

The City Council of the City of Charlotte, North Carolina, met in regular session at the City Hall in Charlotte, North Carolina, the regular place of meeting at 3:00 P.M., on July 30, 1979.

Present: Mayor Kenneth Harris, presiding, and Councilmembers Carroll, Chafin, Cox, Dannelly, Frech, Gantt, Leeper, Locke, Selden, Short and Trosch.

Absent: None.

* * * * *

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 \$8,175,000 SANITARY SEWER BONDS", and

"ORDER AUTHORIZING \$3,825,000 WATER BONDS"

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

No citizen or taxpayer of the City appeared, either in person or by attorney, to be heard on said questions, and the City Clerk announced that no statement in writing signed by any citizen or taxpayer had been presented.

Thereupon, upon motion of Councilmember Locke,
seconded by Councilmember Dannelly, the order introduced
and passed on first reading on July 16, 1979, entitled:
"ORDER AUTHORIZING \$8,175,000 SANITARY SEWER BONDS", was
read a second time and placed upon its adoption. The vote
upon the adoption of said order was:

Ayes: Councilmembers Carroll, Chafin, Cox, Dannelly,
Frech, Gantt, Leeper, Locke, Selden, Short and Trosch.

Noes: None.

The Mayor then announced that the order entitled:
"ORDER AUTHORIZING \$8,175,000 SANITARY SEWER BONDS" had been
adopted.

Thereupon, upon motion of Councilmember Locke,
seconded by Councilmember Selden, the order introduced
and passed on first reading on July 16, 1979, entitled:
"ORDER AUTHORIZING \$3,825,000 WATER BONDS", was read a
second time and placed upon its adoption. The vote

Ayes: Councilmembers Carroll, Chafin, Cox Dannelly,
Frech, Gantt, Leeper, Locke, Selden, Short and Trosch

Noes: None.

The Mayor then announced that the order entitled:
"ORDER AUTHORIZING \$3,825,000 WATER BONDS" had been adopted.

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

Thereupon Councilmember Locke introduced the
following resolution which was read:

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, September 25, 1979, 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. The Clerk shall cause a notice to be published in The Charlotte Observer once at least fourteen days before August 27, 1979 (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 September 25, 1979

A special bond referendum will be held on Tuesday, September 25, 1979, 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 July 30, 1979, authorizing not exceeding \$8,175,000 Sanitary Sewer Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging and extending the sanitary sewer system of said City, including the construction and installation of sewage collection lines and sewer outfalls, and the acquisition of necessary land, rights of way and equipment therefor, 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 July 30, 1979, authorizing not exceeding \$3,825,000 Water Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging and extending the water system of said City, including the construction and installation of mains and lines, and the acquisition of necessary land, rights of way and equipment therefor, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved?

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

If 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 registration of qualified persons and the acceptance of registration applications at the office of the Mecklenburg County Board of Elections, 710 East 4th Street, Charlotte, North Carolina, from Monday to Friday, inclusive, of each week, between the hours of 9 A.M. and 5 P.M. 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 their respective residences by appointment. In addition, 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.

The last day for new registration for those not now registered under Mecklenburg County's permanent registration system is Monday, August 27, 1979.

The last day on which registered voters who have changed residence from one precinct to another may transfer registration is Monday, August 27, 1979.

Any qualified voter of the City who is qualified to vote by absentee ballot in said special bond referendum may apply to the County Board of Elections for an absentee ballot. Any qualified voter who is qualified to vote by military 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.

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

The registration books will be open to public inspection by any registered voter of the City between 9 A.M. and 5 P.M., from Monday to Friday, inclusive, of each week, to and including August 27, 1979, at said office of the County Board of Elections, and such days are challenge days.

The registrars, judges and other officers of elections appointed by the County Board of Elections will serve as the election officers for 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>
PRECINCT #1	Westminster Presbyterian Church 101 Colville Road (Activities Building)
PRECINCT #2	Hawthorne Lane United Methodist Church 501 Hawthorne Lane (Gym)
PRECINCT #3	Cochrane Junior High School 6200 Starhaven Drive
PRECINCT #4	Hickory Grove Presbyterian Church 7500 Hickory Grove-Newell Road
PRECINCT #5	Third Presbyterian Church 4019 Central Avenue (Scout Hut)
PRECINCT #6	Amity Presbyterian Church 2831 Sharon Amity Road (Fellowship Hall)
PRECINCT #7	Randolph Junior High School 3300 Water Oak Road
PRECINCT #8	Myers Park Elementary School 2132 Radcliff Avenue (Auditorium)
PRECINCT #9	Dilworth School 405 East Park Avenue (Multi-purpose Room)

PRECINCTVOTING PLACE

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PRECINCT #10	St. Andrews Presbyterian Church 2201 Springdale Avenue (Fellowship Building)
PRECINCT #11	Mt. Moriah Primitive Baptist Church 747 West Trade Street (Fellowship Hall)
PRECINCT #12	Clinton Chapel A.M.E. Zion Church 1901 Rozzells Ferry Road
PRECINCT #13	First Ward School 401 East 9th Street (Multi-purpose Room)
PRECINCT #14	Hawthorne Junior High School 1400 Louise Avenue
PRECINCT #15	Kilgo Methodist Church 2101 Belvedere Avenue (Scout Hut)
PRECINCT #16	East Stonewall A.M.E. Zion Church 1729 Griers Grove Road
PRECINCT #17	Old Fireman's Hall 2601 East 7th Street (Main Bldg./Side Entrance)
PRECINCT #18	Eastover School 500 Cherokee Road (Auditorium)
PRECINCT #19	Myers Park High School 2400 Colony Road (ROTC Room)
PRECINCT #20	Avondale Presbyterian Church 2821 Park Road (Fellowship Hall)
PRECINCT #21	Sedgefield Junior High School 2700 Dorchester Place (Multi-purpose Room)
PRECINCT #22	Wilmore School 428 West Boulevard (Auditorium)
PRECINCT #23	Ashley Park School 3128 Belfast Drive (Cafeteria)
PRECINCT #24	Enderly Park School 1318 Clay Street (Cafeteria/Off Parkway Drive)
PRECINCT #25	West Charlotte High School 2219 Senior Drive (Lobby)
PRECINCT #26	St. Matthews Community Church 3030 Allen Road, South (Fellowship Hall)
PRECINCT #27	Tryon Hills School 2600 Grimes Street (Cafeteria)
PRECINCT #28	New Covenant A.R. Presbyterian Church 2541 Elkwood Circle (Fellowship Hall)
PRECINCT #29	Merry Oaks School 2508 Draper Avenue (Cafeteria)
PRECINCT #30	Plaza Road School 3501 The Plaza (Multi-purpose Room)

PRECINCT

VOTING PLACE

PRECINCT #31	Barringer School 2701 Walton Road (Multi-purpose Room)
PRECINCT #32	Christ Episcopal Church 1412 Providence Road (Education Building)
PRECINCT #33	Eastway Junior High School 3333 Biscayne Drive (Multi-purpose Room/Off Norland Road)
PRECINCT #34	Oakhurst School 4511 Monroe Road (Multi-purpose Room)
PRECINCT #35	Cotswold School 300 Greenwich Road (Multi-purpose Room)
PRECINCT #36	Providence Baptist Church 4921 Randolph Road (Gym)
PRECINCT #37	Pinewood School 815 Seneca Place (Cafeteria)
PRECINCT #38	Collinswood School 4000 Applegate Road (Cafeteria)
PRECINCT #39	Metropolitan United Presbyterian Church 2701 West Boulevard (At Old Steele Creek Road)
PRECINCT #40	Thomasboro School 538 Bradford Drive (Gym)
PRECINCT #41	Chadwick Methodist Church 132 S. Cromer Street
PRECINCT #42	Hidden Valley School 5100 Snow White Lane (Multi-purpose Room)
PRECINCT #43	Grace Baptist Church 5232 The Plaza (Fellowship Hall)
PRECINCT #44	Shamrock Garden Elementary School 3301 Country Club Drive (Multi-purpose Room)
PRECINCT #45	Windsor Park School 3900 Sudbury Road
PRECINCT #46	Resurrection Lutheran Church 2825 Shenandoah Avenue (Foyer)
PRECINCT #47	Trinity Presbyterian Church 3115 Providence Road (Scout Hut)
PRECINCT #48	Providence United Methodist Church 2810 Providence Road (Fellowship Hall)
PRECINCT #49	Park Road Elementary School 3701 Haven Drive (Auditorium)
PRECINCT #50	Smith Junior High School 400 Tyvola Road (Multi-purpose Room)
PRECINCT #51	Sedgefield Elementary School 700 Marsh Road (Cafeteria)

PRECINCT #52 St. Mark United Methodist Church
917 Clanton Road

PRECINCT #53 Harding High School
2001 Alleghany Street (Auditorium Lobby)

PRECINCT #54 Oaklawn Elementary School
1810 Oaklawn Avenue (Multi-purpose Room)

PRECINCT #55 Lincoln Heights School
1900 Newcastle Street (Multi-purpose Room)

PRECINCT #56 Druid Hills School
2801 Lucena Street (Cafeteria)

PRECINCT #57 Park Road Moravian Church
6301 Park Road

PRECINCT #58 Starmount School
1600 Brookdale Avenue (Cafeteria)

PRECINCT #59 Montclair School
5801 Farmbrook Drive (Cafeteria)

PRECINCT #60 Briarwood School
1001 Wilann Drive (Multi-purpose Room)

PRECINCT #61 Shamrock Drive Baptist Church
4301 Shamrock Drive (Fellowship Hall/Right Side)

PRECINCT #62 Albemarle Road Elementary School
7800 Riding Trail Road (Foyer)

PRECINCT #63 Idlewild School
7101 Idlewild Road (Multi-purpose Room/Next to parking lot)

PRECINCT #64 East Mecklenburg High School
6800 Monroe Road (Gym/To rear of school)

PRECINCT #65 Sardis Presbyterian Church
6100 Sardis Road (Education Bldg./Rear of Church)

PRECINCT #66 Rama Road School
1035 Rama Road (Multi-purpose Room)

PRECINCT #67 Lansdowne School
6400 Prett Court (Multi-purpose Room)

PRECINCT #68 St. Stephen United Methodist Church
6800 Sardis Road (Youth Room/Next to parking lot)

PRECINCT #69 Olde Providence School
3800 Rea Road

PRECINCT #70 Carmel Road Junior High School
4608 Camilla Drive (Library)

PRECINCT #71 Sharon School (New)
4330 Foxcroft Road

PRECINCT #72 Carmel Presbyterian Church
2048 Carmel Road (Hut)

PRECINCT #73 Beverly Woods School
6001 Quail Hollow Road

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PRECINCT #74	Alexander Graham Junior High School 1800 Runnymede Lane
PRECINCT #75	Sharon Baptist Church 6411 Sharon Road (Modular Unit/Sunday School Bldg.)
PRECINCT #76	Huntingtowne Farms Elementary School 2520 Starbrook Drive (Multi-purpose Room)
PRECINCT #77	Nations Ford School 8300 Nations Ford Road
PRECINCT #78	W. H. Belk Presbyterian Church 7410 Nations Ford Road (Fellowship Hall)
PRECINCT #79	Tuckaseegee Elementary School 2028 Little Rock Road
PRECINCT #80	Pawtuckett School Moore's Chapel Road (Paw Creek)
PRECINCT #81	Allenbrook Elementary School 1430 Allenbrook Drive
PRECINCT #82	Greenville Memorial A.M.E. Zion Church 6116 Monteith Drive (Fellowship Hall)
PRECINCT #83	Idlewild Christian Church 7905 Lawyers Road
PRECINCT #84	Albemarle Road Junior High School 6900 Democracy Drive (Music Room/Off Albemarle Road)
PRECINCT #85	Charlotte Christian High School 7301 Sardis Road (Gym Lobby)
PRECINCT #86	Carmel Academy 5936 Green Rea Road (Gym Lobby)
PRECINCT #87	Sharon Lakes Clubhouse 15 Lakehouse Lane

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

Ruth Armstrong
City Clerk

Chairman of Mecklenburg
County Board of Elections

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

YES	Shall the order adopted on July 30, 1979, authorizing not exceeding \$8,175,000 Sanitary Sewer Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging and extending the sanitary sewer system of said City, including the construction and installation of sewage collection lines and sewer outfalls, and the acquisition of necessary land, rights of way and equipment therefor, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved?
NO	Shall the order adopted on July 30, 1979, authorizing not exceeding \$3,825,000 Water Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging and extending the water system of said City, including the construction and installation of mains and lines, and the acquisition of necessary land, rights of way and equipment therefor, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved?

YES	Shall the order adopted on July 30, 1979, authorizing not exceeding \$3,825,000 Water Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging and extending the water system of said City, including the construction and installation of mains and lines, and the acquisition of necessary land, rights of way and equipment therefor, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved?
NO	Shall the order adopted on July 30, 1979, authorizing not exceeding \$3,825,000 Water Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging and extending the water system of said City, including the construction and installation of mains and lines, and the acquisition of necessary land, rights of way and equipment therefor, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds, be approved?

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

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

Ayes: Councilmembers Carroll, Chafin, Cox, Dannelly, Frech, Gantt, Leeper, Locke, Selden, Short and Trosch

Noes: None

* * * * *

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing has been carefully copied from the actually recorded minutes of the City Council of said City at a regular meeting held July 30, 1979, the record having been made in Minute Book 71, beginning at page 316 and ending at page 317, and is a true copy of so much of said proceedings as relates in any way to the authorization of bonds of said City, and the calling of a special bond referendum thereon.

I DO HEREBY FURTHER CERTIFY that a schedule of regular meetings of said City Council, stating that regular meetings of said City Council are held on the first Monday of each month at 7:30 P.M. at various places in the City, designated from time to time by the City Council, on the second and fourth Mondays of each month at 3:00P.M. at the City Hall in Charlotte, and on the third Monday of each month at 6:30 P.M. at the Board of Education Center in Charlotte, except that during the months of July and August all meetings are held at 3:00 P.M. at the City Hall in Charlotte, has been on file in my office pursuant to G.S. §143.318.8 as of a date not less than seven days before said meeting.

WITNESS my hand and the corporate seal of said City, this 31st day of July, 1979.

Ruth Armstrong
City Clerk

(SEAL)

RESOLUTION CLOSING PORTION OF NORTH PINE STREET
LOCATED BETWEEN WEST NINTH STREET AND WEST TENTH STREET
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to Close a portion of North Pine Street which calls for a public hearing on the question; and

WHEREAS, the petitioner sent a copy of the Resolution of Intent to Close a portion of North Pine Street by registered or certified mail to all owners of property adjoining the said street (or portion thereof), and the petitioner prominently posted a notice of the closing and public hearing in at least two places along North Pine Street, all as required by G. S. 160A-299; and

WHEREAS, the petitioner has agreed as a condition of closing that portion of North Pine Street to be closed to, at its expense, (i) cut and plug the existing 6" water main located therein and (ii) relocate at the place shown on Hackberry Place Townhouse Project Construction Plans the 8" sewer main pursuant to the terms of a current Sewer Contract between petitioner and Charlotte Mecklenburg Utility Department; and

WHEREAS, the petitioner has agreed as a further condition of closing that portion of North Pine Street, to cause the removal and relocation of the 10" gas main and the gas reduction station located therein, without expense to either the City of Charlotte or Mecklenburg County; and

WHEREAS, the public hearing was held on the 30th day of July, 1979, and City Council determined that the closing of a portion of North Pine Street is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of July 30, 1979, that the Council hereby orders the closing of that portion of North Pine Street in the City of Charlotte, Mecklenburg County, North Carolina as described below:

BEGINNING at an old iron located at the intersection of the southern margin of West Tenth Street and the eastern margin of North Pine Street and running thence with the eastern margin of North Pine Street S. 51-02-12 W. 97.29 feet to an old iron; thence N. 40-28-56 W. 44.35 feet to an old iron located in the western margin of North Pine Street; thence with the western margin of North Pine Street N. 50-56-24 E. 95.25 feet to an old iron located at the intersection of the western margin of North Pine Street and the southern margin of West Tenth Street; thence with the southern margin of West Tenth Street S. 43-06-95 E. 44.61 feet to the point and place of BEGINNING.

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

"RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
APPROVING SALE OF LAND TO THE UNITED STATES POSTAL SERVICE
IN THE FIRST WARD URBAN RENEWAL PROJECT NO. N. C. R-79"

WHEREAS, on the 11th day of June, 1979, the City of Charlotte received from the United States Postal Service a proposal to purchase and develop 142,839 square feet of land known as Block S, Parcel No. 3, as designated on a map entitled "Map Showing Property of City of Charlotte, Block "S", Parcel 3, First Ward Urban Renewal Area, Charlotte, North Carolina," prepared by R. Dennis Smith, N. C. Registered Surveyor, dated September 26, 1978; and

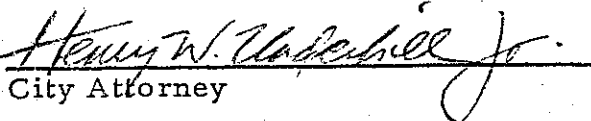
WHEREAS, a fair market value of \$282,821.22 has been established for the land, and which price has been agreed upon by the City and the developer; and

WHEREAS, the proposed developer, United States Postal Service, has submitted a Purchase Contract; and

WHEREAS, Section 160A-514(d) of the North Carolina Urban Redevelopment Law, as amended, requires that the sale of all urban renewal land shall be subject to the approval of the Governing Body of the Municipality.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby approve the sale to the United States Postal Service of 142,839 square feet of land in Block S, Parcel No. 3, in First Ward Urban Renewal Project No. N. C. R-79, at a price of \$282,821.22, to be developed as a Post Office facility, which is in accordance with the Redevelopment Plan for the Project, dated April, 1973.

Approved as to form:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1979, the reference having been made in Minute Book 71, and is recorded in full in Resolutions Book 14, at Page 337.

Ruth Armstrong
City Clerk

RESOLUTION (GRANT AGREEMENT)

EXTRACT FROM THE MINUTES OF A CITY COUNCIL
MEETING OF THE CITY OF CHARLOTTE, NORTH CAROLINA
HELD ON JULY 30th, 19 79

The following Resolution was introduced by Councilmember Selden
seconded by Councilmember Dannelly read in full, considered and
adopted:

RESOLUTION AUTHORIZING, ADOPTING, APPROVING, ACCEPTING AND RATIFYING
THE EXECUTION OF GRANT AGREEMENT FOR PROJECT NO. 6-37-0012-16 BETWEEN
THE UNITED STATES OF AMERICA AND the city of Charlotte,
North Carolina

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

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

SECTION 2. That the execution of said Grant Agreement in quadruplicate
on behalf of said City of Charlotte
by Kenneth R. Harris, Mayor
and the impression of the official seal of the City of Charlotte
(If there is no seal, so state.)
and the attestation of said execution by Ruth Armstrong,

City Clerk is hereby authorized, adopted, approved,
accepted and ratified.

SECTION 3. That the Airport Manager is hereby authorized
(Title of Position, Airport
Manager, City Manager, etc.)
to execute payment requests under this Grant Agreement on behalf of said
City of Charlotte.

SECTION 4. That the Grant Agreement referred to hereinabove shall
be attached hereto and made a part of this Resolution as though it were
fully copied herein.

DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION

GRANT AGREEMENT

Part 1-Offer

Date of Offer JUL 12 1979
Project No. Douglas Municipal Airport
Charlotte, North Carolina
6-37-0012-16
Contract No. DOT-FA-79-SO-11885

TO: City of Charlotte, North Carolina
(herein referred to as the "Sponsor")

FROM: The United States of America (acting through the Federal Aviation Administration, herein referred to as the "FAA")

WHEREAS, the Sponsor has submitted to the FAA a Project Application dated June 1, 1979, for a grant of Federal funds for a project for development of the Douglas Municipal Airport (herein called the "Airport"), together with plans and specifications for such project, which Project Application, as approved by the FAA is hereby incorporated herein and made a part hereof; and

WHEREAS, the FAA has approved a project for development of the Airport (herein called the "Project") consisting of the following-described airport development:

General site preparation for terminal area.

all as more particularly described in the property map and plans and specifications incorporated in the said Project Application;

NOW THEREFORE, pursuant to and for the purpose of carrying out the provisions of the Airport and Airway Development Act of 1970, as amended (49 U.S.C. 1701), and in consideration of (a) the Sponsor's adoption and ratification of the representations and assurances contained in said Project Application, and its acceptance of this Offer as hereinafter provided, and (b) the benefits to accrue to the United States and the public from the accomplishment of the Project and the operation and maintenance of the Airport as herein provided, THE FEDERAL AVIATION ADMINISTRATION, FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES to pay, as the United States share of the allowable costs incurred in accomplishing the Project, seventy-five percent (75%) from funds appropriated under the Airport and Airway Development Act of 1970.

This Offer is made on and subject to the following terms and conditions:

1. The maximum obligation of the United States payable under this Offer shall be \$3,295,409
2. The Sponsor shall:
 - (a) begin accomplishment of the Project within ninety (90) days after acceptance of this Offer or such longer time as may be prescribed by the FAA, with failure to do so constituting just cause for termination of the obligations of the United States hereunder by the FAA;
 - (b) carry out and complete the Project without undue delay and in accordance with the terms hereof, the Airport and Airway Development Act of 1970, and Sections 152.51-152.63 of the Regulations of the Federal Aviation Administration (14 CFR 152) in effect as of the date of acceptance of this Offer; which Regulations are hereinafter referred to as the "Regulations";
 - (c) carry out and complete the Project in accordance with the plans and specifications and property map, incorporated herein, as they may be revised or modified with the approval of the FAA.
3. The allowable costs of the project shall not include any costs determined by the FAA to be ineligible for consideration as to allowability under Section 152.47 (b) of the Regulations.
4. Payment of the United States share of the allowable project costs will be made pursuant to and in accordance with the provisions of Sections 152.65 - 152.71 of the Regulations. Final determination as to the allowability of the costs of the project will be made at the time of the final grant payment pursuant to Section 152.71 of the Regulations: Provided, that, in the event a semi-final grant payment is made pursuant to Section 152.71 of the Regulations, final determination as to the allowability of those costs to which such semi-final payment relates will be made at the time of such semi-final payment.

5. The sponsor shall operate and maintain the Airport as Provided in the Project Application incorporated herein and specifically covenants and agrees, in accordance with its Assurance 20 in Part V of said Application For Federal Assistance (For Construction Programs), that in its operation and the operation of all facilities thereof, neither it nor any person or organization occupying space or facilities thereon will discriminate against any person or class of persons by reason of race, color, creed or national origin in the use of any of the facilities provided for the public on the airport.
6. The FAA reserves the right to amend or withdraw this Offer at any time prior to its acceptance by the Sponsor.
7. This Offer shall expire and the United States shall not be obligated to pay any part of the costs of the Project unless this Offer has been accepted by the Sponsor on or before August 15, 1979 or such subsequent date as may be prescribed in writing by the FAA.
8. The Sponsor hereby agrees that it will incorporate or cause to be incorporated into any contract for construction work, or modification thereof, as defined in the regulations of the Secretary of Labor at 41 CFR Chapter 60, which is paid for in whole or in part with funds obtained from the Federal Government or borrowed on the credit of the Federal Government pursuant to a grant, contract, loan, insurance, or guarantee, or undertaken pursuant to any federal program involving such grant, contract, loan, insurance, or guarantee, the following Equal Opportunity clause.

During the performance of this contract, the contractor agrees as follows:

- (1) The Contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, sex or national origin. Such action shall include, but not be limited to the following: Employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination, rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this non-discrimination clause.
- (2) The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex or national origin.
- (3) The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representatives of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

- (4) The contractor will comply with all provisions of Executive Order 11246 of 24 September 1965 and the rules, regulations, and relevant orders of the Secretary of Labor.
- (5) The contractor will furnish all information and reports required by Executive Order 11246 of 24 September 1965, and by rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the administering agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.
- (6) In the event of the contractor's noncompliance with the non-discrimination clauses of this contract or with any of the said rules, regulations or orders, this contract may be cancelled, terminated or suspended in whole or in part and the contractor may be declared ineligible for further government contracts or federally assisted construction contracts in accordance with procedures authorized in Executive Order 11246 of 24 September 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order 11246 of 24 September 1965, or by rule, regulation or order of the Secretary of Labor, or as otherwise provided by law.
- (7) The contractor will include the portion of the sentence immediately preceding paragraph (1) and the provisions of paragraphs (1) through (7) in every subcontract or purchase order unless exempted by rules, regulations or orders of the Secretary of Labor issued pursuant to Section 204 of Executive Order 11246 of 24 September 1965, so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontract or purchase order as the administering agency may direct as a means of enforcing such provisions, including sanctions for noncompliance: Provided, however, that in the event a contractor becomes involved in, or is threatened with litigation with a subcontractor or vendor as a result of such direction by the administering agency, the contractor may request the United States to enter into such litigation to protect the interests of the United States.

The Sponsor further agrees that it will be bound by the above equal opportunity clause with respect to its own employment practices when it participates in federally assisted construction work: Provided, that if the applicant so participating is a State or local government, the above equal opportunity clause is not applicable to any agency, instrumentality or subdivision of such government which does not participate in work on or under the contract.

The Sponsor agrees that it will assist and cooperate actively with the administering agency and the Secretary of Labor in obtaining the compliance of contractors and subcontractors with the equal opportunity clause and the rules, regulations, and relevant orders of the Secretary of Labor that it will furnish the administering agency with the Secretary of Labor such information as they may require

for the supervision of such compliance, and that it will otherwise assist the administering agency in the discharge of the agency's primary responsibility for securing compliance.

The Sponsor further agrees that it will refrain from entering into any contract or contract modification subject to Executive Order 11246 of 24 September 1965 with a contractor debarred from, or who has not assisted construction contracts pursuant to the Executive Order and will carry out such sanctions and penalties for violation of the equal opportunity clause as may be imposed upon contractors and subcontractors by the administering agency or the Secretary of Labor pursuant to Part III, Subpart D of the Executive Order. In addition, the Sponsor agrees that if it fails or refuses to comply with these undertakings, the administering agency may take any or all of the following actions: cancel, terminate or suspend in whole or in part this grant (contract, loan, insurance, guarantee); refrain from extending any further assistance to the Sponsor under the program with respect to which the failure or refund occurred until satisfactory assurance of future compliance has been received from the Sponsor; or refer the case to the Department of Justice for appropriate legal proceedings.

9. The Sponsor's financial records of the project, established, maintained, and made available to personnel of the FAA in conformity to Section 152.63 of the Regulations of the Federal Aviation Administration (14 CFR 152) will also be available to representatives of the Comptroller General of the United States.
10. It is understood and agreed that the term "Project Application" wherever it appears in this agreement or other documents constituting a part of this agreement shall be deemed to mean "Application For Federal Assistance (For Construction Programs)."
11. The Sponsor will send a copy of all Invitations for Bids, advertised or negotiated, for concessions or other businesses at the airport to the appropriate Office of Minority Business Enterprise (OMBE) representative as identified by the FAA Regional Civil Rights Office. The Sponsor will disclose and make information about the contracts, contracting procedures and requirements available to the designated OMBE representative and minority firms on the same basis that such information is disclosed and made available to other organizations or firms. Responses by minority firms to Invitations for Bids shall be treated in the same manner as all other responses to the Invitations for Bids.

Compliance with the preceding paragraph will be deemed to constitute compliance by the Sponsor with requirements of 49 CFR 21 Appendix C(a)(1)(x), Regulations of the Office of the Secretary of Transportation.

12. It is understood and agreed that no part of the federal share of an airport development project for which a grant is made under the Airport and Airway Development Act of 1970, as amended (49 U.S.C. 1701 et seq.), or under the Federal Airport Act, as amended (49 U.S.C. 1101 et seq.), shall be included in the rate base in establishing fees, rates, and charges for users of the airport.
13. This project and all work performed thereunder is subject to the Clean Air Act and the Federal Water Pollution Control Act. Accordingly,
- (1) The Sponsor hereby stipulates that any facility to be utilized in performance under the grant or to benefit from the grant is not listed on the EPA List of Violating Facilities.
 - (2) The Sponsor agrees to comply with all the requirements of Section 114 of the Clean Air Act and Section 308 of the Federal Water Pollution Control Act and all regulations issued thereunder.
 - (3) The Sponsor shall notify the FAA of the receipt of any communication from the EPA indicating that a facility to be utilized for performance of or benefit from the grant is under consideration to be listed on the EPA List of Violating Facilities.
 - (4) The Sponsor agrees that it will include, or cause to be included, in any contract or subcontract under the grant which exceeds \$100,000 the criteria and requirements in these subparagraphs.
14. Assurance Number 18 of Part V of the Project Application incorporated herein is amended by including at the end of the second sentence the following language:
- "including the requirement that each air carrier, authorized to engage directly in air transportation pursuant to Section 401 or 402 of the Federal Aviation Act of 1958, using the Airport shall be subject to nondiscriminatory and substantially comparable rates, fees, rentals, and other charges and nondiscriminatory conditions as are applicable to all such air carriers which make similar use of the Airport and which utilize similar facilities, subject to reasonable classifications such as tenants or nontenants, and combines passenger and cargo flights or all cargo flights,

and such classification or status as tenant shall not be unreasonably withheld by any sponsor provided an air carrier assumes obligations substantially similar to those already imposed on tenant air carriers. This provision shall not require the reformation of any lease or other contract entered into by the Sponsor before July 12, 1976."

15. The Grantee agrees to effectuate the purposes of Section 30 of the Airport and Airway Development Act of 1970, as amended, by assuring that minority business enterprises shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with federal funds provided under this agreement. For the purposes of this provision, "Minority Business Enterprise" means a business enterprise that is owned by, or is controlled by, a socially or economically disadvantaged person or persons. Such disadvantage may arise from cultural, racial, religious, sex, national origin, chronic economic circumstances or background or other similar cause. Such persons may include, but are not limited to, Blacks not of Hispanic origin; persons of Hispanic origin, Asians or Pacific Islanders; American Indians; and Alaskan Natives. Grantee further agrees to comply with such regulations as may be issued by the Federal Aviation Administration to implement Section 30 of the Act.

16. It is mutually agreed and understood that the sponsor has knowledge and recognizes the costs associated with operating and maintaining the airport lighting and agrees to operate the lights throughout each night of the year or in accordance with some other plan approved by the FAA.

The Sponsor's acceptance of this Offer and ratification and adoption of the Project Application incorporated herein shall be evidenced by execution of this instrument by the Sponsor, as hereinafter provided, and said Offer and Acceptance shall comprise a Grant Agreement, as provided by the Airport and Airway Development Act of 1970, constituting the obligations and rights of the United States and the Sponsor with respect to the accomplishment of the Project and the operation and maintenance of the Airport. Such Grant Agreement shall become effective upon the Sponsor's acceptance of this Offer and shall remain in full force and effect throughout the useful life of the facilities developed under the Project but in any event not to exceed twenty years from the date of said acceptance.

UNITED STATES OF AMERICA
FEDERAL AVIATION ADMINISTRATION

By.....
(TITLE)

Chief, Airports District Office
Part II-Acceptance

The City of Charlotte, North Carolina does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the Project Application and incorporated materials referred to in the foregoing Offer and does hereby accept said Offer and by such acceptance agrees to all of the terms and conditions thereof.

Executed this..... day of....., 19.....

City of Charlotte
(Name of Sponsor)

(SEAL)

By

Title

Attest:.....

Title:.....

CERTIFICATE OF SPONSOR'S ATTORNEY

I,, acting as Attorney for the City of Charlotte.....
(herein referred to as the "Sponsor") do hereby certify:

That I have examined the foregoing Grant Agreement and the proceedings taken by said Sponsor relating thereto, and find that the Acceptance thereof by said Sponsor has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the State of... North Carolina....., and further that, in my opinion, said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

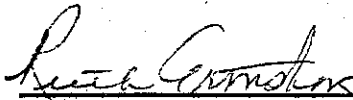
Dated atthis..... day of....., 19.....

Henry W. Underhill Jr.
Title

C E R T I F I C A T E

I, Ruth Armstrong, the duly sworn City Clerk
of the City of Charlotte,
do hereby certify that the attached extract from the Minutes of the
Council Meeting meeting of the City Council
held on July 30th 19 79,
is a true and correct copy of the original Minutes of said Meeting on
file and of record insofar as said original Minutes relate to the
matters set forth in said attached extract, and I do further certify
that the copy of the Resolution appearing in said attached extract is a
true and correct copy of such Resolution adopted at said Meeting and on
file and of record.

In testimony whereof, I have hereunto set my hand and the seal of
said City of Charlotte, North Carolina, this 2nd day
of August, 19 79.



Ruth Armstrong, City Clerk

SEAL

July 30, 1979

Resolutions Book 14 - Page 348

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AUTHORIZING SUBMISSION OF
A GRANT APPLICATION FOR THE DEVELOPMENT OF THE PLAZA ROAD PARK

WHEREAS, the Land and Water Conservation Fund Act of 1975 provides for the making of grants by the Bureau of Outdoor Recreation, Department of Interior of the United States Government to States and to local municipalities in support of Outdoor Recreation projects and such funds are available after approval of the appropriate State Agency and Bureau of Outdoor Recreation; and

WHEREAS, the City Council of the City of Charlotte realizes that recreation facilities are not adequate to meet the minimum recreational needs of the people in Charlotte; and

WHEREAS, it is believed that said Council with the assistance of the general public is now in a position to lend full support to the development of the Plaza Road Park; and

WHEREAS, the State is required to insure that there will be no discrimination against any person of any race, color, sex, creed, or political affiliation.

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

- (1) That an application be made to the Bureau of Outdoor Recreation, Department of Interior of the U. S. Government through the State of North Carolina for a land acquisition and development grant of \$650,000, which represents fifty percent (50%) of all costs (\$1,300,000) including preparation, plans, and construction of recreational facilities to be completed in the fiscal year 1980-1981.
- (2) That the City Manager of the City of Charlotte be authorized and directed to file such application on behalf of the City of Charlotte, to provide additional information and to furnish such documents as may be required by the Bureau of Outdoor Recreation and the State of North Carolina and to act as the authorized correspondent of the City of Charlotte.
- (3) That the Director, Bureau of Outdoor Recreation, Department of Interior of the U. S. Government be, and hereby is assured of full compliance by the applicant with the regulations promulgated pursuant to Title VI of the Civil Rights Act of 1964.

Approved as to form:


By: Henry W. Underhill, Jr.

CERTIFICATION

I, Ruth Armstrong, 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 30th day of July, 1979, the reference having been made in the minutes of the Meeting in Minute Book 71, and recorded in full in Resolutions Book 14, Page 348.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 31st day of July, 1979.

Ruth Armstrong, City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE TO AUTHORIZE THE MAYOR
TO SEND A LETTER TO THE U. S. NUCLEAR REGULATORY COMMISSION

WHEREAS, the Charlotte City Council, on July 11, 1979, passed a resolution on the transport of spent nuclear fuel through the City of Charlotte, referencing new regulations of the U. S. Nuclear Regulatory Commission (NRC) on the transport of spent nuclear fuel; and

WHEREAS, the NRC, on July 15, 1979, promulgated an interim final rule on the requirements for physical protection of irradiated reactor fuel in transit, requesting public comments by August 17, 1979; and

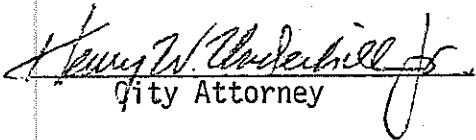
WHEREAS, the staff of the City of Charlotte has reviewed these regulations and submitted this review to the Council Operations Committee; and

WHEREAS, the Operations Committee has adopted the staff recommendations and requests Council to forward a review to the NRC;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte, in regular session duly assembled, authorizes and requests the Mayor to send a letter to the NRC by August 17, 1979, endorsing the new regulations, and that the following sentence be added to §73.37(b):

"To the greatest extent possible, as part of the routing plan, the shipments of spent nuclear fuel will avoid transit through urbanized areas during peak rush travel periods, as defined by the U. S. Department of Transportation."

Approved as to form:


City Attorney

CERTIFICATION

I, Ruth Armstrong, 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 30th day of July, 1979, the reference having been made in Minute Book 71, page , and recorded in full in Resolutions Book 14, pages 349.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 2nd day of August, 1979.

City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE TO ENDORSE A SCHEDULE OF IMPLEMENTATION OF A MOTOR VEHICLE INSPECTION/MAINTENANCE PROGRAM BY THE STATE OF NORTH CAROLINA

WHEREAS, the City Council, on December 4, 1979, endorsed a plan of action to enable Charlotte-Mecklenburg to meet the national ambient air quality standards; and

WHEREAS, this plan contained a provision for the establishment of a motor vehicle exhaust inspection and maintenance (I/M) program to be implemented by the State by 1982; and

WHEREAS, U. S. Environmental Protection Agency (EPA) guidelines require a schedule of implementation to be part of this plan; and

WHEREAS, EPA requires local concurrence with the schedule of implementation, as evidenced by approval by principal local elected officials; and

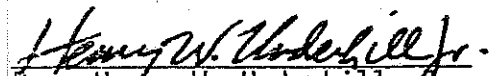
WHEREAS, it is in the best interests of the citizens of Charlotte-Mecklenburg to be able to breathe clean air and to conserve energy through the most efficient operation of area motor vehicles.

NOW, THEREFORE, BE IT RESOLVED by the City of Charlotte in regular session duly assembled, that this body endorses the attached Schedule of Implementation,

THAT this body urges the State to move forward with this program as outlined in this schedule; and

THAT this body agrees to assist the State in enforcing the authority of the program to the greatest extent allowed by law, in order to prevent motor vehicles failing to obtain an inspection certificate from operating within the jurisdiction of this body.

Approved as to form:


By: Henry W. Underhill, Jr.

CERTIFICATION

I, Ruth Armstrong, 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 in the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1979, the reference having been made in Minute Book 71, page _____, and recorded in full in Resolutions Book 14, page 350.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 2nd day of August, 1979.

City Clerk

A RESOLUTION AUTHORIZING MR. DAVID A. BURKHALTER, CITY MANAGER, TO FILE APPLICATION REQUESTING STATE GRANT ASSISTANCE FOR WATER WORKS IMPROVEMENTS

WHEREAS, the North Carolina Clean Water Bond Act of 1977 has authorized the making of grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, and

WHEREAS, the City of Charlotte has need for and intends to construct wastewater collection system projects, and

WHEREAS, the City of Charlotte intends to request State grant assistance for the project:

WASTEWATER COLLECTION PROJECTS WITHIN 1979 PROPOSED ANNEXATION AREAS.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

That the City of Charlotte will arrange financing for all remaining costs of the project, if approved for a State grant award.

That the City of Charlotte will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Mr. David A. Burkhalter is hereby authorized to execute and file an application on behalf of the City of Charlotte with the State of North Carolina for a grant to aid in the construction of the project described above.

That Mr. David A. Burkhalter is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project; to make the assurances as contained above; and to execute such other documents as may be required in connection with the application, grant offer, or grant award.

That the City of Charlotte has substantially complied or will substantially comply with all Federal, State and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto; and hereby authorizes the above designated representative to execute an affidavit so stating.

- continued -

RESOLUTION - STATE GRANT ASSISTANCE

Page 2

That the City of Charlotte agrees to adopt and place into effect on or before completion of the project a schedule of fees and charges which will provide adequate funds for proper operation, maintenance, and administration of the projects.

APPROVED AS TO FORM:

Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, 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 30th day of July, 1979, the reference having been made in Minute Book 71, Page _____, and recorded in full in Resolutions Book 14, Page 351-352.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 2nd day of August, 1979.

Ruth Armstrong
City Clerk

A RESOLUTION AUTHORIZING MR. DAVID A. BURKHALTER, CITY MANAGER, TO FILE APPLICATION REQUESTING STATE GRANT ASSISTANCE FOR WATER WORKS IMPROVEMENTS

WHEREAS, the North Carolina Clean Water Bond Act of 1977 has authorized the making of grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, and

WHEREAS, the City of Charlotte has need for and intends to construct water supply distribution system projects, and

WHEREAS, the City of Charlotte intends to request State grant assistance for the project:

WATER DISTRIBUTION MAINS WITHIN 1979 PROPOSED ANNEXATION AREAS.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

That the City of Charlotte will arrange financing for all remaining costs of the project, if approved for a State grant award.

That the City of Charlotte will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Mr. David A. Burkhalter is hereby authorized to execute and file an application on behalf of the City of Charlotte with the State of North Carolina for a grant to aid in the construction of the project described above.

That Mr. David A. Burkhalter is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project; to make the assurances as contained above; and to execute such other documents as may be required in connection with the application, grant offer, or grant award.

That the City of Charlotte has substantially complied or will substantially comply with all Federal, State and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto; and hereby authorizes the above designated representative to execute an affidavit so stating.

- continued -

RESOLUTION - STATE GRANT ASSISTANCE

Page 2

That the City of Charlotte agrees to adopt and place into effect on or before completion of the project a schedule of fees and charges which will provide adequate funds for proper operation, maintenance, and administration of the projects.

APPROVED AS TO FORM:

Henry W. Zscheble Jr.
City Attorney

CERTIFICATION

I, Ruth Armstrong, 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 30th day of July, 19 79, the reference having been made in Minute Book 71, Page , and recorded in full in Resolutions Book 14, Pages 353-354.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 2nd day of August, 1979.

Ruth Armstrong
City Clerk

The City Council of the City of Charlotte, North Carolina, met in regular session at 3:00 P.M., on July 30, 1979, at the Council Chamber in the City Hall in Charlotte, North Carolina, the regular place of meeting.

Present: Mayor Kenneth Harris, presiding, and Councilmembers Carroll, Chafin, Cox, Dannelly, Frech, Gantt, Leeper, Locke, Selden, Short and Trosch.

Absent: None.
* * * * *

Councilmember Cox introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSUANCE OF \$5,900,000 AIRPORT BOND ANTICIPATION NOTES

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

Section 1. The City Council has determined and does hereby find and declare:

(a) That an order authorizing \$47,000,000 Airport Bonds of the City of Charlotte was adopted on May 1, 1978, which order was approved by the vote of a majority of the qualified voters of said City who voted thereon at a referendum duly called and held on June 20, 1978.

(b) That none of said bonds has been issued and that no notes have been issued in anticipation of the receipt of the proceeds of the sale of said bonds.

(c) That it is necessary to issue at this time \$5,900,000 notes in anticipation of the receipt of the proceeds of the sale of a like amount of said bonds.

Section 2. In anticipation of the receipt of the proceeds of the sale of a like amount of said bonds, the issuance of \$5,900,000 negotiable notes of the City of Charlotte is hereby authorized, which notes shall be designated "Airport Bond Anticipation Notes", shall be dated August 21, 1979, shall mature on February 27, 1980, without option of prior payment, and shall bear interest at a rate to be determined by the Local Government Commission at the time said notes are sold, which interest shall be payable at the maturity of said notes to which no interest coupons shall be attached. Said notes shall be payable as to both principal and interest at such bank or trust company and shall have such denomination or denominations and bear such number or numbers as may be fixed by the Mayor of said City after the award of said notes by the Local Government Commission, and both the principal of and the interest on said notes shall be payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

Councilmember Cox moved the passage of the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$5,900,000 AIRPORT BOND ANTICIPATION NOTES" and Councilmember Chafin seconded the motion and the resolution was passed by the following vote:

Ayes: Councilmembers Carroll, Chafin, Cox, Dannelly, Frech, Gantt, Leeper, Locke, Selden, Short and Trosch.

Noes: None.

Thereupon Councilmember Selden introduced
the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSUANCE
OF \$1,800,000 WATER BOND ANTICIPATION
NOTES

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

Section 1. The City Council has determined and
does hereby find and declare:

(a) That an order authorizing \$3,200,000 Water
Bonds of the City of Charlotte was adopted on September 11,
1978, which order was approved by the vote of a majority of
the qualified voters of said City who voted thereon at a
referendum duly called and held on November 7, 1978.

(b) That none of said bonds has been issued and
that no notes have been issued in anticipation of the re-
ceipt of the proceeds of the sale of said bonds.

(c) That it is necessary to issue at this time
\$1,800,000 notes in anticipation of the receipt of the
proceeds of the sale of a like amount of said bonds.

Section 2. In anticipation of the receipt of the
proceeds of the sale of a like amount of said bonds, the
issuance of \$1,800,000 negotiable notes of the City of
Charlotte is hereby authorized, which notes shall be desig-
nated "Water Bond Anticipation Notes", shall be dated August
21, 1979, shall mature on February 27, 1980, without option
of prior payment, and shall bear interest at a rate to be
determined by the Local Government Commission at the time
said notes are sold, which interest shall be payable at the
maturity of said notes to which no interest coupons shall be

attached. Said notes shall be payable as to both principal and interest at such bank or trust company and shall have such denomination or denominations and bear such number or numbers as may be fixed by the Mayor of said City after the award of said notes by the Local Government Commission, and both the principal of and the interest on said notes shall be payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

Councilmember SELDEN moved the passage of the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$1,800,000 WATER BOND ANTICIPATION NOTES" and Councilmember DANNELLY seconded the motion and the resolution was passed by the following vote:

Ayes: Councilmembers Carroll, Chafin, Cox, Dannelly, Frech, Gantt, Leeper, Locke, Selden, Short and Trosch.

Noes: None.

Thereupon Councilmember SELDEN introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSUANCE
OF \$300,000 STORM SEWER BOND ANTICI-
PATION NOTES

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

Section 1. The City Council has determined and does hereby find and declare:

(a) That an order authorizing \$1,500,000 Storm Sewer Bonds of the City of Charlotte was adopted on September 11, 1978, which order was approved by the vote of a majority of the qualified voters of said City who voted thereon at a referendum duly called and held on November 7, 1978.

(b) That none of said bonds has been issued and that no notes have been issued in anticipation of the receipt of the proceeds of the sale of said bonds.

(c) That it is necessary to issue at this time \$300,000 notes in anticipation of the receipt of the proceeds of the sale of a like amount of said bonds.

Section 2. In anticipation of the receipt of the proceeds of the sale of a like amount of said bonds, the issuance of \$300,000 negotiable notes of the City of Charlotte is hereby authorized, which notes shall be designated "Storm Sewer Bond Anticipation Notes", shall be dated August 21, 1979, shall mature on February 27, 1980, without option of prior payment, and shall bear interest at a rate to be determined by the Local Government Commission at the time said notes are sold, which interest shall be payable at the maturity of said notes to which no interest coupons shall be attached. Said notes shall be payable as to both principal and interest at such bank or trust company and shall have such denomination or denominations and bear such number or numbers as may be fixed by the Mayor of said City after the award of said notes by the Local Government Commission, and both the principal of and the interest on said notes shall be payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

Councilmember Selden moved the passage of the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$300,000 STORM SEWER BOND ANTICIPATION NOTES" and Councilmember Dannelly seconded the motion and the resolution was passed by the following vote:

Ayes: Councilmembers Carroll, Chafin, Cox, Dannelly,
Frech, Gantt, Leeper, Locke, Selden, Short and Trosch

Noes: None

Thereupon Councilmember Cox introduced
the following resolution which was read:

RESOLUTION FIXING THE FORM AND THE MANNER
OF EXECUTION OF \$5,900,000 AIRPORT BOND
ANTICIPATION NOTES, \$1,800,000 WATER
BOND ANTICIPATION NOTES AND \$300,000
STORM SEWER BOND ANTICIPATION NOTES TO BE
ISSUED UNDER DATE OF AUGUST 21, 1979 AND
RATIFYING APPLICATION TO THE LOCAL GOVERN-
MENT COMMISSION FOR APPROVAL, ADVERTISE-
MENT AND SALE OF SAID NOTES.

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

Section 1. The \$5,900,000 Airport Bond Anticipation
Notes, \$1,800,000 Water Bond Anticipation Notes and \$300,000
Storm Sewer Bond Anticipation Notes to be issued by the City
of Charlotte under date of August 21, 1979 shall be signed
by the Mayor and by the City Clerk of said City and the
corporate seal of said City shall be affixed to said notes.

Section 2. Said notes and the endorsements to be
made upon the reverse of said notes shall be in substantially
the following forms:

No. _____ \$ _____

United States of America
State of North Carolina
County of Mecklenburg

CITY OF CHARLOTTE

..... Bond Anticipation Note

The City of Charlotte, a municipal corporation in
the County of Mecklenburg, North Carolina, is justly indebted
and for value received hereby promises to pay to the bearer

on the 27th day of February, 1980, the principal sum of

_____ THOUSAND DOLLARS

and to pay interest thereon from the date hereof at the rate of _____ per centum (____%) per annum, payable upon the presentation and surrender of this note at its maturity. Both the principal of and the interest on this note are payable at _____, in _____,

_____, in any coin or currency of the United States of America which, at the time of payment, is legal tender for the payment of public and private debts. For the prompt payment hereof, both principal and interest as the same become due, the full faith and credit of said City of Charlotte are hereby irrevocably pledged.

This note is given for money borrowed in the amount of the face of this note in anticipation of the receipt of the proceeds of the sale of a like amount of Bonds, duly authorized by an order adopted by the City Council of said City on September 11, 1978 (in the Airport Bond Anticipation Notes the foregoing date should be "May 1, 1978"), which order was approved by the vote of a majority of the qualified voters of said City who voted thereon at a referendum duly called and held, and this note is issued pursuant to and in full compliance with The Local Government Bond Act, as amended, Article 9, as amended, of Chapter 159 of the General Statutes of North Carolina and resolutions duly passed by the City Council of said City.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed prece-

dent to and in the issuance of this note have happened, exist and have been performed in regular and due form and time as so required and that the total indebtedness of said City, including this note, does not exceed any constitutional or statutory limitation thereon.

IN WITNESS WHEREOF, said City of Charlotte, pursuant to resolution of its City Council, has caused this note to be signed by its Mayor and its City Clerk and the corporate seal of said City to be affixed hereto, all as of the 21st day of August, 1979.

[manual signature]

Mayor

[manual signature]

City Clerk

[To be endorsed upon reverse of notes]

Local Government
Commission Serial No. _____

The issuance of this note has been approved under the provisions of The Local Government Bond Act of North Carolina.

JOHN D. FOUST
Secretary, Local Government Commission

By [manual signature]

Designated Assistant

Section 3. The dotted lines in the note form set forth in Section 2 of this resolution shall be filled as follows:

In the Airport Bond Anticipation Notes there shall be inserted the word "Airport".

In the Water Bond Anticipation Notes there shall be inserted the word "Water".

In the Storm Sewer Bond Anticipation Notes there shall be inserted the words "Storm Sewer".

Section 4. The action of the Director of Finance in applying to the Local Government Commission for the approval, advertisement and sale of said notes and the action of the Local Government Commission in publishing a notice relating to the sale of said notes are hereby ratified and confirmed. The Local Government Commission is hereby requested to ask for bids for said notes also by printing and distributing circulars relating to the sale of said notes.

Thereupon Councilmember Cox moved the passage of the foregoing resolution entitled: "RESOLUTION FIXING THE FORM AND THE MANNER OF EXECUTION OF \$5,900,000 AIRPORT BOND ANTICIPATION NOTES, \$1,800,000 WATER BOND ANTICIPATION NOTES AND \$300,000 STORM SEWER BOND ANTICIPATION NOTES TO BE ISSUED UNDER DATE OF AUGUST 21, 1979 AND RATIFYING APPLICATION TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL, ADVERTISEMENT AND SALE OF SAID NOTES", and Councilmember Selden seconded the motion, and the resolution was passed by the following vote:

Ayes: Councilmembers Carroll, Chafin, Cox, Dannelly, Frech, Gantt, Leeper, Locke, Selden, Short and Trosch.

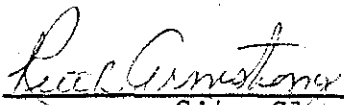
Noes: None.

* * * * *

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing has been carefully copied from the actually recorded minutes of the meeting of the City Council of said City held on July 30, 1979, the record having been made in Minute Book No. 71 of the minutes of said Board, beginning at page ____ and ending at page _____, and is a true copy of so much of said minutes as relates in any way to the issuance of \$5,900,000 Airport Bond Anticipation Notes, \$1,800,000 Water Bond Anticipation Notes and \$300,000 Storm Sewer Bond Anticipation Notes of said City.

I DO HEREBY FURTHER CERTIFY that a schedule of regular meetings of said City Council, stating that regular meetings of said City Council are held on the first Monday of each month at 7:30 P.M. at various places in the City, designated from time to time by the City Council, on the second and fourth Mondays of each month at 3:00 P.M. at the City Hall in Charlotte, and on the third Monday of each month at 6:30 P.M. at the Board of Education Center in Charlotte, except that during the months of July and August all meetings are held at 3:00 P.M. at the City Hall in Charlotte, has been on file in my office pursuant to G.S. §143-318.8 as of a date not less than seven days before said meeting.

WITNESS my hand and the corporate seal of said City, this 2nd day of August, 1979.



City Clerk

Copy of a Resolution Passed by the City Council
of the City of Charlotte, North Carolina

The following resolution was introduced, and Councilman Locke
moved that it be adopted. The motion was seconded by Councilman Cox
and, upon being put to a vote, the resolution was unanimously carried.

WHEREAS, the City of Charlotte and the North Carolina Department of
Transportation, on the 17th day of February, 1976, entered into a municipal
agreement as to the construction and improvement of The Plaza (SR-2935 and
SR-2803) from Eastway Drive to the vicinity of Fairmarket Place under Project
9.8100385, Mecklenburg County; and,

WHEREAS, the parties thereto now wish to amend the aforementioned agree-
ment to provide for the City of Charlotte to install a 4 phase fully actuated
traffic controller with 2 concurrent pedestrian phases at the intersection of
The Plaza and Milton Road; and,

WHEREAS, under the terms of the proposed agreement, the City of Charlotte
shall furnish the traffic controller and cabinet and shall perform the work
for the signal installation with the Department of Transportation to furnish
all other signal equipment and hardware required for the installation; and,

WHEREAS, the agreement will further provide for the Department of
Transportation to reimburse the City of Charlotte up to a maximum amount of
\$3,275.00 for the costs of the traffic controller and cabinet furnished by
the City, said reimbursement to be made upon completion of the work.

NOW, THEREFORE, BE IT RESOLVED that the supplemental agreement for
Project 9.8100385, Mecklenburg County, is hereby formally approved by the
City Council of the City of Charlotte and that the Mayor and the City Clerk
(or Manager) of this Municipality are empowered to sign and execute the re-
quired agreement between the City of Charlotte and the Department of Trans-
portation.

This Resolution was passed and adopted the 30th day of July, 1979

I, Ruth Armstrong ^{City} Clerk (or Manager) of the City of Charlotte,
North Carolina, do hereby certify that the foregoing is a true and correct
copy of excerpts from the minutes of the City Council of this Municipality;

WITNESS, my hand and the official seal of the City of Charlotte on this
2nd day of August, 1979.

SEAL OF
MUNICIPALITY
APPROVED AS TO FORM:

CLERK (OR MANAGER)
CITY OF CHARLOTTE
NORTH CAROLINA

Henry W. Underhill Jr.
City Attorney