

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE ACCEPTING THE REPORT OF THE CHARLOTTE-MECKLENBURG PARK & RECREATION CONSOLIDATION STUDY COMMITTEE AS INFORMATION, EXPRESSING ITS GRATITUDE TO THE STUDY COMMITTEE, AND REFERRING SAID REPORT TO COMMITTEE.

WHEREAS, the Charlotte-Mecklenburg Park & Recreation Consolidation Study Committee presented its final report to the City Council and the County Commission on December 19, 1979; and

WHEREAS, a review of the report reflects the diligent and comprehensive manner in which the Consolidation Study Committee undertook its assigned task; and

WHEREAS, the City Council is extremely grateful to the members of the Consolidation Study Committee for its extraordinary efforts and fine work in studying the question of the consolidation of the City and County's Park & Recreation programs.

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

1. The final report of the Charlotte-Mecklenburg Park & Recreation Consolidation Study Committee dated December 19, 1979 be received as information by this Council.

2. The City Council hereby refers the final report to the City-County committee presently studying the question of police consolidation; requests the committee to expand its scope to include a consideration of City-County park consolidation; and respectfully urges the County Commission to do the same.

3. The City Council hereby expresses its sincere gratitude and thanks to the members of the Charlotte-Mecklenburg Park & Recreation Consolidation Study Committee for its outstanding work in the development and preparation of its final report.

This 21st day of January, 1980.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held at the Board of Education Center, the regular place of meeting, on Monday, January 21, 1980, at 6:00 P.M.

Present: Mayor H. Edward Knox presiding, and Councilmembers David Berryhill, Don Carroll, Betty Chafin, Tom Cox, Charlie Dannelly, Laura Frech, Ron Leeper, Pat Locke, George Selden, Herbert Spaugh, and Minette Trosch.
Absent: None.

* * * * *

Councilmember Trosch introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE
ISSUANCE OF \$20,000,000 AIR-
PORT BONDS, SERIES 1980

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 was adopted by the City Council of the City of Charlotte 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 have heretofore been issued, that \$5,900,000 notes have been issued in anticipation of the receipt of the proceeds of sale of a like amount of said bonds, which notes are dated August 21, 1979, mature on February 27, 1980 and bear interest at the rate of 5.18% per annum, and that it is necessary to issue at this time \$20,000,000 of said bonds, \$5,900,000 of the proceeds

of which will be applied to the payment of the outstanding notes.

(c) That the probable period of usefulness of the airport improvements to be undertaken with the proceeds of said bonds is a period of forty years from February 1, 1980, the date of said bonds, and that such period expires on February 1, 2020.

Section 2. Pursuant to said order, there shall be issued the negotiable coupon bonds of the City of Charlotte in the aggregate principal amount of \$20,000,000, designated "Airport Bonds, Series 1980", dated February 1, 1980, consisting of 4,000 bonds of the denomination of \$5,000 each, numbered 1 to 4,000, inclusive. Said bonds shall mature annually, February 1, in numerical order, lowest numbers first, \$500,000 1983 to 1989, inclusive, \$750,000 1990 to 1994, inclusive, \$1,000,000 1995 to 2001, inclusive, \$1,500,000 2002 to 2004, inclusive, and \$1,250,000 2005, without option of prior payment, and shall bear interest from their date at a rate or rates to be determined by the Local Government Commission at the time the bonds are sold, which interest to the maturity thereof shall be payable semiannually on the 1st days of February and August of each year, and both the principal of and the interest on said bonds shall be payable at First Union National Bank of North Carolina, in the City of Charlotte, North Carolina, or, at the option of the holder or registered owner, at Bankers Trust Company, in the

Borough of Manhattan, City and State of New York, in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts.

Thereupon, upon motion of Councilmember Trosch, seconded by Councilmember Dannelly, the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$20,000,000 AIRPORT BONDS, SERIES 1980" was passed by the following vote:

Ayes: Councilmembers Berryhill, Carroll, Chafin, Cox, Dannelly, Frech, Leeper, Locke, Selden Spaug and Trosch.

Noes: None

Thereupon Councilmember Selden introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE
ISSUANCE OF \$12,500,000 WATER
AND SEWER BONDS, SERIES 1980

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 two orders authorizing \$5,600,000 Water Bonds and \$3,200,000 Sanitary Sewer Bonds, respectively, were adopted by the City Council of the City of Charlotte on September 11, 1978, each of which orders 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 have heretofore been issued, that \$1,800,000 notes have been issued in anticipation of the receipt of the proceeds of sale of a like amount of said Water Bonds, and that it is necessary to

issue at this time \$3,700,000 of said Water Bonds (\$1,800,000 of the proceeds of which are to be applied to the payment of said outstanding notes) and \$500,000 of said Sanitary Sewer Bonds.

(c) That two orders authorizing \$3,825,000 Water Bonds and \$8,175,000 Sanitary Sewer Bonds, respectively, were adopted by the City Council on July 30, 1979, each of which orders 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 September 25, 1979.

(d) That none of said Water Bonds and Sanitary Sewer Bonds have heretofore been issued, that no notes have been issued in anticipation of the receipt of the proceeds of sale of said bonds, and that it is necessary to issue at this time \$3,300,000 of said Water Bonds and \$5,000,000 of said Sanitary Sewer Bonds.

(e) That it is desirable to consolidate the bonds hereinabove referred to in this resolution into a single issue for purposes of sale, said bonds as consolidated to be designated "Water and Sewer Bonds, Series 1980".

(f) That the probable period of usefulness of the water and sewer improvements to be undertaken with the proceeds of said bonds is a period of forty years from February 1, 1980, the date of said bonds, and that such period expires on February 1, 2020.

Section 2. Pursuant to said orders, there shall be issued the negotiable coupon bonds of the City of Charlotte in the aggregate principal amount of \$12,500,000, designated "Water and Sewer Bonds, Series 1980", dated February 1, 1980, consisting of 2,500 bonds of the denomination of

\$5,000 each, numbered 1 to 2,500, inclusive. Said bonds shall mature annually, February 1, in numerical order, lowest numbers first, \$700,000 1981 to 1987, inclusive, \$725,000 1988, \$725,000 1989, \$750,000 1990 to 1992, inclusive, \$850,000 1993, \$850,000 1994, \$950,000 1995 and \$1,250,000 1996, without option of prior payment, and shall bear interest from their date at a rate or rates to be determined by the Local Government Commission at the time the bonds are sold, which interest to the maturity thereof shall be payable semiannually on the 1st days of February and August of each year, and both the principal of and the interest on said bonds shall be payable at First Union National Bank of North Carolina, in the City of Charlotte, North Carolina, or, at the option of the holder or registered owner, at Bankers Trust Company, in the Borough of Manhattan, City and State of New York, in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts.

Thereupon, upon motion of Councilmember Selden, seconded by Councilmember Chafin, the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$12,500,000 WATER AND SEWER BONDS, SERIES 1980" was passed by the following vote:

Ayes: Councilmembers Berryhill, Carroll, Chafin, Cox, Dannelly, Frech, Leeper, Locke, Selden, Spaugh and Trosch.

Noes: None

Thereupon Councilmember Cox introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE
ISSUANCE OF \$2,500,000 PUBLIC
IMPROVEMENT BONDS, SERIES 1980

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 \$9,700,000 Parks and Recreational Facilities Bonds was adopted by the City Council of the City of Charlotte 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 \$2,000,000 of said bonds has been issued as a part of a consolidated issue of \$6,000,000 Public Improvement Bonds, dated February 1, 1979, that no notes have been issued in anticipation of the receipt of the proceeds of sale of the balance of said bonds and that it is necessary to issue at this time an additional \$2,200,000 of the bonds authorized by said order.

(c) That an order authorizing \$1,500,000 Storm Sewer Bonds of the City of Charlotte was adopted by the City Council of the City of Charlotte 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.

(d) That none of said bonds has been issued and that \$300,000 notes have been issued in anticipation of the receipt of the proceeds of the sale of said bonds, which

notes are dated August 21, 1979, mature on February 27, 1980, and bear interest at the rate of 5.18% per annum, and that it is necessary to issue at this time \$300,000 of the bonds authorized by said order, the proceeds thereof to be applied to the payment of the outstanding notes.

(e) That it is desirable to consolidate the bonds hereinabove referred to in this resolution into a single issue for purposes of sale, said bonds as consolidated to be designated as "Public Improvement Bonds, Series 1980".

(f) That the probable period of usefulness of the public improvements to be undertaken with the proceeds of said bonds is a period of forty years from February 1, 1980, the date of said bonds, and that such period expires on February 1, 2020.

Section 2. Pursuant to said order there shall be issued the negotiable coupon bonds of the City of Charlotte in the aggregate principal amount of \$2,500,000, designated "Public Improvement Bonds, Series 1980", dated February 1, 1980, consisting of 500 bonds of the denomination of \$5,000 each, numbered 1 to 500, inclusive. Said bonds shall mature annually, February 1, in numerical order, lowest numbers first, \$200,000 1981 to 1985, inclusive, and \$150,000 1986 to 1995, inclusive, without option of prior payment, and shall bear interest from their date at a rate or rates to be determined by the Local Government Commission at the time the bonds are sold, which interest to the maturity thereof shall be payable semiannually on the 1st days of February and August of each year, and both the principal of and the

interest on said bonds shall be payable at First Union National Bank of North Carolina, in the City of Charlotte, North Carolina, or, at the option of the holder or registered owner, at Bankers Trust Company, in the Borough of Manhattan, City and State of New York, in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts.

Thereupon, upon motion of Councilmember Cox, seconded by Councilmember Trosch, the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$2,500,000 PUBLIC IMPROVEMENT BONDS, SERIES 1980" was passed by the following vote:

Ayes: Councilmembers Berryhill, Carroll, Chafin, Cox, Dannelly, Frech, Leeper, Locke, Selden, Spaugh and Trosch.

Noes: None

Thereupon Councilmember Cox introduced the following resolution which was read:

RESOLUTION FIXING THE FORM AND MANNER OF EXECUTION OF \$20,000,000 AIRPORT BONDS, SERIES 1980, \$12,500,000 WATER AND SEWER BONDS, SERIES 1980, AND \$2,500,000 PUBLIC IMPROVEMENT BONDS, SERIES 1980, TO BE ISSUED UNDER DATE OF FEBRUARY 1, 1980, PROVIDING FOR THE REGISTRATION THEREOF, RATIFYING APPLICATION TO THE LOCAL GOVERNMENT COMMISSION FOR THE ADVERTISEMENT AND SALE OF SAID BONDS, RATIFYING ACTION OF LOCAL GOVERNMENT COMMISSION IN ASKING FOR SEALED BIDS FOR SAID BONDS, AND APPROVING THE OFFICIAL STATEMENT WITH RESPECT TO SAID BONDS

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

Section 1. The \$20,000,000 Airport Bonds, Series 1980, \$12,500,000 Water and Sewer Bonds, Series 1980, and

\$2,500,000 Public Improvement Bonds, Series 1980 of the City of Charlotte, to be issued under date of February 1, 1980, shall be executed with the facsimile signatures of the Mayor and the City Clerk and a facsimile of the corporate seal of the City shall be printed on said bonds, and the interest coupons to be attached to said bonds shall be executed with the facsimile signature of said City Clerk. Said bonds and coupons and the endorsements to be printed upon the reverse of each of said bonds shall be in substantially the following forms:

No. _____ \$5,000

United States of America -
State of North Carolina
County of Mecklenburg

CITY OF CHARLOTTE

.....Bond, Series 1980

The City of Charlotte, a municipal corporation in Mecklenburg County, North Carolina, is justly indebted and for value received hereby promises to pay to the bearer or, if this bond be registered, to the registered owner hereof, on the 1st day of February _____, the principal sum of

FIVE THOUSAND DOLLARS

and to pay interest thereon from the date hereof at the rate of ___ per centum (___%) per annum until payment of such principal sum, such interest to the maturity hereof being payable semiannually on the 1st days of February and August of each year upon the presentation and surrender of the coupons representing such interest as the same respectively

become due. Both the principal of and interest on this bond are payable at First Union National Bank of North Carolina, in the City of Charlotte, North Carolina, or, at the option of the holder or registered owner, at Bankers Trust Company, in the Borough of Manhattan, City and State of New York, in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts. For the prompt payment hereof, both principal and interest as the same shall become due, the full faith and credit of said City are hereby irrevocably pledged.

This bond is one of a series issued by said City pursuant to and in full compliance with The Local Government Bond Act, as amended, Article 7, as amended, of Chapter 159 of the General Statutes of North Carolina, and [in the Water and Sewer Bonds and Public Improvement Bonds, insert the word "orders" and in the Airport Bonds, insert the words "an order"] and resolutions duly adopted by the governing body of said City for the purpose of

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 precedent to and in the issuance of this bond have happened, exist and have been performed in regular and due form and time as so required; that provision has been made for the levy and collection of a direct annual tax upon all taxable property within said City sufficient to pay the principal of and the interest on this bond as the same shall become due; and that

the total indebtedness of said City, including this bond, does not exceed any constitutional or statutory limitation thereon.

This bond may be registered as to principal only in accordance with the provisions endorsed hereon.

IN WITNESS WHEREOF, said City of Charlotte, by resolution duly adopted by its City Council, has caused this bond to be executed with the facsimile signatures of its Mayor and its City Clerk and a facsimile of the corporate seal of said City to be affixed hereto, and has caused the interest coupons attached hereto to be executed with the facsimile signature of said City Clerk all as of the 1st day of February, 1980.

Mayor

City Clerk

(Endorsements on bonds)

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

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

JOHN D. FOUST
Secretary, Local Government Commission

By: _____
Designated Assistant

PROVISIONS FOR REGISTRATION

This bond may be registered as to principal only in the Bond Register of the City of Charlotte, by the City

Clerk of said City as Bond Registrar, at her office in the City of Charlotte, or by such other Bond Registrar as may be legally appointed by the governing body of said City, upon presentation hereof to the Bond Registrar who shall make notation of such registration in the registration blank below, and thereafter the transfer of this bond may be registered only upon a duly executed assignment of the registered owner or his attorney, in such form as shall be satisfactory to the Bond Registrar, such registration of transfer to be made on such Bond Register and endorsed hereon by the Bond Registrar. Such registration of transfer may be to bearer and thereby transferability by delivery shall be restored, but this bond shall again be subject to successive registrations and transfers as before. The principal of this bond, if registered, unless registered to bearer, shall be payable only to or upon the order of the registered owner or his legal representative. Notwithstanding the registration of this bond as to principal only, the coupons shall remain payable to bearer and shall continue to be transferable by delivery.

<u>Date of Registration</u>	<u>Name of Registered Owner</u>	<u>Signature of Bond Registrar</u>
.....
.....
.....

(Form of coupons)

No. _____ \$ _____

On the 1st day of _____, 19____,
the City of Charlotte, a municipal corporation in Mecklenburg

County, North Carolina, will pay to bearer at First Union National Bank of North Carolina, in the City of Charlotte, North Carolina, or, at the option of the bearer, at Manufacturers Hanover Trust Company, in the Borough of Manhattan, City and State of New York, upon the presentation and surrender hereof, the sum of _____ Dollars 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, as provided in and for the semiannual interest then due upon its
 Bond, Series 1980, dated February 1, 1980, numbered

 City Clerk

Section 2. The dotted lines in the foregoing bond form following the words "for the purpose of" shall be filled as follows:

In the bonds designated "Airport Bonds, Series 1980" there shall be inserted the words "providing funds, with any other available funds, for enlarging and improving Douglas Municipal Airport".

In the bonds designated "Water and Sewer Bonds, Series 1980" there shall be inserted the words "providing funds, with any other available funds, for enlarging and extending the water and sewer system of the City."

In the bonds designated "Public Improvement Bonds, Series 1980" there shall be inserted the words "providing funds, with any other available funds, for the acquisition and improvement of land for parks and recreational purposes and the construction of storm sewers and flood control facilities".

Section 3. Said bonds may be registered as to principal only in accordance with the provisions hereinabove in this resolution directed to be endorsed upon said bonds, and the City Clerk is hereby appointed Bond Registrar for the purpose of registering said bonds, subject to the right of the governing body of the City of Charlotte hereafter to appoint another Bond Registrar. No charge shall be made to any bondholder for the privilege of registration herein granted.

Section 4. The action of the Director of Finance in applying to the Local Government Commission to advertise and sell said bonds and the action of the Local Government Commission in asking for sealed bids for said bonds by publishing a sale notice and printing and distributing an Official Statement relating to said bonds are hereby ratified and confirmed. Said Official Statement, dated January 11, 1980, is hereby approved; and the Mayor, the City Manager and the Director of Finance are hereby authorized to execute said Official Statement for and on behalf of the City of Charlotte.

Upon motion of Councilmember Cox,
seconded by Councilmember Trosch, the foregoing resolution entitled: "RESOLUTION FIXING THE FORM AND MANNER OF EXECUTION OF \$20,000,000 AIRPORT BONDS, SERIES 1980, \$12,500,000 WATER AND SEWER BONDS, SERIES 1980, AND \$2,500,000 PUBLIC IMPROVEMENT BONDS, SERIES 1980, TO BE ISSUED UNDER DATE OF FEBRUARY 1, 1980, PROVIDING FOR THE REGISTRATION THEREOF, RATIFYING APPLICATION TO LOCAL

GOVERNMENT COMMISSION FOR THE ADVERTISEMENT AND SALE OF SAID BONDS, RATIFYING ACTION OF LOCAL GOVERNMENT COMMISSION IN ASKING FOR SEALED BIDS FOR SAID BONDS AND APPROVING THE OFFICIAL STATEMENT WITH RESPECT TO SAID BONDS" was passed by the following vote:

Ayes: Councilmembers Berryhill, Carroll, Chafin, Cox, Dannelly, Frech, Leeper, Locke, Selden Spaugh and Trosch.

Noes: None

Thereupon Councilmember Cox introduced the following resolution which was read:

RESOLUTION AUTHORIZING THE PRINTING OF THE LEGAL OPINIONS ON THE \$35,000,000 BONDS TO BE ISSUED UNDER DATE OF FEBRUARY 1, 1980.

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

Section 1. There shall be printed on the reverse of each of the \$20,000,000 Airport Bonds, Series 1980, \$12,500,000 Water and Sewer Bonds, Series 1980 and \$2,500,000 Public Improvement Bonds, Series 1980, to be issued by said City under date of February 1, 1980, the legal opinion of Brown, Wood, Ivey, Mitchell & Petty, Bond Counsel to the City of Charlotte, with respect to the validity of said bonds, and there shall be printed immediately following such legal opinion a certificate executed with the facsimile signature of the Mayor of the City of Charlotte, said certificate to be in substantially the following form:

I HEREBY CERTIFY that the foregoing is a true and correct copy of the legal opinion on the bonds therein described which was manually signed by Brown, Wood, Ivey, Mitchell & Petty, New York, N.Y., and was dated as of the date of delivery of and payment for said bonds.

[Facsimile signature]
Mayor of the
City of Charlotte, North Carolina

Upon motion of Councilmember Cox,
seconded by Councilmember Selden, and unanimously
carried, the foregoing resolution entitled: "RESOLUTION
AUTHORIZING THE PRINTING OF THE LEGAL OPINION ON THE \$35,000,000
BONDS TO BE ISSUED UNDER DATE OF FEBRUARY 1, 1980" was
passed by the following vote:

Ayes: Councilmembers Berryhill, Carroll, Chafin, Cox, Dannelly,
Frech, Leeper, Locke, Selden, Spaugh and Trosch.

Noes: None

* * * * *

I, Ruth Armstrong, City Clerk of the City of
Charlotte, North Carolina, DO HEREBY CERTIFY that the fore-
going has been carefully copied from the actually recorded
minutes of the City Council of said City at a regular meeting
held January 21, 1980, the record having been made in Minute
Book 72, beginning at page 440 and ending at page 441,
and is true copy of so much of said proceedings as relates
in any way to the issuance of \$35,000,000 bonds of said
City, dated February 1, 1980.

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 Monday of each
week, the first meeting of the month being held at various
places in the City designated by the City Council at 7:30
P.M., the meeting on the third Monday of each month being
held at 6:00 P.M. in the Board of Education Center, and the
meetings on all other Mondays being held at 3:00 P.M. at the
City Hall in Charlotte, North Carolina, has been on file in
my office pursuant to G.S. §143-318.14 as of a date not less
than seven days before said meeting.

WITNESS my hand and the corporate seal of said City, this
23rd day of January, 1980.



City Clerk

January 21, 1980
Resolutions Book 15 - Page 236

A RESOLUTION PROVIDING FOR PUBLIC HEARING
ON PETITION FOR SPECIAL USE PERMIT

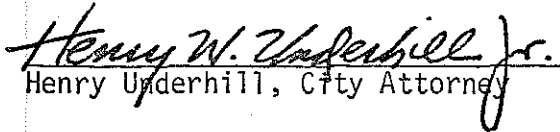
WHEREAS, the City Council has received a petition for a Special Use Permit, which petition is numbered SUP 80-2 and is on record in the Office of the City Clerk, and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that a public hearing will be held in the City Council Chambers on the Second Floor of City Hall at 600 East Trade Street beginning at 9:00 o'clock A. M. on Tuesday, the 12th day of February, 1980 on petition numbered SUP 80-2.

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

APPROVED AS TO FORM:


Henry Underhill, City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular meeting on Monday, January 21, 1979, the reference having been made in Minute Book 72, and recorded in full in Resolutions Book 15, at Page 236.

Ruth Armstrong
City Clerk

Notice published in The Charlotte News on Monday, January 28, and Monday February 4, 1980.