement expenditures are or will be incurred with respect to property having a reasonably expected economic life of at least one year determined as of the earlier of the date the reimbursement obligations are issued or the date the property is placed in service by the Issuer as provided in Prop. Treas. Reg. § 1.103-17(g) (or successor provisions).

11. The reimbursement obligation proceeds will not be used directly or indirectly for any of the following prohibited uses:

(a) to "refund" another issue of tax-exempt governmental obligations within the meaning of Section 148 of the Code (except as otherwise provided in Prop. Treas. Reg. § 1.103-17(k)(3) (or successor provisions));

(b) to create or increase the balance in a "sinking fund" within the meaning of Treas. Reg. § 1.103-13(g), with respect to any tax-exempt obligation of the Issuer, or to replace funds that have been, are being, or will be so used for sinking fund purposes;

(c) to create or increase the balance in a "reserve or replacement fund" within the meaning of Treas. Reg. § 1.103-14(d), with respect to any tax-exempt obligation of the

Issuer, or to replace funds that have been, are being, or will be so used for reserve or replacement fund purposes; or

(d) to reimburse any expenditure or any payment with respect to financing of an expenditure that was originally paid with proceeds of any tax-exempt obligation of the Issuer to any person or entity other than the Issuer (e.g., an interfund borrowing) or any member of the same controlled group as the Issuer (except as otherwise provided in Prop. Treas. Reg. § 1.103-17(k)(3) (or successor provisions)).

For purposes of this paragraph the term Issuer includes, as applicable, any other entity that is part of the controlled group of entities of which the Issuer is a part. Notwithstanding the above provisions of this paragraph, the moneys from the reimbursement allocation may be deposited in a bona fide debt service fund (as defined in Treas. Reg. § 1.103-13(b)(12)) or otherwise used to pay current debt service coming due within the next succeeding one-year period on any tax-exempt obligation of the Issuer (other than the reimbursement obligations).

12. The Issuer may rely from time to time upon an opinion of its bond counsel or other nationally recognized bond counsel to the effect that the Issuer need not comply with any requirement or requirements of any of the provisions of this resolution, or that the Issuer must comply with a requirement or requirements not contained in this resolution, in order to comply with the provisions of Prop. Treas. Reg. § 1.103-17 and -18 (or successor provisions), as may be amended or otherwise changed or adopted in final form with any requirement or requirements inconsistent with the provisions of this resolution.

13. This resolution shall take effect upon its passage.

Upon motion of Councilmember Patterson, seconded by Councilmember Vinroot, the foregoing resolution entitled: "RESOLUTION OF OFFICIAL ACTION WITH RESPECT TO CAPITAL PROJECTS AND DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR CAPITAL COSTS WITH RESPECT TO ACQUISITION, CONSTRUCTION AND/OR EQUIPPING OF CERTAIN CAPITAL IMPROVEMENTS WITH PROCEEDS OF TAXABLE OR TAX-EXEMPT DEBT" was passed by the following vote:

Ayes: Councilmembers Stan Campbell, Dan Clodfelter, Ann Hammond, Pat McCrory, Tom Mangum, Hoyle Martin, Roy Matthews, Cyndee Patterson, Ella Scarborough, Richard Vinroot, and Lynn Wheeler.  
Noes: None

\* \* \* \* \*

I, Brenda Freeze, Deputy City <sup>Clerk</sup> / of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and complete copy of so much of the proceedings of the City Council at a regular meeting held August 26, 1991, as relates in any way to the passage of a resolution of official action with respect to capital projects and declaring official intent to reimburse expenditures for certain capital costs with proceeds of certain reimbursement obligations, that all required notices of such meeting were given and that a reference regarding said proceedings is recorded in Minute Book 99 of the minutes of the City Council on page(s) 35 and a full copy of the foregoing resolution is recorded in Resolution Book 28 on page(s) 116.

I HEREBY FURTHER CERTIFY that a schedule of regular meetings of said City Council, stating that regular meetings of said City Council are held (with certain exceptions not applicable to said meeting) at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, in the Conference Center on the first Monday of each month at 5:00 P.M. (workshop); and in the Meeting Chamber on the second Monday of each month at 7:00 P.M., the third Monday of each month at 6:00 P.M. (zoning), and the fourth Monday of each month at 7:00 P.M., has been on file in the office of the City Clerk pursuant to North Carolina General Statutes, Sec. 143-318.12, as of a date not less than seven days before said meeting.

August 26, 1991  
Resolution Book 28, Page 123

WITNESS my hand and the official seal of said City, this 5th  
day of September, 1991.

Brenda R. Frege  
Deputy City Clerk

(SEAL)

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

A motion was made by Councilmember Patterson and seconded by  
Councilmember Vinroot 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 improvement of NC 160 in the vicinity  
of Douglas Airport near Charlotte; and,

WHEREAS, the Department of Transportation and the  
City propose to enter into an agreement for construction of the  
aforementioned highway improvement whereby the City  
agrees to design the project plans, acquire the right of way and  
adjust utilities, award the construction contract, and supervise  
project construction; and,

NOW, THEREFORE, BE IT RESOLVED that Project R-49,  
Mecklenburg County, is hereby formally approved by the  
City Council of the Municipality of Charlotte and that the City  
Manager and Clerk of this Municipality are hereby empowered to sign  
and execute the Agreement with the Department of Transportation.

Clerk

I, Brenda Freeze, Deputy City / 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  
August, 1991, the reference having been made in Minute Book  
99, and recorded in full in Resolution Book 28, Page 124.

WITNESS, my hand and the official seal of the City of Charlotte,  
North Carolina, this the 5th day of September, 1991.

(SEAL)

Brenda R. Freeze  
Deputy City Clerk  
MUNICIPALITY OF CHARLOTTE  
NORTH CAROLINA

APPROVED AS TO FORM

Henry W. Underhill, Jr.  
CITY ATTORNEY

August 26, 1991  
Resolution Book 28, Page 125

LEGEND	
	DELETED FROM NC ROAD SYSTEM
	ADDED TO NC ROAD SYSTEM
	ADDED TO CITY OF CHARLOTTE RW

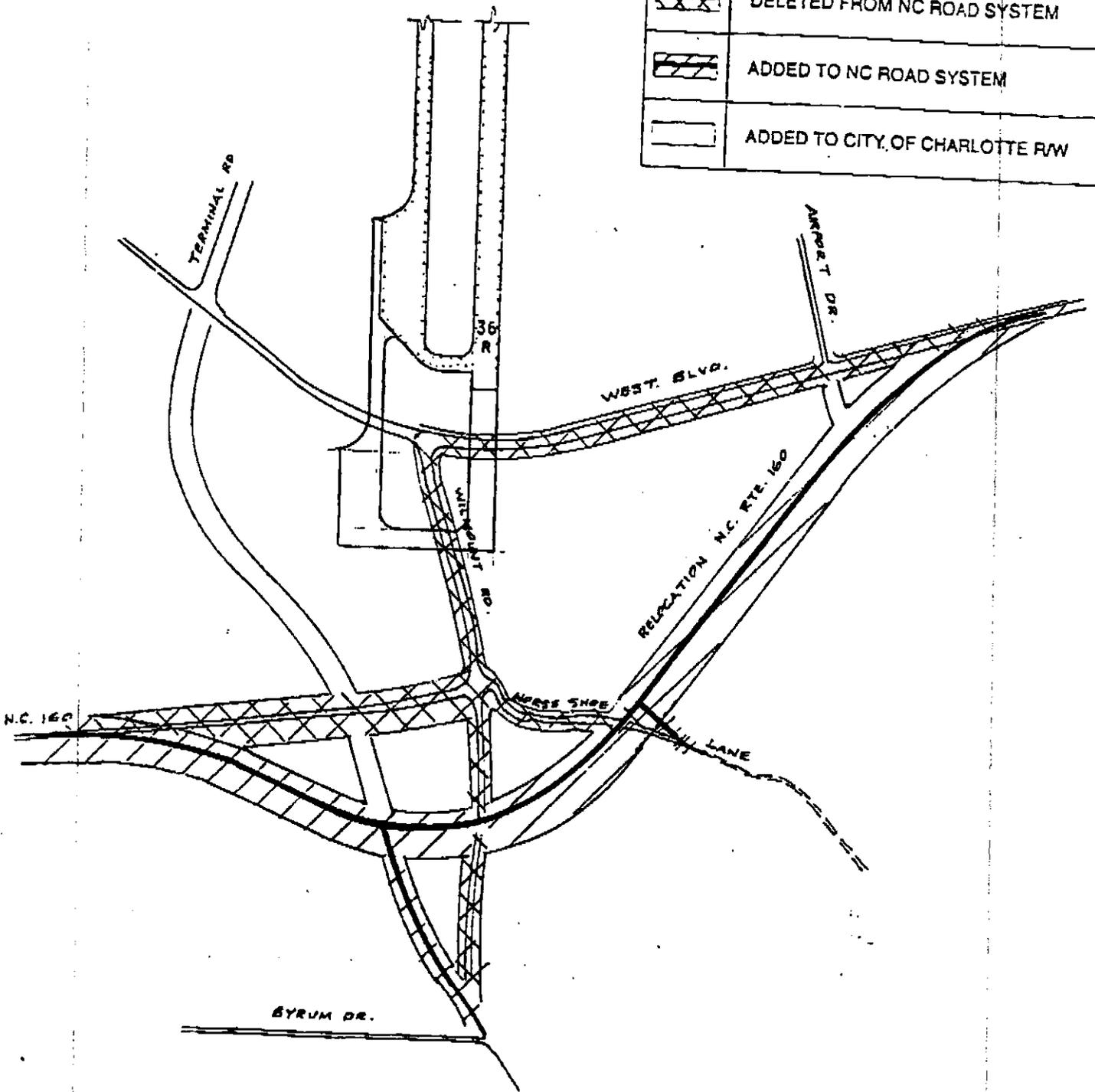


EXHIBIT "A"

8/6/91

Charlotte/Douglas International Airport Charlotte, North Carolina
Proposed Changes to the North Carolina Roadway System

EXTRACT FROM MINUTES OF  
MEETING OF CITY COUNCIL OF THE  
CITY OF CHARLOTTE, NORTH CAROLINA

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 P.M. on August 26, 1991.

Present: Mayor Sue Myrick, presiding, and Councilmembers Stan Campbell, Dan Clodfelter, Ann Hammond, Pat McCrory, Tom Mangum, Hoyle Martin, Roy Matthews, Cyndee Patterson, Ella Scarborough, Richard Vinroot, and Lynn Wheeler.

Absent: None

Also Present: City Manager O. Wendell White, City Attorney Henry Underhill, and Deputy City Clerk Brenda R. Freeze.

\* \* \* \* \*

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

RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR CAPITAL COSTS WITH RESPECT TO CERTAIN EQUIPMENT WITH PROCEEDS OF TAXABLE OR TAX-EXEMPT DEBT

RESOLVED, by the City Council (the "City Council") of the City of Charlotte (the "Issuer") that the Issuer hereby finds, represents and covenants:

1. The Issuer intends to pay after the adoption of this resolution certain expenditures (hereinafter sometimes called "reimbursement expenditures") incurred or to be incurred with respect to capital costs and to reimburse the payment of such expenditures with proceeds of a borrowing by incurring debt

(hereinafter sometimes called "reimbursement obligations"), the interest on which is excludable from gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), ("tax-exempt debt") or the interest on which is not so excludable from gross income ("taxable debt").

2. The City Council has determined that the funds to be advanced to pay the reimbursement expenditures will be available on a temporary basis and that it is necessary and desirable to declare the "official intent" of the Issuer with respect to the proposed reimbursement (hereinafter sometimes called the "reimbursement" or the "reimbursement allocation") of the reimbursement expenditures with the proceeds of the reimbursement obligations and otherwise to meet the requirements of Prop. Treas. Reg. § 1.103-17 (or successor provisions).

3. The reimbursement expenditures will be paid for the following type and use of property: five tractors and three tractors with mowers, with an aggregate cost of approximately \$135,000, to be used in the Issuer's Parks and Recreation Department operations and two backhoes and one front end loader, with an aggregate cost of approximately \$140,000, to be used in the Issuer's Utility Department operations.

4. The reasonably expected source(s) of funds that will be used to pay the reimbursement expenditures (a) with respect to the equipment relating to the Parks and Recreation Department operations is the General Fund of the Issuer and (b) with respect to the equipment relating to the Utility Department operations is the Water and Sewer Operating Fund of the Issuer. The reasonably expected source(s) of funds to be used to pay debt service on the reimbursement obligations (a) with respect to the equipment relating to the Parks and Recreation Department operations is a contribution (transfer) from the General Fund of the Issuer (derived principally from general tax revenues, intergovernmental transfers and fees) and (b) with respect to the equipment relating to the Utility Department operations is a contribution (transfer) from the Water and Sewer Operating Fund of the Issuer (derived principally from enterprise revenues).

5. These proceedings will be recorded in the minute books of the City Council and will be available for inspection by the general public at the main administrative office of the Issuer at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, in the office of the City Clerk, the customary location of records of the Issuer that are available to the general public, and will be maintained or otherwise supervised by the City Council or by the City Clerk, who is authorized to act on behalf of the Issuer. The minute books will be continuously available for public inspection during normal business hours of the Issuer on every business day of the period beginning the earlier of 10 days after this official intent is declared by passage of this resolution or the date of

issue of the reimbursement obligations and ending on, and including, the date of issue of the reimbursement obligations.

6. This declaration of official intent to reimburse expenditures is consistent with the budgetary and financial circumstances of the Issuer (including any other entity that is part of the same controlled group of entities of which the Issuer is a part within the meaning of Prop. Treas. Reg. § 1.103-17(j)) as of the date of this declaration of official intent. (This representation is without regard to any allocation, budgeting, or restriction of moneys or adoption of a requirement or policy to reimburse a fund of which the primary purpose is to prevent moneys from being deemed to be available to pay an expenditure that the Issuer intends to reimburse with proceeds of a borrowing). Specifically, the Issuer does not intend to reimburse an expenditure for which funds (from sources other than the reimbursement obligations), at the time of this declaration of official intent, are, or are reasonably expected to be, allocated on a long-term basis, reserved or otherwise available pursuant to the budget of the Issuer (including any such funds or budget of any other entity that is part of the controlled group of entities of which the Issuer is a part). Upon issuance of the reimbursement obligations, the Issuer (including any such other entities) will not at any time have had a pattern of failing to reimburse expenditures for which official intent was declared after September 7, 1991, and which were actually paid by the Issuer other than in circumstances that were unexpected and beyond its control. (In particular, the Issuer will have reimbursed with proceeds of a borrowing (taxable or tax-exempt) at least 75 percent of the expenditures, if any, which were actually paid by the Issuer and for which, during the three-year period immediately preceding the date of issue of the reimbursement obligations, the Issuer or any person or entity acting on behalf of the Issuer declared an official intent after September 7, 1991, that complied with the requirements of Prop. Treas. Reg. § 1.103-17(c)(1) and (2) (or successor provisions).)

7. This declaration of official intent is and will be occurring within the two-year period ending on the date the expenditure to be reimbursed will be paid by the Issuer, unless otherwise provided in Prop. Treas. Reg. § 1.103-17(h) [relating to certain unforeseeable expenditures] or (i) [relating to certain preliminary expenditures] (or successor provisions).

8. The reimbursement allocation contemplated hereby will occur not earlier than the date on which the reimbursement expenditure is paid and not later than the date that is one year after the later of (a) the date on which the reimbursement expenditure is paid, or (b) the date on which the property for which the reimbursement expenditure is paid is placed in service (within the meaning of Treas. Reg. § 1.103-8(a)(5)(ii)), unless otherwise provided in Prop. Treas. Reg. § 1.103-17(i) [relating

to certain preliminary expenditures when a project is abandoned prior to completion].

9. The reimbursement allocation contemplated hereby will be an allocation of reimbursement obligation proceeds evidenced by an entry on the books or records of the Issuer maintained with respect to the reimbursement obligations, specifically identifying an actual prior expenditure to be reimbursed and effective to relieve the allocated proceeds of the reimbursement obligations covered by the entry from any restrictions under the relevant legal documents and applicable state laws that apply only to unspent proceeds of such obligations.

10. The reimbursement expenditures are or will be incurred with respect to property having a reasonably expected economic life of at least one year determined as of the earlier of the date the reimbursement obligations are issued or the date the property is placed in service by the Issuer as provided in Prop. Treas. Reg. § 1.103-17(g) (or successor provisions).

11. The reimbursement obligation proceeds will not be used directly or indirectly for any of the following prohibited uses:

(a) to "refund" another issue of tax-exempt governmental obligations within the meaning of Section 148 of the Code (except as otherwise provided in Prop. Treas. Reg. § 1.103-17(k)(3) (or successor provisions));

(b) to create or increase the balance in a "sinking fund" within the meaning of Treas. Reg. § 1.103-13(g), with respect to any tax-exempt obligation of the Issuer, or to replace funds that have been, are being, or will be so used for sinking fund purposes;

(c) to create or increase the balance in a "reserve or replacement fund" within the meaning of Treas. Reg. § 1.103-14(d), with respect to any tax-exempt obligation of the Issuer, or to replace funds that have been, are being, or will be so used for reserve or replacement fund purposes; or

(d) to reimburse any expenditure or any payment with respect to financing of an expenditure that was originally paid with proceeds of any tax-exempt obligation of the Issuer to any person or entity other than the Issuer (e.g., an interfund borrowing) or any member of the same controlled group as the Issuer (except as otherwise provided in Prop. Treas. Reg. § 1.103-17(k)(3) (or successor provisions)).

For purposes of this paragraph the term Issuer includes, as applicable, any other entity that is part of the controlled group of entities of which the Issuer is a part. Notwithstanding the above provisions of this paragraph, the moneys from the reimbursement allocation may be deposited in a bona fide debt

service fund (as defined in Treas. Reg. § 1.103-13(b)(12)) or otherwise used to pay current debt service coming due within the next succeeding one-year period on any tax-exempt obligation of the Issuer (other than the reimbursement obligations).

12. The Issuer may rely from time to time upon an opinion of its bond counsel or other nationally recognized bond counsel to the effect that the Issuer need not comply with any requirement or requirements of any of the provisions of this resolution, or that the Issuer must comply with a requirement or requirements not contained in this resolution, in order to comply with the provisions of Prop. Treas. Reg. § 1.103-17 (or successor provisions), as may be amended or otherwise changed or adopted in final form with any requirement or requirements inconsistent with the provisions of this resolution.

13. This resolution shall take effect upon its passage.

Upon motion of Councilmember Patterson, seconded by Councilmember Vinroot, the foregoing resolution entitled: "RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR CAPITAL COSTS WITH RESPECT TO CERTAIN EQUIPMENT WITH PROCEEDS OF TAXABLE OR TAX-EXEMPT DEBT" was passed by the following vote:

Ayes: Councilmembers Stan Campbell, Dan Clodfelter, Ann Hammond,

Pat McCrory, Tom Mangum, Hoyle Martin, Roy Matthews, Cyndee Patterson, Ella Scarborough, Richard Vinroot, and Lynn Wheeler.

Noes: None

\* \* \* \* \*

City

I, Brenda Freeze, Deputy/Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and complete copy of so much of the proceedings of the City Council at a regular meeting held August 26, 1991, as relates in any way to the passage of a resolution declaring official intent to reimburse expenditures for certain capital costs with proceeds of certain reimbursement obligations, that all required notices of such meeting were given and that a reference regarding said

proceedings is recorded in Minute Book 99 of the minutes of the City Council on page(s) 36 and a full copy of the foregoing resolution is recorded in Resolution Book 28 on page(s) 126.

I HEREBY FURTHER CERTIFY that a schedule of regular meetings of said City Council, stating that regular meetings of said City Council are held (with certain exceptions not applicable to said meeting) at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, in the Conference Center on the first Monday of each month at 5:00 P.M. (workshop); and in the Meeting Chamber on the second Monday of each month at 7:00 P.M., the third Monday of each month at 6:00 P.M. (zoning), and the fourth Monday of each month at 7:00 P.M., has been on file in the office of the City Clerk pursuant to North Carolina General Statutes, Sec. 143-318.12, as of a date not less than seven days before said meeting.

WITNESS my hand and the official seal of said City, this 5th day of September, 1991.

Brenda R. Freese  
Deputy City Clerk

(SEAL)

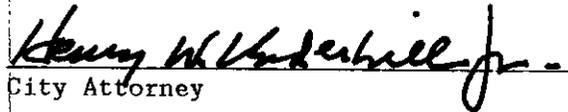
A RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES

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 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 clerical error or by a tax illegally levied and assessed.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 26th day of August, 1991, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

  
City Attorney

Read, approved, and adopted by the City Council of the City of Charlotte, North Carolina, in a regular session convened on the 26th day of August, 1991, the reference having been made in Minute Book 99 and recorded in full in Resolution Book 28, page(s) 132-135.

Brenda Freeze  
Deputy City Clerk

TAXPAYERS AND REFUNDS REQUESTED  
MORE THAN \$100

<u>Name</u>	<u>Amount of Refund</u>
Audnel America International, Inc.	\$655.87
Tropi-Tan	166.71
Tokos Medical Corp.	131.72
Subaru Leasing Corp.	113.94
Rudel Machinery Co. Inc.	108.79
The Pillsbury Co.	1,078.62
MAI Basic Four Inc.	235.37
Liberty Wholesale of Concord Inc.	119.95
Hip Pocket c/o CSVA Inc.	489.33
General Electric Co.	355.41
Evergreen International (USA) Corp.	132.37
Employers Mutual Casualty Co.	1,131.68
DAB Associates, Inc.	670.54
Colter Bay International Ltd.	1,391.93
Colonial Marble Co., Inc.	477.49
Central Carolina Shipping Inc.	124.02
CNA Insurance	376.93
Barclays American Business Credit Inc.	1,632.42
BSR Products, Inc.	275.07
BSR - Hess Race Cars, Inc.	290.90
Artistic Screen Printers, Inc.	148.95
Tropi-Tan	120.07
Tokos Medical Corp.	114.90
The Pillsbury Co.	696.59
MAI Basic Four Inc.	380.67
General Electric Co.	438.47
Evergreen International (USA) Corp.	149.33
Employers Mutual Casualty Co.	1,184.48
DAB Associates Inc.	478.86
Colter Bay International Ltd.	1,160.72
Colonial Marble Co., Inc.	559.28
Central Carolina Shipping, Inc.	114.26
CNA Insurance	369.91
Barclays American Business Credit Inc.	1,823.31
BSR Products, Inc.	347.34
BSR - Hess Race Cars, Inc.	274.96
Audnel America International, Inc.	668.03
Colonial Marble Company, Inc.	743.35
The Pillsbury Co.	482.24
MAI Basic Four Inc.	423.98
General Electric Co.	516.02
Employers Mutual Casualty Co.	1,312.64
DAB Associates, Inc.	385.49
Colter Bay International Ltd.	887.19

TAXPAYERS AND REFUNDS REQUESTED  
MORE THAN \$100

<u>Name</u>	<u>Amount of Refund</u>
Barclays American Business Credit Inc.	1,673.04
BSR Products, Inc.	313.27
Audnel America International, Inc.	831.29
Audnel America International, Inc.	363.69
MAI Basic Four Inc.	476.41
General Electric Co.	621.41
Barclays American Business Credit Inc.	1,663.68
BSR Products, Inc.	534.10
Audnel America International, Inc.	359.34
MAI Basic Four Inc.	544.25
BSR Products, Inc.	583.22
Barclays American Business Credit Inc.	2,055.33
City-County Tax Collector	1,111.67
Raintree Country Club, Inc.	2,273.31
Davis Harkness Co., Inc.	1,639.54
Waco, Inc.	150.00
Shotwell and Partners, Inc.	3,950.00
Unitherm Corp.	2,263.17
Total	<u>\$45,146.82</u>

TAX REFUNDS PAID  
LESS THAN \$100

<u>Name</u>	<u>Amount of Refund</u>
Hoffman, Steven Michael	\$ 4.66
Beam, Joseph Vance	42.17
Telemecanique, Inc.	43.40
Master Woodworks	45.01
Toepffer Carroll W.J.	3.14
Todd, John C., Jr.	42.07
Reid Larry Rembert	20.00
Olsen, Karen Mallard	98.00
Telemecanique, Inc.	49.26
Rudel Machinery Company Inc.	67.16
Toepffer Carroll W.J.	3.14
Tokos Medical Corp.	71.24
Central Carolina Shipping, Inc.	95.71
B S R - Hess Race Cars, Inc.	76.74
Toepffer Carroll W.J.	3.14
Central Carolina Shipping, Inc.	35.42
Toepffer Carroll W.J.	3.14
Audnel America International, Inc.	68.59
Central Carolina Shipping, Inc.	21.66
Citizens & Southern National Bank	59.16
Avtax, Inc.	<u>60.00</u>
Total	<u>\$912.81</u>

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

A motion was made by Councilmember Patterson and seconded by  
Councilmember Vinroot 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 this Municipality under Project NNA, Mecklenburg County, said plans consisting of the construction of a roadway connecting Wilkinson Boulevard to Billy Graham Parkway, realignment of Old Dowd Road at Billy Graham Parkway, and improvements on Wilkinson Boulevard; and,

WHEREAS, said Department and this Municipality propose to enter into an Agreement for the above-mentioned project whereby this Municipality agrees to acquire the right-of-way and easements for the project and construct the project in accordance with the approved project plans; and,

WHEREAS, the Municipality will convey all right-of-way and permanent easements to the Department prior to the Department assuming maintenance of the new or improved roadway facilities; 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 NNA, Mecklenburg County is hereby formally approved by the City Council of the Municipality of Charlotte and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 136-137.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

Brenda R. Freeze  
Brenda Freeze, Deputy City Clerk

APPROVED AS TO FORM

Henry W. Chadwell Jr.  
City Attorney

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

A motion was made by Councilmember Patterson and seconded by  
Councilmember Vinroot 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 the Charlotte Outer Loop (Southern Railway Structure) west of the US 521 interchange; and,

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

WHEREAS, the Municipality agrees to reimburse the Department of Transportation for the cost of said work with reimbursement to be made in a lump-sum amount upon completion of the work.

NOW, THEREFORE, BE IT RESOLVED that Project R-0211 CD, Mecklenburg County, is hereby formally approved by the City Council of the Municipality of Charlotte and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 138-139.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

Brenda R. Freeze  
Brenda Freeze, Deputy City Clerk

APPROVED AS TO FORM

BY: H. Marshall  
CITY ATTORNEY

This Page Not Used <sup>to</sup>

August 26, 1991  
Resolution Book 28, Page 141

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE THAT:

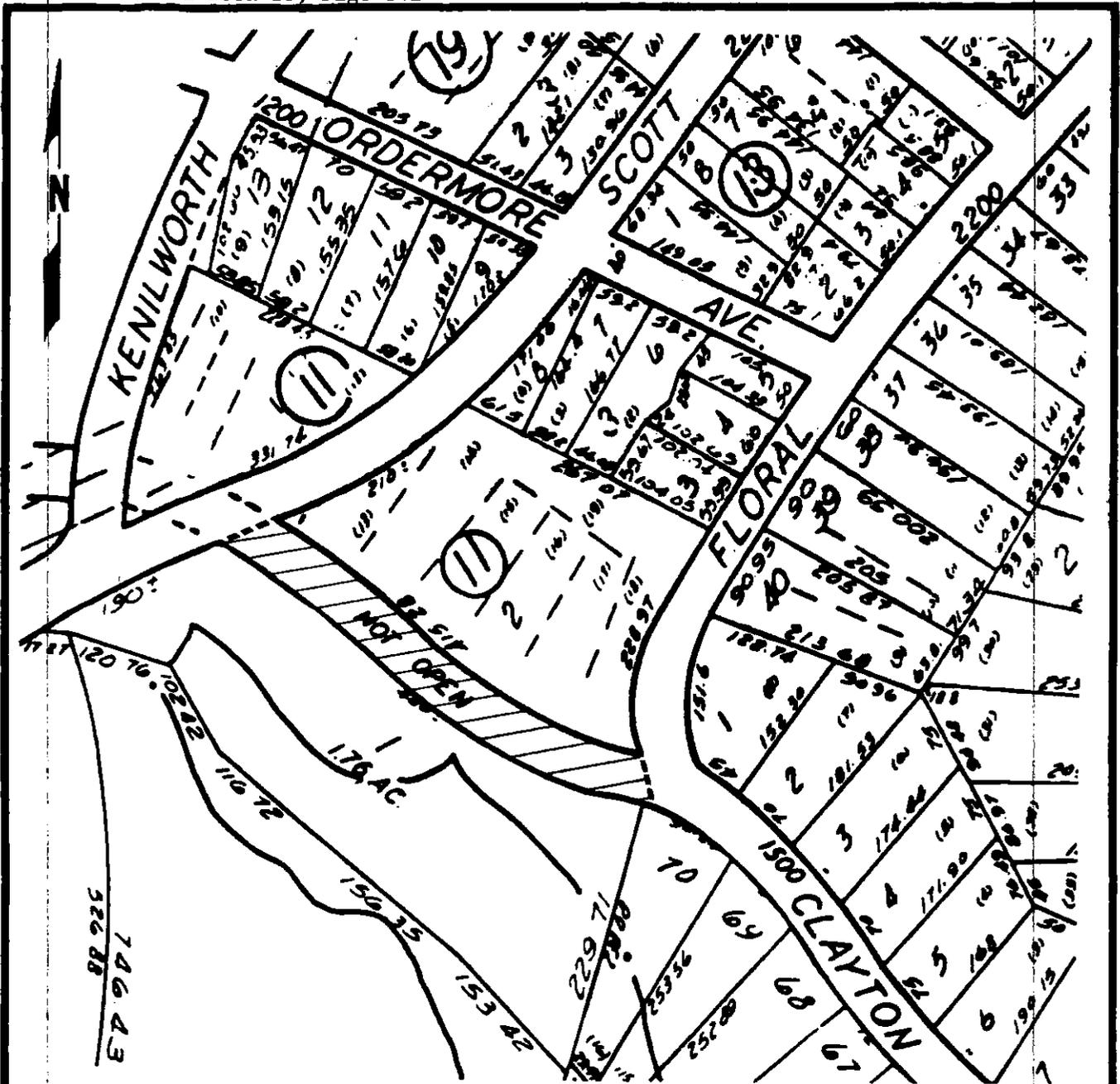
A portion of the street known as Clayton Drive between Floral and Scott Avenues which appears on plats as shown on recorded Map Book 4, Page 217, recorded in the Mecklenburg Public Registry is not part of the street plan adopted pursuant to the North Carolina General Statutes, Section 136-66.2

CERTIFICATION

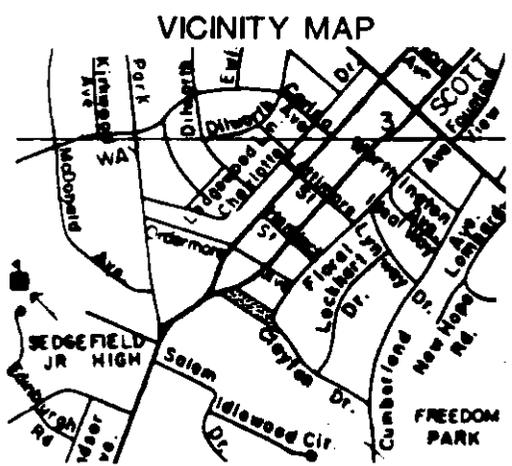
I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 26th day of August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 141-142.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

  
Brenda Freeze, Deputy City Clerk



 AREA OF WITHDRAWAL



<b>CITY OF CHARLOTTE</b> <b>DEPARTMENT OF TRANSPORTATION</b> TRANSPORTATION ENGINEERING DIVISION	
PROPOSED WITHDRAWAL OF DEDICATION	
<b>CLAYTON DRIVE</b>	
RGS/PROJECT NO.	FILE NO.

A RESOLUTION PROVIDING FOR PUBLIC  
HEARINGS ON PETITIONS FOR ZONING CHANGES

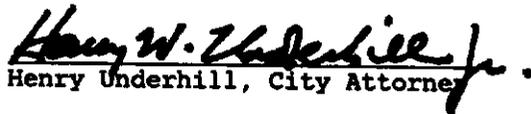
WHEREAS, the City Council has received petitions for zoning changes, which petitions, numbered 91-54, 91-55, 91-57, 91-58, and 91-60 through 91-63 are on record in the Office of the City Clerk, and

WHEREAS, the City Council deems it in the public interest that hearings be held on said petitions,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that public hearings will be held in the Meeting Chamber located in the Charlotte-Mecklenburg Government Center, Lobby Level, at 600 East Fourth Street beginning at 6:00 o'clock P.M. on Monday, the 16th day of September, 1991 on petitions for zoning changes numbered 91-54, 91-55, 91-57, 91-58, and 91-60 through 91-63.

BE IT FURTHER RESOLVED that notice of said hearings be published as required by law.

APPROVED AS TO FORM:

  
Henry Underhill, City Attorney

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 143.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

  
Brenda Freeze, Deputy City Clerk

RESOLUTION PROVIDING FOR A PUBLIC HEARING  
ON AN APPLICATION TO NAME A PUBLIC PARK

WHEREAS, the City Council has received an application from the Mecklenburg Historical Association to name the park (Plaza Park) located at the intersection of Trade and Tryon Streets in the City of Charlotte "Thomas Polk Place"; and

WHEREAS, the City Council deems it to be in the public interest that a public hearing be held on said application.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, North Carolina, that a public hearing will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, beginning at 7:00 p.m. on Monday, September 23, 1991, on the application for naming the park located at the intersection of Trade and Tryon Streets "Thomas Polk Place."

BE IT FURTHER RESOLVED that notice of said hearing be published as required by law.

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 144.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

  
Brenda Freeze, 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 Sardis 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 locate all the parties in interest, and has, therefore, 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:

Parties in Interest

Emroy H. Blanton, Jr.; Marillyn T. Blanton; Any Other Parties in Interest

Property Description

19,030 square feet for fee-simple; 12,058 square feet for a temporary construction easement and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 189-151-10

Appraised Value

\$47,400.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the appraised value of 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.

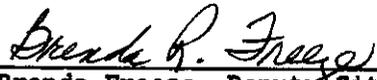
Approved as to form:

  
City Attorney

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 145-146.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

  
\_\_\_\_\_  
Brenda Freeze, 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 Sardis 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 locate all the parties in interest, and has, therefore, 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:

Parties in Interest

Wanda K. Nabors; Any Other Parties in Interest

Property Description

5,633 square feet for fee-simple; 366 square feet for a permanent easement; 4,797 square feet for a temporary construction easement and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 189-151-11

Appraised Value

\$14,280.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the appraised value of 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.

Approved as to form:

  
City Attorney

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 147-148.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

Brenda R. Freeze  
Brenda Freeze, 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 Sardis 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 locate all the parties in interest, and has, therefore, 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:

Parties in Interest

Frank P. Lee; Daniel F. Neal; Robert E. Perry, Jr., et al., Trustee; First Federal Savings and Loan Association, Beneficiary; Any Other Parties in Interest

Property Description

15,511 square feet in fee-simple and 5,086 square feet for a temporary construction easement and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 187-181-35

Appraised Value

\$26,545.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the appraised value of 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.

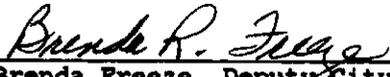
Approved as to form:

Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 149-150.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

  
Brenda Freeze, Deputy City Clerk

A RESOLUTION TO AMEND THE RESOLUTION ADOPTED BY CITY COUNCIL  
ON MARCH 26, 1990, FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, on the 26th day of March, 1990, City Council authorized condemnation proceedings to be instituted against the property of Marsha S. Foy; Jack R. Foy; Thomas E. Cummings, Trustee; Jack B. Farris and wife, Dorothy C. Farris, Beneficiaries; John C. Fennebresque or James H. Clarke, Trustees; Home Savings of America, F. A., Beneficiary; Any Other Parties in Interest, located at 6517 Alexander Road in the City of Charlotte, for the Providence/Alexander/Rea Road-Intersection Improvements Project; and

WHEREAS, after the Resolution was adopted on March 26, 1990, it was discovered that certain incorrect property descriptions were made in the original Resolution, and for this reason, it is necessary for a correction to be made.

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte that the Resolution adopted on March 26, 1990, authorizing the institution of condemnation proceedings against the property belonging to the parties referenced above, located at 6517 Alexander Road in the City of Charlotte, shall be amended in the following manner:

Property Description

ADD: "796 square feet for additional temporary construction easement"

\* \* \* \* \*

ADD: \$400.00 for Appraised Value

\* \* \* \* \*

Except as hereby amended, said Resolution shall remain as originally adopted.

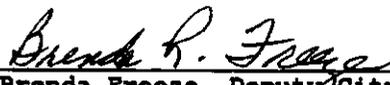
Approved as to form:

Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 151-152.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

  
Brenda Freeze, 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 Park/Johnston 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 locate all the parties in interest, and has, therefore, 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:

Parties in Interest

Novak-Kutner Associates, Inc.; Rudy Del Donno, Trustee; The First Pyramid Life Insurance Company; Kinder-Care #500, Lessee; Any Other Parties in Interest

Property Description

2,036 square feet of permanent right-of-way easement; 2,197 square feet of temporary construction easement and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 209-243-04

Appraised Value

\$17,875.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the appraised value of 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.

Approved as to form:

  
City Attorney

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 153-154.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

  
Brenda Freeze, 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 Woodberry/Lumarka/Village Lake Culvert 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 locate all the parties in interest, and has, therefore, 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:

Parties in Interest

Sylvia D. Morgan; N. Gibson Speir, Trustee; N. G. Speir, Inc., (Successor in Interest), Beneficiary; Any Other Parties in Interest

Property Description

55 square feet of permanent drainage easement; 1,193 square feet of temporary construction easement and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 191-044-01

Appraised Value

\$1,300.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the appraised value of 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.

Approved as to form:

Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 155-156.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

Brenda R. Freeze  
Brenda Freeze, 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 and shown on the attached survey for the Airport Master Plan Project: and

WHEREAS, the City in good faith has undertaken to negotiate for the purchase of this property but has either been unable to reach an agreement with the owners for the purchase price or after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore 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 and procedures of the laws of the state of North Carolina:

Parties in Interest

American Legion Morris Field Post #380, Inc.; Any Other Parties in Interest

Property Description

Approximately 9.179 acres in fee-simple known as 4617 West Boulevard or tax parcel number 141-013-05 as shown on the attached survey, including a 9,588 plus or minus, square foot multi-use building and any other property or interest that the City may determine is necessary to complete the Project as it is currently constituted or may be subsequently modified.

Appraised Value

\$740,000.00, or such other amount as may be subsequently determined pursuant to applicable City, FAA and other Federal regulations.

IT IS FURTHER RESOLVED that the appraised value of 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.

Approved as to form:

Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 157.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

Brenda L. Freeze  
Brenda Freeze, Deputy City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AMENDING  
THE FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 1992  
TO 1996.

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WHEREAS, the City of Charlotte recognizes the importance of developing long-range capital improvement planning to maintain the growth and vitality of the community; and

WHEREAS, the City of Charlotte continuously develops and reviews the policy and financial assumptions and impact of capital improvement projects for the City; and

WHEREAS, the FY92-96 Capital Improvement Program must reflect change to accommodate a flexible plan that maximizes opportunities.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby amend the Capital Improvement Program for fiscal year 1992 to 1996 to include Westinghouse Boulevard Widening (Granite to N.C. 49).

This 26th day of August, 1991

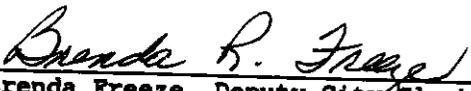
Approved as to form:

  
City Attorney

CERTIFICATION

I, Brenda Freeze, 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 August, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 158-159.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 5th day of September, 1991.

  
Brenda Freeze, Deputy City Clerk