

April 6, 1987  
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RESOLUTION CLOSING A CERTAIN PORTION OF  
MONTREAT STREET LOCATED BETWEEN RODEY AVENUE  
AND NORRIS AVENUE IN THE CITY OF CHARLOTTE,  
MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, a Petition has been filed and received in accordance with the provisions of Chapter 160A, Section 299 of the General Statutes of North Carolina, requesting the closing of a certain portion of Montreat Street in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, the City Council has caused to be published a Resolution of Intent to close a certain portion of Montreat Street which calls for a public hearing on the question, all in accordance with said Statute; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a certain portion of Montreat Street to be sent by registered or certified mail to all owners of property adjoining the said street, and prominently posted a notice of the closing and public hearing in at least two places along said street, all in accordance with said Statute; and

WHEREAS, said public hearing was held on the 6th day of April, 1987;

WHEREAS, no persons, firms, or corporations or parties in interest have appeared in opposition to the closing of said portion of said street;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of April 6, 1987, that the Council hereby orders the closing of a portion of Montreat Street in the City of Charlotte, Mecklenburg County, North Carolina as described below:

BEGINNING at a point marking the southeasterly corner of Lot 11, Block 9 as shown on map of Statesville Avenue Terrace as recorded in Map Book 4, Page 676 of the Mecklenburg County Registry and runs thence from said beginning point with the easterly lines of Lots 11 and 10 of aforementioned map and that property conveyed to Trustees of St. Luke Baptist Church by deed recorded in Deed Book 3906, Page 308 and in Deed Book 3676, Page 105 of the Mecklenburg County Registry, N. 00-07-07 E. 300.05 feet to a point marking the northeasterly corner of Lot 10 of aforesaid mentioned map; thence with the southerly right of way of Rodey Avenue S. 89-41-30 E. 50 feet to a point marking the northwesterly corner of Lot 20, Block 8 of said map also being that property conveyed to Y. D. McMullen by deed recorded in Deed Book 3403, Page 589 in said Registry; thence with the westerly lines of Lots 20 and Lot 1, S. 00-07-08 W. 299.83 feet to a point marking the southwesterly corners of Lot 1, Block 8 of Statesville Avenue Terrace conveyed to Trustees of St. Luke Baptist Church; thence along the northerly right of way of Norris Avenue N. 89-56-49 W. 50 feet to the point and place of beginning. Containing 0.34 acres as shown on a survey entitled "A Portion of Montreat Street" dated October 6, 1986, prepared by R. B. Pharr and Associates, N.C.R.L.S., to which survey reference is made for a more particular description of the property.

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BE IT RESOLVED that a 10-foot portion of Montreat Street be reserved as a barrier free neighborhood pedestrian access easement. The petitioner will be responsible for maintenance of said easement.

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

CERTIFICATION

I, MENTA C. DETWILER, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 6th day of April, 1987, the reference having been made in Minute Book 88, and is recorded in full in Resolution Book 23, at page(s) 218-219.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 8th day of April, 1987.

\_\_\_\_\_  
MENTA C. DETWILER, Deputy City Clerk

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CITY OF CHARLOTTE, NORTH CAROLINA

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SERIES RESOLUTION

Adopted April 6, 1987

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Authorizing and Securing

CITY OF CHARLOTTE, NORTH CAROLINA,  
AIRPORT REVENUE BONDS,  
SERIES 1987

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Schedule I.	Additional Facilities.	
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A SERIES RESOLUTION AUTHORIZING THE ISSUANCE UNDER THE PROVISIONS OF THE STATE AND LOCAL GOVERNMENT REVENUE BOND ACT, AS AMENDED, OF NOT EXCEEDING \$90,000,000 AIRPORT REVENUE BONDS, SERIES 1987 OF THE CITY OF CHARLOTTE TO FINANCE CERTAIN ADDITIONAL FACILITIES AT THE AIRPORT.

WHEREAS, the City of Charlotte, North Carolina, a body politic and corporate in the State of North Carolina (the "City") owns and operates within the City a public airport known as the Charlotte/Douglas International Airport (such Airport, together with such additions thereto as may be made from time to time, the "Airport"); and

WHEREAS, the City is empowered, under the Constitution and laws of the State of North Carolina, particularly The State and Local Government Revenue Bond Act (Sections 159-80 to 159-97, inclusive, as amended, of the General Statutes of North Carolina) as the same may be amended from time to time (herein called the "Act"), to undertake the obligations and commitments on its part herein set forth; and

WHEREAS, the City Council of the City (the "City Council"), on November 18, 1985 adopted a bond order (the "Bond Order") authorizing and securing airport revenue bonds of the City; and

WHEREAS, on November 18, 1985, the City Council adopted a series resolution, in accordance with Section 208 of the Bond Order, providing for the issuance of not in excess of \$115,000,000 airport revenue bonds and pursuant to said series resolution issued, under date of November 1, 1985, \$108,780,000 Airport Revenue Bonds, Series 1985 (the "1985 Bonds"), to finance certain improvements to the Airport; and

WHEREAS, in order to obtain funds to finance certain additional facilities to the Airport the City has determined to issue an additional series of airport revenue bonds to be known as "City of Charlotte, North Carolina, Airport Revenue Bonds, Series 1987" (the "1987 Bonds"), in an aggregate principal amount not to exceed \$90,000,000, and

WHEREAS, the City Council has found and determined that the additional facilities to be financed with the proceeds of the 1987 Bonds will benefit the City; and

WHEREAS, the City Council has determined to adopt this day, in accordance with Section 208 of the Bond Order, this Series

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Resolution authorizing the issuance of the 1987 Bonds; now, therefore,

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina:

ARTICLE I.

DEFINITIONS

Section 101. Meaning of Words and Terms. Unless otherwise required by the context, words and terms used herein which are defined in the Bond Order shall have the meanings assigned to them therein, except as hereinafter set forth:

"Additional Facilities" means the airport and aviation facilities generally described in Schedule I annexed to this Series Resolution and as more fully described in the plans and specifications on file in the office of the Airport Manager, as the same may be amended or supplemented from time to time with the concurrence of the City Council, if required.

"Bond Registrar" means NNCB National Bank of North Carolina, a national banking association having its principal corporate trust office in Charlotte, North Carolina, and its successors and assigns.

"Finance Director" means the Finance Director of the City, the person performing the duties of the Finance Director or the official succeeding to the Finance Director's principal functions, the Assistant Finance Director or any Deputy Finance Director.

"Interest Payment Date" means January 1 or July 1, as the case may be.

"1987 Bonds" means the City of Charlotte, North Carolina, Airport Revenue Bonds, Series 1987 issued pursuant to the Bond Order and this Series Resolution.

"Regular Record Date" means the 15th day of the month preceding any Interest Payment Date, whether or not a Business Day.

"Reserve Requirement" means, with respect to the 1987 Bonds, the maximum amount required to pay principal and interest on the 1987 Bonds for any

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current or succeeding Fiscal Year, excluding from such calculation, however, interest funded from the proceeds of 1987 Bonds, such amount to be set forth in the certificate of the Finance Director delivered pursuant to Section 204(d).

"Serial Bonds" means the 1987 Bonds which are designated as Serial Bonds in the certificate of the Finance Director delivered pursuant to Section 204(d).

"Series 1987 Subaccount of the Additional Facilities Fund" means the subaccount created and so designated by Section 205.

"Series 1987 Subaccount of the Revenue Bond Capitalized Interest Account" means the subaccount created and so designated by Section 401.

"Series 1987 Subaccount of the Revenue Bond Interest Account" means the subaccount created and so designated by Section 401.

"Series 1987 Subaccount of the Revenue Bond Principal Account" means the subaccount created and so designated by Section 401.

"Series 1987 Subaccount of the Revenue Bond Rebate Account" means the subaccount created and so designated by Section 401.

"Series 1987 Subaccount of the Revenue Bond Redemption Account" means the subaccount created and so designated by Section 401.

"Series 1987 Subaccount of the Revenue Bond Reserve Account" means the subaccount created and so designated by Section 401.

"Series 1987 Subaccount of the Revenue Bond Sinking Fund Account" means the subaccount created and so designated by Section 401.

"Sinking Fund Requirement" means, for any July 1, the principal amount fixed or computed for such date as hereinafter provided for the retirement of Term Bonds on such date by purchase, redemption or payment.

The Sinking Fund Requirement for the Term Bonds shall be initially the respective principal amounts of



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such Term Bonds for each July 1 as fixed pursuant to a certificate of the Finance Director delivered on the date of delivery of the 1987 Bonds.

If during any 12-month period ended June 30 the total principal amount of Term Bonds retired by purchase or redemption under the provisions of this Series Resolution shall be greater than the amount of the Sinking Fund Requirement for such Term Bonds, the subsequent Sinking Fund Requirements for such Term Bonds shall be reduced in such amount aggregating the amount of such excess as the City shall specify in a certificate of the Finance Director filed with the Trustee prior to the next ensuing August 1.

"Term Bonds" means the 1987 Bonds which are designated as Term Bonds in the certificate of the Finance Director delivered pursuant to Section 204(d).

Section 102. Rules of Construction. (a) Words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders. Unless the context shall otherwise indicate, words used herein shall include the plural as well as the singular number. The word "person" shall include corporations, firms, associations, partnerships, joint ventures, joint stock companies, trusts, unincorporated organizations, and public bodies, as well as natural persons.

(b) When used in connection with the amounts on deposit in or to be deposited in any Fund or Account created under the Bond Order or this Series Resolution, the word "money" shall include Investment Obligations.

(c) All references herein to particular articles or sections are references to articles or sections of this Series Resolution unless some other reference is indicated.

(d) All references to the City or any action of the City are references to the City as owner and operator of the Airport and shall not be deemed to refer to the City in any other proprietary or governmental capacity unless the context otherwise requires.

ARTICLE II.

AUTHORIZATION, FORM, ISSUANCE, DELIVERY  
AND REGISTRATION OF 1987 BONDS

Section 201. Authorization of Financing of Additional Facilities and Authorization of 1987 Bonds. The financing of Additional Facilities is hereby authorized. For the purpose of providing funds for the financing of the Additional Facilities and other items set forth in Section 204, there shall be issued, under and pursuant to the Constitution and the laws of the State of North Carolina, including the Act, and this Series Resolution, 1987 Bonds of the City in the amounts and subject to the conditions herein provided.

Section 202. Form of 1987 Bonds Generally. The definitive 1987 Bonds are issuable in fully registered form in denominations of \$5,000 or any whole multiple thereof and shall be appropriately numbered. The definitive 1987 Bonds issued under the provisions of Section 204 shall be substantially in the form hereinafter set forth, with such appropriate variations, omissions and insertions as are permitted or required by this Series Resolution.

Section 203. Details and Form of 1987 Bonds. Interest on any 1987 Bond which is payable, and is punctually paid or duly provided for, on any Interest Payment Date shall be paid to the person in whose name that 1987 Bond is registered at the close of business on the Regular Record Date for such interest.

NCNB National Bank of North Carolina, Charlotte, North Carolina, is hereby appointed as Bond Registrar with respect to the 1987 Bonds.

The 1987 Bonds and the Certificate of the Local Government Commission and the Certificate of Authentication of the Bond Registrar to be endorsed on the 1987 Bonds shall be, respectively, substantially in the following forms, with such variations, omissions and insertions as are required or permitted by this Series Resolution:

[Form of Bonds]

No.....

\$ \_\_\_\_\_

United States Of America  
State of North Carolina

CITY OF CHARLOTTE, NORTH CAROLINA,  
AIRPORT REVENUE BOND,  
SERIES 1987

RATE	MATURITY DATE	CUSIP
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The City of Charlotte, North Carolina (the "City"), for value received, hereby promises to pay, solely from the sources and in the manner hereinafter provided, to Cede & Co. or registered assigns, on the maturity date set forth above (or earlier as hereinafter referred to), upon the presentation and surrender hereof, at the principal office of NCNB National Bank of North Carolina, Charlotte, North Carolina (the "Bond Registrar"), the principal sum of

DOLLARS

(\$ \_\_\_\_\_). The City also promises to pay, solely from said sources interest thereon on each January 1 and July 1, commencing January 1, 1988, from the interest payment date next preceding the date on which it is authenticated unless it is authenticated on an interest payment date, in which event it shall bear interest from such date, or if it is authenticated prior to January 1, 1988, it shall bear interest from April 1, 1987, at the rate per annum set forth above until the principal sum hereof is paid. The interest so payable and punctually paid or duly provided for, on any Interest Payment Date, will be paid to the person in whose name this Bond is registered at the close of business on the Regular Record Date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such Interest Payment Date. Any such interest not so punctually paid or duly provided for shall forthwith cease to be payable to the registered owner on such Regular Record Date, and may be paid to the person in whose name this Bond is registered at the close of business of a Special Record Date for the payment of such defaulted interest to be fixed by the Trustee hereinafter mentioned, notice whereof being given to the owners not less than 10 days prior to such Special Record Date, or may be paid at any time in any other lawful manner not inconsistent with the requirements of any securities exchange on which the Bonds of this series may be listed and upon

such notice as may be required by such exchange, or as more fully provided in the Bond Order hereinafter mentioned. Such payment of interest shall be made by check mailed by the Bond Registrar to the owner at his address as it appears on the bond registration books maintained by the Bond Registrar. All such payments shall be made in such coin or currency of the United States of America as at the time of payment is legal tender for payment of public and private debts.

This Bond is not payable from the funds of the City, nor does it constitute a legal or equitable pledge, charge, lien or encumbrance upon any of the properties of the City or upon any of its income, receipts or revenues except as hereinafter provided for, and neither the credit nor the taxing power of the City is pledged for the payment of this Bond.

REFERENCE IS HEREBY MADE TO THE FURTHER PROVISIONS OF THIS BOND SET FORTH ON THE REVERSE SIDE HEREOF AND SUCH FURTHER PROVISIONS SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS IF SET FORTH ON THE FRONT SIDE HEREOF.

This Bond is one of a duly authorized series of revenue bonds of the City, designated "City of Charlotte, North Carolina, Airport Revenue Bonds, Series 1987" (the "Bonds"), issued pursuant to The State and Local Government Revenue Bond Act, as amended, and a bond order duly adopted by the City Council of the City on November 18, 1985 (hereinafter called the "Bond Order"), pursuant to which NCNB National Bank of North Carolina, Charlotte, North Carolina, is serving as Trustee, and a series resolution (the "1987 Series Resolution"), duly adopted by the City Council of the City on April 6, 1987, for the purpose of providing funds, together with any other available funds, for (i) financing the cost of certain Additional Facilities (as defined in the Series Resolution), (ii) funding capitalized interest on the Bonds, (iii) funding a debt service reserve fund with respect to the Bonds and (iv) paying certain expenses incurred in connection with the issuance of the Bonds.

The City has heretofore issued Airport Revenue Bonds, Series 1985, under the Bond Order. The Bond Order provides for the issuance from time to time under the conditions, limitations and restrictions therein set forth of additional Bonds secured pari passu as to the pledge of Net Revenues with said Series 1985 Bonds and the Bonds. The Bond Order shall be available for inspection by any owner at all reasonable times at the corporate trust office of the Trustee.

The Bond Order provides for the creation of a special fund designated "Charlotte/Douglas International Airport Revenue Bond

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Fund" (hereinafter called the "Bond Fund"). Pursuant to the 1987 Series Resolution, special accounts have been created within the Bond Fund with respect to the Bonds (the "Series 1987 Accounts"), which Series 1987 Accounts, to the extent provided by the 1987 Series Resolution, are pledged and charged with the payment of the principal of and the interest on all Bonds issued pursuant to the provisions of the 1987 Series Resolution. The 1987 Series Resolution also provides for the deposit to the credit of the Series 1987 Accounts of the Net Revenues, as defined in the Bond Order, to the extent and in the manner provided in the Bond Order.

The Bonds are issuable as fully registered Bonds in denominations of \$5,000 or any whole multiple thereof. The transfer of this Bond is registrable by the registered owner hereof in person or by his attorney or legal representative at the corporate trust office of the Bond Registrar but only in the manner and subject to the limitations and conditions provided in the Bond Order and the 1987 Series Resolution and upon surrender and cancellation of this Bond. Upon any registration of transfer, the City shall execute and the Bond Registrar shall authenticate and deliver in exchange for this Bond a new Bond or Bonds, registered in the name of the transferee, of authorized denominations, in an aggregate principal amount equal to the principal amount of this Bond, of the same maturity and bearing interest at the same rate.

#### Optional Redemption

The Bonds maturing on and after July 1, 19\_\_ are subject to redemption, by the City from any source, in whole or in part at any time, at the discretion of the City and by lot within a maturity on or after July 1, 19\_\_, during the periods and at the redemption prices (expressed as a percentage of principal amount of Bonds to be redeemed), respectively, set forth below, plus interest accrued thereon to the date of redemption.

<u>Period During Which Redeemed</u> <u>(both dates inclusive)</u>	<u>Redemption</u> <u>Price</u>
July 1, 19__ through June 30, 19__	10 %
July 1, 19__ through June 30, 19__	10_
July 1, 19__ and thereafter	10_

#### Mandatory Sinking Fund Redemption

The Bonds maturing on July 1, 20\_\_ are subject to redemption

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in satisfaction of the Sinking Fund Requirement therefor on July 1, 20\_\_ and on July 1 in each year thereafter from money deposited with the Trustee for such purpose. Such redemption shall be at a redemption price equal to the principal amount thereof, without premium, plus accrued interest to the redemption date.

The Bonds maturing on July 1, 20\_\_ are subject to redemption in satisfaction of the Sinking Fund Requirement therefor on July 1, 20\_\_ and on July 1 in each year thereafter from money deposited with the Trustee for such purpose. Such redemption shall be at a redemption price equal to the principal amount thereof, without premium, plus accrued interest to the redemption date.

#### Extraordinary Redemption

The Bonds are subject to redemption in whole or in part on any date upon instructions from the City from the Net Proceeds of insurance or eminent domain which are deposited in the Series 1987 Subaccount of the Revenue Bond Redemption Account, at a redemption price equal to the principal amount thereof, without premium, plus accrued interest to the redemption date.

#### Excess Bond Proceeds Redemption

The Bonds are subject to redemption in part on any date upon instructions from the City from amounts which are deposited in the Series 1987 Subaccount of the Revenue Bond Redemption Account from amounts in the Series 1987 Subaccount of the Additional Facilities Account in the Construction Fund under the Bond Order which are not used in the construction of the Additional Facilities, at a redemption price equal to the principal amount thereof, without premium, plus accrued interest to the redemption date.

If less than all of the Bonds of a particular maturity are to be called for redemption, The Depository Trust Company, New York, New York ("DTC"), or, if a book-entry-system is no longer used, the Trustee, shall select the Bonds of such maturity to be redeemed by lot, each \$5,000 portion of principal being counted as one Bond for this purpose.

Not more than sixty (60) nor less than forty-five (45) days before the redemption date of any Bonds to be redeemed, whether such redemption be in whole or in part, said City shall cause a notice of such redemption to be filed with the Bond Registrar and

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given by certified or registered mail to Cede & Co. at its address appearing upon the registration books of the City. On the date fixed for redemption, notice having been given as aforesaid, the Bonds or portions thereof so called for redemption shall be due and payable at the redemption price provided for the redemption of such Bonds or portions thereof on such date and, if moneys for payment of such redemption price and the accrued interest are held by the Bond Registrar as provided in the Bond Order, interest on the Bonds or the portions thereof so called for redemption shall cease to accrue. If a portion of this Bond shall be called for redemption, a new Bond or Bonds in principal amount equal to the unredeemed portion hereof will be issued to Cede & Co. or its legal representative upon the surrender hereof.

The Bonds are being issued by means of a book-entry system with no physical distribution of bond certificates to be made except as provided in the Bond Order. One Bond certificate with respect to each date on which the Bonds are stated to mature on such date and registered in the name of Cede & Co., a nominee of DTC, is being issued and required to be deposited with DTC and immobilized in its custody. The book-entry system will evidence ownership of the Bonds in the principal amount of \$5,000 or any multiple thereof, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. Transfer of principal, interest and any redemption premium payments to participants of DTC will be the responsibility of DTC, and transfer of principal, interest and any redemption premium payments to beneficial owners of the Bonds by participants of DTC will be the responsibility of such participants and other nominees of such beneficial owners. The City will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

In certain events, said City will be authorized to deliver replacement Bonds in the form of fully-registered certificates in the denomination of \$5,000 or any multiple thereof in exchange for the outstanding Bonds as provided in the Bond Order.

At the office of the Bond Registrar, in the manner and subject to the conditions provided in the Resolution, Bonds may be exchanged for an equal aggregate principal amount of Bonds of the same maturity, of authorized denominations and bearing interest at the same rate.

The Bond Registrar shall keep at its office the books of said City for the registration of transfer of Bonds. The

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transfer of this Bond may be registered only upon such books and as otherwise provided in the Bond Order upon the surrender hereof to the Bond Registrar together with an assignment duly executed by the registered owner hereof or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar. Upon any such registration of transfer, the Bond Registrar shall deliver in exchange for this Bond a new Bond or Bonds, registered in the name of the transferee, of authorized denominations, in an aggregate principal amount equal to the unredeemed principal amount of this Bond, of the same maturity and bearing interest at the same rate.

The Bond Registrar shall not be required to exchange or register the transfer of any Bond during a period beginning at the opening of business fifteen (15) days before the day of the mailing of a notice of redemption of Bonds or any portion thereof and ending at the close of business on the date of such mailing or of any Bond called for redemption in whole or in part pursuant to the Resolution.

The registered owner of this Bond shall have no right to enforce the provisions of the Bond Order or to institute action to enforce the covenants therein, or to take any action with respect to any event of default under the Bond Order, or to institute, appear in or defend any suit or other proceeding with respect thereto, except as provided in the Bond Order.

Modifications or alterations of the Bond Order and the 1987 Series Resolution or any bond order or series resolution supplemental thereto may be made only to the extent and in the circumstances permitted by the Bond Order or the 1987 Series Resolution, as the case may be.

This Bond, notwithstanding the provisions for registration of transfer stated herein and contained in the Bond Order and the 1987 Series Resolution, at all times shall be, and shall be understood to be, an investment security within the meaning of and for all the purposes of Article 8 of the Uniform Commercial Code of North Carolina. This Bond is issued with the intent that the laws of the State of North Carolina shall govern its construction.

All acts, conditions and things required to happen, exist and be performed precedent to and in the issuance of this Bond have happened, exist and have been performed as so required.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Bond Order or the 1987 Series Resolution until it shall have been



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authenticated by the execution by the Bond Registrar of the certificate of authentication endorsed hereon.

IN WITNESS WHEREOF, the City of Charlotte, North Carolina, has caused this Bond to be executed by the facsimile signatures of the Mayor and the City Clerk of said City, and a facsimile of its official seal to be printed hereon and this Bond to be dated the 1st day of April, 1987.

CITY OF CHARLOTTE, NORTH CAROLINA

By [FACSIMILE SIGNATURE]  
Mayor

[FACSIMILE OF OFFICIAL SEAL]

[FACSIMILE SIGNATURE]  
City Clerk

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

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

[FACSIMILE SIGNATURE]  
Secretary, Local Government  
Commission

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CERTIFICATE OF AUTHENTICATION

Date of authentication:

\_\_\_\_\_

This Bond is a Bond of the Series designated therein and issued under the provisions of the within-mentioned Bond Order and 1987 Series Resolution.

\_\_\_\_\_  
Bond Registrar

By \_\_\_\_\_  
Authorized Signatory

[FORM OF ASSIGNMENT]

[Assignment] FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_

[Please Print or Typewrite Name and Address of Transferee] the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints \_\_\_\_\_ attorney to register the transfer of the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

NOTICE: The signature of this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever.

Section 204. Authorization of 1987 Bonds. There shall be issued under and secured by this Series Resolution the 1987 Bonds of the City in an aggregate principal amount not to exceed NINETY MILLION DOLLARS (\$90,000,000 ) for the purpose of providing funds, together with other available funds, for (i) financing the cost of certain Additional Facilities to the Airport, (ii) funding a debt service reserve fund with respect to the 1987 Bonds, (iii) funding capitalized interest on the 1987 Bonds, and (iv) payment of certain expenses incurred in connection with the issuance of the 1987 Bonds. The 1987 Bonds shall be designated "City of Charlotte, North Carolina, Airport

Revenue Bonds, Series 1987", shall be dated as of April 1, 1987 shall be in such aggregate principal amount and shall bear interest semiannually on January 1 and July 1 of each year, commencing January 1, 1988 at the rates and shall mature (subject to the right of prior redemption as hereinafter set forth) on July 1 in the years and amounts set forth in the certificate of the Finance Director mentioned in (d) below.

The 1987 Bonds shall be executed substantially in the form and in the manner hereinabove set forth and shall be deposited with the Bond Registrar for authentication, but before the 1987 Bonds shall be authenticated and delivered by the Bond Registrar to the Treasurer of the State of North Carolina for redelivery to the purchasers thereof, there shall be filed with the Trustee the following:

- (a) a copy, certified by the City Clerk, of this Series Resolution;
- (b) a copy, certified by the Secretary or any Deputy Secretary of the Local Government Commission, of the resolution of the Local Government Commission approving the issuance of and awarding the 1987 Bonds;
- (c) a copy, certified by the City Clerk, of the Bond Order;
- (d) a certificate or certificates of the Finance Director collectively setting forth the following:
  - (1) the aggregate principal amount of 1987 Bonds to be issued, not in excess of the maximum amount previously established in this Section 204,
  - (2) the designation of and the schedule of maturities and amount of the Serial Bonds,
  - (3) the designation of and the Sinking Fund Requirements for and amount of the Term Bonds,
  - (4) the interest rates for the 1987 Bonds, no such interest rate to be in excess of 9.5% per annum,
  - (5) a schedule setting forth the dates and amounts of withdrawals from the Series 1987 Subaccount of the Revenue Bond Capitalized Interest Account for deposit to the Series 1987 Subaccount of the Revenue Bond Interest Account,

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(6) the amount of the Reserve Requirement which is required to be deposited to the Series 1987 Subaccount of the Revenue Bond Reserve Account,

(7) the disposition of the proceeds of the 1987 Bonds, including accrued interest, to the Series 1987 Subaccount of the Revenue Bond Capitalized Interest Account, the Series 1987 Subaccount of the Revenue Bond Interest Account, the Series 1987 Subaccount of the Revenue Bond Reserve Account and the Series 1987 Subaccount of the Additional Facilities Account in the Construction Fund, and to pay certain expenses incurred in connection with the issuance of the 1987 Bonds,

(8) the allocation of any credit to or charge against the Series 1987 Subaccount of the Additional Facilities Account and the Revenue Fund of any interest and profit or loss resulting from the investment of funds in the Series 1987 Subaccount of the Revenue Bond Reserve Account, and

(9) the redemption provisions for the 1987 Bonds as required to be established in accordance with Section 301;

(e) an opinion of the Airport Attorney to the effect that the City has title to the Airport, subject only to Permitted Encumbrances;

(f) evidence of compliance with the provisions of Section 717 of the Bond Order;

(g) copies of insurance certificates and a statement, signed by the City's insurance agent, to the effect that the insurance required by the Bond Order is in effect; and

(h) an opinion of the City Attorney stating that (1) this Series Resolution has been duly adopted, (2) no provision of the Bond Order or this Series Resolution violates any provision of the Act or results in or constitutes a default under any agreement, indenture or other instrument to which the City is a party or by which the City may be bound, and of which he has knowledge, (3) the City's adoption of this

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Series Resolution and execution and issuance of the 1987 Bonds are not subject to any authorization, consent, approval or review of any governmental body, public officer or regulatory authority not theretofore obtained or effected, and no taxes are payable in connection therewith, (4) the form, terms, execution, issuance and delivery of the 1987 Bonds have been duly and validly authorized by the City, and the 1987 Bonds constitute valid and binding special obligations of the City in accordance with their terms, and (5) the Series Resolution has been duly and validly adopted by the City.

When the documents mentioned in paragraphs (a) to (h), inclusive, of this Section shall have been filed with the Trustee and when the 1987 Bonds shall have been executed and authenticated as required by this Series Resolution, the Trustee shall deliver the 1987 Bonds at one time to the Treasurer of the State of North Carolina for redelivery to or upon the order of the purchasers named in the resolution mentioned in paragraph (b) of this Section, but only upon payment to the Trustee of the purchase price of the 1987 Bonds and the accrued interest thereon. The Trustee shall be entitled to rely upon the resolutions mentioned in paragraphs (a) and (b) of this Section as to all matters stated therein.

Section 205. Establishment of Series 1987 Subaccount of the Additional Facilities Account. There is hereby established the Series 1987 Subaccount of the Additional Facilities Account in the Construction Fund which subaccount shall be established with and held by the Trustee pursuant to the Bond Order.

There shall be deposited to the credit of the Series 1987 Subaccount of the Additional Facilities Account such deposits as are required to be made to such subaccount in accordance with the provisions of the Bond Order and Section 204.

The moneys in the Series 1987 Subaccount of the Additional Facilities Account shall be applied to pay the cost of the Additional Facilities and other items set forth in Section 204 in accordance with the provisions of the Bond Order and this Series Resolution.

Section 206. Book-Entry System. Notwithstanding anything contained in the Bond Order or herein to the contrary, Bonds may be issued by means of book-entry system with no physical distribution of Bond Certificates to be made except as hereinafter provided. If a book-entry system is to be used, one Bond certificate with respect to each date on which the Bonds are

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stated to mature, in the aggregate principal amount of the Bonds stated to mature on such date and registered in the name of Cede & Co., a nominee of The Depository Trust Company, New York, New York ("DTC"), will be issued and required to be deposited with DTC and immobilized in its custody. The book-entry system will evidence ownership of the Bonds in the principal amount of \$5,000 or any multiple thereof, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. The principal of and any redemption premium on each Bond shall be payable to Cede & Co. or any other person appearing on the registration books of the Bond Registrar as the registered owner of such Bond or his registered assigns or legal representative at such office of the Bond Registrar or such other place as the City may determine upon the presentation and surrender thereof as the same shall become due and payable. Payment of the interest on each Bond shall be made by the Bond Registrar on each interest payment date to the registered owner of such Bond (or the previous Bond or Bonds evidencing the same debt as that evidenced by such Bond) at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date, by check mailed to such person at his address as it appears on such registration books. Transfer of principal, interest and any redemption premium payments to participants of DTC will be the responsibility of DTC, and transfer of principal, interest and any redemption premium payments to beneficial owners of the Bonds by participants of DTC will be the responsibility of such participants and other nominees of such beneficial owners. The City and the Trustee will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing records maintained by DTC, its participants or persons acting through such participants.

In the event that (a) DTC determines not to continue to act as securities depository for the Bonds or (b) the Finance Director determines that continuation of the book-entry system of evidence and transfer of ownership of the Bonds would adversely affect the interests of the beneficial owners of the Bonds, the City will discontinue the book-entry system with DTC. If the City identifies another qualified securities depository to replace DTC, the City will make arrangements with DTC and such other depository to effect such replacement and deliver replacement Bonds registered in the name of such other depository or its nominee in exchange for the outstanding Bonds, and the references to DTC or Cede & Co. in this Order shall thereupon be deemed to mean such other depository or its nominee. If the City fails to identify another qualified securities depository to replace DTC, the City will deliver replacement Bonds in the form

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of fully-registered certificates in the denomination of \$5,000 or any multiple thereof ("Certificated Bonds") in exchange for the Outstanding Bonds as required by DTC and others. Upon the request of DTC, the City may also deliver one or more Certificated Bonds to any participant of DTC in exchange for Bonds credited to its account with DTC.

### ARTICLE III.

#### REDEMPTION OF 1987 BONDS

Section 301. Redemption of 1987 Bonds. (a) The 1987 Bonds shall not be subject to prior redemption except as provided in this Article III and in Article III of the Bond Order.

(b) The 1987 Bonds maturing on and after the date specified by the Finance Director in his certificate delivered pursuant to Section 204(d) (such date not to be later than July 1, 1997) shall be subject to redemption, by the City from any source, in whole or in part on any date by lot, as provided in such certificate of the Finance Director, provided that in no event shall such redemption be at a redemption price of greater than 103% of the principal amount thereof, plus accrued interest to the date of redemption.

(c) The 1987 Bonds maturing on the date or dates specified by the Finance Director in his certificate delivered pursuant to Section 204(d) shall be subject to mandatory sinking fund redemption in part by lot according to the schedule set forth in the certificate of the Finance Director set forth in Section 204(d), from moneys required to be deposited in the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account, at a Redemption Price equal to the principal amount of the 1987 Bonds being redeemed, without premium, plus accrued interest to the date of redemption.

(d) 1987 Bonds are subject to redemption in whole or in part on any date by lot at a Redemption Price equal to the principal amount thereof, without premium, plus accrued interest to the date of redemption, upon instructions from the City from the Net Proceeds of insurance or Eminent Domain which are deposited in the Series 1987 Subaccount of the Revenue Bond Redemption Account as provided in the Bond Order.

(e) The 1987 Bonds are subject to redemption in part on any date upon instructions from the City from amounts which are deposited in the Series 1987 Subaccount of the Revenue Bond Redemption Account from amounts in the Series 1987 Subaccount of

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the Additional Facilities Account in the Construction Fund which are not used in the construction of the Additional Facilities, at a Redemption Price equal to the principal amount thereof, without premium, plus accrued interest to the redemption date.

Section 302. Selection of 1987 Bonds to be Redeemed. The 1987 Bonds shall be redeemed only in whole multiples of \$5,000. The Trustee shall select the 1987 Bonds to be redeemed in accordance with the terms and provisions of this Series Resolution.

If less than all of the 1987 Bonds of a particular maturity are to be called for redemption, DTC, or, if a book-entry-system is no longer used, the Trustee, shall select the 1987 Bonds of such maturity to be redeemed by lot, each five thousand dollar (\$5,000) portion of principal being counted as one Bond for this purpose.

Section 303. Redemption Notice. Not more than sixty (60) nor less than forty-five (45) days before the redemption date of any Bonds to be redeemed, whether such redemption be in whole or in part, the City shall cause a notice of such redemption to be filed with the Bond Registrar and to be mailed, postage prepaid, to the registered owner of each Bond to be redeemed in whole or in part at his address appearing upon the registration books of the City, provided that such notice to Cede & Co. shall be given by certified or registered mail. Failure to mail such notice or any defect therein shall not affect the validity of the redemption as regards registered owners to whom such notice was given as required hereby. Each such notice shall set forth the date designated for redemption, the redemption price to be paid and the maturities of the Bonds to be redeemed. In the event that Certificated Bonds are outstanding, each such notice to the registered owners thereof shall also set forth, if less than all of the Bonds of any maturity then outstanding shall be called for redemption, the distinctive numbers and letters, if any, of such Bonds to be redeemed and, in the case of any Bond to be redeemed in part only, the portion of the principal amount thereof to be redeemed. If any Bond is to be redeemed in part only, the notice of redemption shall state also that on or after the redemption date, upon surrender of such Bond, a new Bond or Bonds in principal amount equal to the unredeemed portion of such Bond will be issue.

#### ARTICLE IV.

##### REVENUES, ACCOUNTS AND FUNDS

Section 401. Establishment of Accounts. The following



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Subaccounts are hereby established:

- (a) Series 1987 Subaccount of the Revenue Bond Capitalized Interest Account;
- (b) Series 1987 Subaccount of the Revenue Bond Interest Account;
- (c) Series 1987 Subaccount of the Revenue Bond Principal Account;
- (d) Series 1987 Subaccount of the Revenue Bond Rebate Account;
- (e) Series 1987 Subaccount of the Revenue Bond Redemption Account;
- (f) Series 1987 Subaccount of the Revenue Bond Reserve Account; and
- (g) Series 1987 Subaccount of the Revenue Bond Sinking Fund Account.

All subaccounts shall be established with and held by the Trustee pursuant to the Bond Order.

Section 402. Revenues Received by the City.

I. On or before the 25th day of each month, the City shall, subject to the provisions of the Bond Order, deposit or cause to be deposited from Net Revenues with the Trustee the following amounts and the Trustee shall apply such amounts to the various accounts and subaccounts specified herein in the following order:

(a) into the Series 1987 Subaccount of the Revenue Bond Interest Account, beginning in the month set forth in the certificate of the Finance Director delivered pursuant to Section 204(d), the amounts set forth in such certificate until the month in which all moneys in the Series 1987 Subaccount of the Revenue Bond Capitalized Interest Account have been depleted, and thereafter, one-sixth (1/6) of the interest payable on the 1987 Bonds on the next ensuing Interest Payment Date;

(b) into the Series 1987 Subaccount of the Revenue Bond Principal Account, beginning July 25 of the year prior to the year in which the first Serial Bond matures, one-twelfth (1/12) of the principal of all Serial Bonds due on the next ensuing July 1; and

(c) into the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account, beginning July 25 of the year prior to the year in which the first Sinking Fund Requirement is due, one-twelfth (1/12) of the amount required to retire the Term Bonds to be called by mandatory redemption or to be paid at maturity on the next ensuing July 1, in accordance with the Sinking Fund Requirement therefor.

In each month following a month in which the Trustee shall have failed to make any deposit required by this Section 402, the Trustee shall deposit, in addition to the amounts then due, an amount sufficient to cure the deficiency in deposit in the prior month unless such deficiency shall have been cured by a transfer of money to such fund or account from other funds and accounts created hereby, pursuant to the terms of this Series Resolution.

Section 403. Application of Money in the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account. Money held in the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account shall be applied during each Fiscal Year to the purchase or retirement of Term Bonds then Outstanding as follows:

(a) The Trustee shall, at the request of the City, endeavor to purchase and cancel Term Bonds or portions thereof subject to redemption by operation of the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account or maturing on the next ensuing July 1 at the most advantageous price obtainable with reasonable diligence. The purchase price of each such Term Bond shall not exceed par plus accrued interest to the date of purchase. The Trustee shall pay the interest accrued on such Term Bonds to the date of settlement therefor from the Series 1987 Subaccount of the Revenue Bond Interest Account and the purchase price from the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account, but no such purchase shall be made by the Trustee from money in the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account within the period of forty-five (45) days immediately preceding any July 1 on which such Term Bonds are subject to redemption, except from moneys other than the moneys set aside in the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account for the redemption of Term Bonds. The aggregate purchase price of Term Bonds during such Bond Year shall not exceed the amount deposited in the Series 1987 Subaccount of the Revenue Bond Sinking Fund

Account on account of the Sinking Fund Requirement for the Term Bonds for such Bond Year. If in any Bond Year the sum of the amount on deposit in the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account for the payment of any Term Bonds and the principal amount of the Term Bonds that were purchased during such Bond Year pursuant to the provisions of this paragraph (a) or delivered during such Fiscal Year to the Trustee by the City exceeds the Sinking Fund Requirement for the Outstanding Term Bonds for such Fiscal Year, the Trustee shall endeavor to purchase Outstanding Term Bonds with such excess money;

(b) The Trustee shall call for redemption on July 1 in each Fiscal Year Term Bonds then subject to redemption in a principal amount equal to the aggregate Sinking Fund Requirement for the Term Bonds for such Fiscal Year, less the principal amount of any such Term Bonds retired during such Fiscal Year by purchase pursuant to clause (a) of this Section or delivered during such Fiscal Year to the Trustee by the City. If the amount available in the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account on such July 1 is not equal to the Sinking Fund Requirement for the Term Bonds for such Fiscal Year less the principal amount of any such Term Bonds so delivered or purchased and retired, the Trustee shall apply the amount available in the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account to the redemption of Term Bonds then subject to redemption so as to exhaust, to the extent practicable, the amount available. On each redemption date the Trustee shall withdraw from the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account the amount required to pay the Redemption Price of the Term Bonds so called for redemption. The amount of interest on the Term Bonds so called for redemption shall be paid from the Series 1987 Subaccount of the Revenue Bond Interest Account. If such date is the stated maturity date of any such Term Bonds, the Trustee shall not call such Term Bonds for redemption but, on such maturity, shall withdraw the amount required for paying the principal of such Term Bonds when due and payable.

If at any date there is money in the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account and no Term Bonds are then Outstanding or if on any payment date money remains therein after the mandatory redemption of Term Bonds in accordance with the Sinking Fund Requirement therefor, the Trustee shall withdraw

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such money therefrom and shall apply the same as follows: (a) deposit in the Series 1987 Subaccount of the Revenue Bond Reserve Account the amounts, if any, required to be paid thereto in such month pursuant to Section 503(g) of the Bond Order and (b) deliver all remaining amounts to the City.

If the balance in the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account on the 25th day of the month next preceding a payment date upon which Term Bonds are to mature or to be redeemed in accordance with the Sinking Fund Requirements therefor is insufficient to satisfy such Sinking Fund Requirement, the Trustee shall transfer to such Subaccount such amounts as may be necessary to remedy the deficiency, drawing upon money in the Series 1987 Subaccount of the Revenue Bond Reserve Account.

If, in any Fiscal Year, by the application of money in the Series 1987 Subaccount of the Revenue Bond Sinking Fund Account the Trustee should purchase or receive from the City and cancel Term Bonds in excess of the aggregate Sinking Fund Requirements for such Fiscal Year, the Trustee shall file with the City not later than the twentieth (20th) day prior to the next August 1 a statement identifying the Term Bonds purchased or delivered during such Fiscal Year and the amount of such excess. The City shall thereafter cause a certificate of the Finance Director to be filed with the Trustee not later than the tenth (10th) day prior to such August 1, setting forth with respect to the amount of such excess the Fiscal Years in which the Sinking Fund Requirements with respect to Term Bonds are to be reduced and the amount by which the Sinking Fund Requirements so determined are to be reduced.

Upon the retirement of any Term Bonds by purchase or redemption pursuant to the provisions of this Section, the Trustee shall file with the City a statement identifying such Term Bonds and setting forth the date of purchase or redemption, the amount of the purchase price or the Redemption Price of such Term Bonds, and the amount paid as interest thereon. The expenses incurred in connection with the purchase or redemption of any such Term Bonds shall be paid by the City from the Operating Fund or from any other available moneys.

Section 404. Application of Money in the Series 1987 Revenue Bond Redemption Account. The Trustee shall apply money in the Series 1987 Revenue Bond Redemption Subaccount to the purchase or redemption of 1987 Bonds as follows:

(a) Subject to the provisions of paragraph (c) of this Section, the Trustee shall endeavor to purchase

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and cancel 1987 Bonds or portions thereof, regardless of whether such 1987 Bonds or portions thereof are then subject to redemption, at the most advantageous price obtainable with reasonable diligence, provided that the purchase price of each 1987 Bond shall not exceed the Redemption Price that would be payable on the next redemption date to the Owner of such Bond under the provisions of this Series Resolution if such 1987 Bond or such portion thereof should be called for redemption on such date from the money in the Series 1987 Subaccount of the Revenue Bond Redemption Account. The Trustee shall pay the interest accrued on such 1987 Bonds or portions thereof to the date of settlement from the Series 1987 Subaccount of the Revenue Bond Interest Account and the purchase price from the Series 1987 Subaccount of the Revenue Bond Redemption Account, but no such purchase shall be made by the Trustee from money in the Series 1987 Subaccount of the Revenue Bond Redemption Account within the period of 45 days immediately preceding any Interest Payment Date on which such 1987 Bonds or portions thereof are to be redeemed, except from moneys other than the moneys set aside in the Series 1987 Subaccount of the Revenue Bond Redemption Account for the redemption of Bonds.

(b) Subject to the provisions of paragraph (c) of this Section, the Trustee shall call for redemption on a date permitted by this Series Resolution such amount of 1987 Bonds or portions thereof as, with the redemption premium, if any, will exhaust the money then held in the Series 1987 Subaccount of the Revenue Bond Redemption Account as nearly as may be. The Trustee shall pay the accrued interest on the Bonds or portions thereof to be redeemed to the date of redemption from the Series 1987 Subaccount of the Revenue Bond Interest Account or, if applicable, from the Series 1987 Subaccount of the Revenue Bond Capitalized Interest Account, and the Redemption Price of such 1987 Bonds or portions thereof from the Series 1987 Subaccount of the Revenue Bond Redemption Account. The Trustee shall withdraw from the Series 1987 Subaccount of the Revenue Bond Redemption Account and set aside the respective amounts required to pay the Redemption Price of the 1987 Bonds or portions thereof so called for redemption.

(c) Money in the Series 1987 Subaccount of the Revenue Bond Redemption Account shall be applied by the Trustee in each Fiscal Year to the purchase or the

redemption of 1987 Bonds then Outstanding in accordance with the latest certificate filed by the Finance Director with the Trustee designating the 1987 Bonds to be redeemed, and if such 1987 Bonds are Term Bonds, the years in which future Sinking Fund Requirements are to be reduced as a result of such redemption and the amount of such reduction in each such year. In the event no such certificate is filed (i) the Trustee shall apply such money to the purchase of 1987 Bonds as it shall determine or to the redemption of 1987 Bonds bearing the highest rate of interest, (ii) if 1987 Bonds of more than one maturity bear the same interest rate, the Trustee shall redeem such 1987 Bonds in the inverse order of maturities, and (iii) if the 1987 Bonds bearing the highest rate of interest are Term Bonds, the Trustee shall reduce Sinking Fund Requirements for such Term Bonds in inverse order of the scheduled redemption of such Term Bonds.

Upon the retirement of any 1987 Bonds by purchase or redemption pursuant to the provisions of this Section, the Trustee shall file with the City a statement identifying such 1987 Bonds and setting forth the date of purchase or redemption, the amount of the purchase price or the Redemption Price of such 1987 Bonds and the amount paid as interest thereon. The expenses incurred by the Trustee in connection with the purchase or redemption of any such 1987 Bonds shall be paid by the City from the Operating Fund or from any other available moneys.

Section 405. Rebate Account. (a) As of the first anniversary of the date of issuance and delivery of the 1987 Bonds and as of each succeeding annual anniversary thereafter, through and including the date on which the 1987 Bonds have been redeemed or have matured (each such date referred to herein as a "determination date"), the City shall determine the amount of earnings received during such year (the "bond year") in the Series 1987 Subaccounts established hereunder, together with any other Accounts or subaccounts under the Bond Order which, in the opinion of nationally recognized bond counsel, need to be included in the determination. As of each determination date, the City shall also calculate the amount of earnings, based upon the purchase price of the Investment Obligations, that would have been received with respect to each investment during the bond year ending with such determination date if their annual yield had been equal to the yield on the 1987 Bonds, based upon the purchase prices of the Investment Obligations. The amount of the difference between the amount calculated in accordance with the first sentence and the second sentence shall be certified to the Trustee.

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(b) If the amount determined in accordance with (a) is a positive number for the bond year, the Trustee shall, in the City's sole discretion, transfer from any Series 1987 Subaccount of the Revenue Bond Fund and/or from the Series 1987 Subaccount of the Additional Facilities Account in the Construction Fund, as designated by the City, the amount so determined and transfer such sum to the Series 1987 Subaccount of the Revenue Bond Rebate Account. If the amount determined in accordance with (a) is a negative number for the bond year, the Trustee shall transfer from the Series 1987 Subaccount of the Revenue Bond Rebate Account the amount so determined for deposit into the Revenue Fund.

(c) The Trustee, upon written direction from the City, shall timely make all payments to the Internal Revenue Service as required by Section 148(f) of the Internal Revenue Code of 1986, as amended.

Section 406. Investment of Money. Money held for the credit of all subaccounts established hereunder on deposit with the Trustee shall be continuously invested and reinvested by the Trustee in Investment Obligations to the extent practicable. Any such Investment Obligations shall mature not later than the respective dates when the money held for the credit of such subaccounts will be required for the purposes intended. No Investment Obligations in any such subaccount may mature beyond the latest maturity date of any Bonds Outstanding at the time such Investment Obligations are deposited.

The interest accruing on Investment Obligations in the subaccounts established hereunder and any profit or loss realized upon the disposition or maturity of such Investment Obligations shall be credited to or charged against the following Funds, accounts and subaccounts: (1) prior to the Completion Date of the Additional Facilities, (a) interest and profit or loss resulting from the Series 1987 Subaccount of the Additional Facilities Account shall be credited to or charged against the Series 1987 Subaccount of the Additional Facilities Account, (b) interest and profit or loss resulting from the Series 1987 Subaccount of the Revenue Bond Capitalized Interest Account shall be credited to or charged against the Series 1987 Subaccount of the Revenue Bond Capitalized Interest Account, and (c) interest and profit or loss resulting from the Series 1987 Subaccount of the Revenue Bond Reserve Account shall be credited to or charged against the Series 1987 Subaccount of the Additional Facilities Account and the Revenue Fund as provided in the certificate of the Finance Director delivered pursuant to Section 204(d), and (2) from and after the Completion Date of the Additional Facilities, interest and profit or loss resulting from each of

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the Series 1987 Subaccounts (other than the Series 1987 Subaccount of the Revenue Bond Rebate Account) established pursuant to Section 401 shall be credited to or charged against the Revenue Fund. Interest and profit or loss resulting from the Series 1987 Subaccount of the Revenue Bond Rebate Account shall be credited to or charged against the Series 1987 Subaccount of the Revenue Bond Rebate Account.

Section 407. Payment of Principal, Interest and Premium and Pledge of Net Revenues. The City covenants that it will promptly pay the principal of and the interest on every 1987 Bond issued under the provisions of this Series Resolution at the places, on the dates and in the manner provided herein and in said 1987 Bonds, and any premium required for the retirement of said 1987 Bonds by purchase or redemption, according to the true intent and meaning thereof. The City further covenants that it will faithfully perform at all times all of its covenants, undertakings and agreements contained in this Series Resolution and the Bond Order, or in any 1987 Bond executed, authenticated and delivered hereunder or in any proceedings of the City pertaining thereto. The City represents and covenants that it is duly authorized under the Constitution and laws of the State, particularly the Act, to issue the 1987 Bonds authorized hereby and to pledge the Net Revenues in the manner and to the extent herein and in the Bond Order set forth; that all action on its part for the issuance of the 1987 Bonds initially issued hereunder has been duly and effectively taken; and that such 1987 Bonds in the hands of the Owners thereof are and will be valid and binding special obligations of the City according to their terms.

The 1987 Bonds shall not be payable from the funds of the City, nor shall they constitute a legal or equitable pledge, lien or encumbrance upon any of the properties of the City or upon any of its income, receipt or revenues, except as provided in this Series Resolution and the Bond Order, and neither the credit nor the taxing power of the City are pledged for the payment of the 1987 Bonds.

#### ARTICLE V.

##### SUPPLEMENTAL SERIES RESOLUTIONS

Section 501. Supplemental Series Resolutions Without Consent of Owners. The City may, from time to time and at any time, adopt such resolutions supplemental hereto as shall be consistent with the terms and provisions of this Series Resolution and, in the opinion of the Trustee, shall not affect



adversely the interest of the Owners:

(a) to cure any ambiguity or formal defect or omission, to correct or supplement any provision herein that may be inconsistent with any other provision herein, or to make any other provisions with respect to matters or questions arising under this Series Resolution that shall be consistent with the provisions of this Series Resolution, or

(b) to grant to or confer upon the Trustee for the benefit of the Owners any additional rights, remedies, powers, authority or security that may lawfully be granted to or conferred upon the Owners or the Trustee, or

(c) to add to the covenants and agreements of the City in this Series Resolution other covenants and agreements thereafter to be observed by the City or to surrender any right or power herein reserved to or conferred upon the City, or

(d) to permit the qualification of this Series Resolution under any federal statute now or hereafter in effect or under any state Blue Sky law, or

(e) to provide for the issuance of 1987 Bonds in bearer form, or

(f) to provide for the issuance of 1987 Bonds under a book-entry system.

Section 502. Modification of Series Resolution with Consent of Owners. Subject to the terms and provisions contained in this Section, and not otherwise, the Owners of not less than fifty-one percent (51%) in aggregate principal amount of the 1987 Bonds then Outstanding shall have the right, from time to time, anything contained in this Series Resolution to the contrary notwithstanding, to consent to and approve the adoption by the City and the acceptance by the Trustee of such series resolution supplemental hereto as shall be deemed necessary or desirable by the City for the purpose of modifying, altering, amending, adding to or rescinding, in any particular, any of the terms or provisions contained in this Series Resolution or in any supplemental series resolution; provided, however, that nothing herein contained shall permit, or be construed as permitting (a) an extension of the maturity of the principal of or the interest on any 1987 Bond issued hereunder, or (b) a reduction in the principal amount of any 1987 Bond or the redemption premium or

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the rate of interest thereon, or (c) the creation of a pledge of Net Revenues other than any pledge created or permitted by the Bond Order or this Series Resolution, or (d) a preference or priority of any 1987 Bond over any other 1987 Bond, or (e) a reduction in the aggregate principal amount of 1987 Bonds required for consent to such supplemental series resolution. Nothing herein contained, however, shall be construed as making necessary the approval by the Owners of the adoption and acceptance of any supplemental series resolution as authorized in Section 501.

The Trustee shall, at the expense of the City, such expense to be paid solely from the Operating Fund or from any other available moneys, cause notice of the proposed adoption of such supplemental series resolution to be mailed, postage prepaid, to the Local Government Commission and all Owners. Such notice shall briefly set forth the nature of the proposed supplemental series resolution and shall state that copies thereof are on file at the principal office of the Trustee for inspection by all Owners. The Trustee shall not, however, be subject to any liability to any Owner by reason of its failure to mail the notice required by this Section, and any such failure shall not affect the validity of such supplemental series resolution when approved and consented to as provided in this Section.

Whenever the City shall deliver to the Trustee an instrument or instruments in writing purporting to be executed by the Owners of not less than fifty-one percent (51%) in aggregate principal amount of 1987 Bonds then Outstanding that are affected by a proposed supplemental series resolution, which instrument or instruments shall refer to the proposed supplemental series resolution described in such notice and shall specifically consent to and approve the adoption thereof in substantially the form of the copy thereof referred to in such notice, thereupon, but not otherwise, the City may adopt such supplemental series resolution in substantially such form, without liability or responsibility to any Owner, whether or not such Owner shall have consented thereto.

If the Owners of not less than fifty-one percent (51%) in aggregate principal amount of the 1987 Bonds Outstanding shall have consented to and approved the adoption thereof as herein provided, to the extent permitted by law, no Owner shall have any right to object to the adoption of such supplemental series resolution, or to object to any of the terms and provisions contained therein or the operation thereof, or in any manner to question the propriety of the adoption thereof, or to enjoin or restrain the City from adopting the same or from taking any action pursuant to the provisions thereof.

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Upon the adoption of any supplemental series resolution pursuant to the provisions of this Section or Section 501, this Series Resolution shall be and be deemed to be modified and amended in accordance therewith, and the respective rights, duties and obligations under this Series Resolution, the Trustee and all Owners shall thereafter be determined, exercised and enforced in all respects pursuant to the provisions of this Series Resolution as so modified and amended.

Section 503. 1987 Bonds Affected. For purposes of this Series Resolution, 1987 Bonds shall be deemed to be "affected" by a supplemental series resolution if the same adversely affects or diminishes the rights of Owners against the City or the rights of the Owners in the security for such 1987 Bonds. The Trustee may in its discretion determine whether any 1987 Bonds would be affected by any supplemental series resolution and any such determination shall be conclusive upon the Owners of all 1987 Bonds, whether theretofore or thereafter authenticated and delivered hereunder. The Trustee shall not be liable for any such determination made in good faith.

Section 504. Exclusion of 1987 Bonds. 1987 Bonds owned or held by or for the account of the City shall not be deemed Outstanding 1987 Bonds for the purpose of any consent or other action or any calculation of Outstanding 1987 Bonds provided for in this Article, and City as Owner of such 1987 Bonds shall not be entitled to consent or take any other action provided for in this Article. At the time of any consent or other action taken under this Article, the City shall furnish the Trustee certificates of the Finance Director, upon which the Trustee may rely, describing all 1987 Bonds so to be excluded.

Section 505. Responsibilities of Trustee and City under this Article. The Trustee and the City shall be entitled to exercise their discretion in determining whether or not any proposed supplemental series resolution or any term or provision therein contained is desirable, after considering the purposes of such instrument, the needs of the City, the rights and interests of the Owners, and the rights, obligations and interests of the Trustee. The Trustee shall be entitled to receive, and shall be fully protected in relying upon, the opinion of counsel approved by it, who may be bond counsel for the City, as conclusive evidence that any such proposed supplemental series resolution does or does not comply with the provisions of this Series Resolution, and that it is or is not proper for it, under the provisions of this Article, to accept such supplemental series resolution.

ARTICLE VI.

MISCELLANEOUS PROVISIONS

Section 601. State Law Governs. This Series Resolution is adopted with the intent that the laws of the State shall govern its construction.

Section 602. Headings. Any heading preceding the text of the several articles hereof, and any table of contents or marginal notes appended to copies hereof, shall be solely for convenience of reference and shall not constitute a part of this Series Resolution, nor shall they affect its meaning, construction or effect.

Section 603. Application to Local Government Commission. The City Council hereby ratifies and confirms its request to the Local Government Commission to sell the 1987 Bonds at private sale and without advertisement in accordance with the provisions of Section 159-123 of the General Statutes of North Carolina.

Section 604. Execution of Contract of Purchase. The Finance Director is hereby authorized and directed to approve the interest rates for the 1987 Bonds not in excess of the maximum set forth in Section 204 and the sale of such Bonds at a price of not less than 96% of the face amount thereof, plus accrued interest from April 1, 1987. The Finance Director is hereby authorized and directed to execute the Contract of Purchase presented at this meeting; such execution shall be conclusive evidence of the approval thereof by the City.

Section 605. Approval of Preliminary Official Statement and Final Official Statement. The City hereby approves and consents to the use and distribution of copies of the Preliminary Official Statement, the final Official Statement, the Bond Order and this Series Resolution by the underwriters of the 1987 Bonds in connection with the public offering of the 1987 Bonds. The Finance Director is hereby authorized and directed to execute and deliver the final Official Statement relating to the 1987 Bonds, in substantially the form of the draft of the Preliminary Official Statement presented at this meeting, together with such changes, modifications, and deletions as they, with the advice of counsel, may deem necessary and appropriate; such execution and delivery shall be conclusive evidence of the approval and authorization in all respects of the form and content thereof.

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Section 606. Authorization for Other Acts.

(a) The officers of the City and the agents and employees of the City and the officers and agents of the Trustee are hereby authorized and directed to do all acts and things required of them by the provisions of the 1987 Bonds, the Bond Order and the Contract of Purchase for the full, punctual and complete performance of the terms, covenants, provisions and agreements of the same and also to do all acts and things required of them by the provisions of this Series Resolution.

(b) The Mayor, the Finance Director, the Airport Manager, the Airport Attorney, the City Attorney, the City Clerk and any Deputy City Clerk, or any of them or their deputies, are further authorized and directed (without limitation except as may be expressly set forth herein) to take such action and to execute and deliver any such documents, deeds, certificates, undertakings, agreements or other instruments as they, with the advice of counsel, may deem necessary and appropriate to effect the transactions contemplated by the Bond Order, this Series Resolution and the Contract of Purchase.

Section 607. Series Resolution Effective. This Series Resolution shall take effect immediately upon the delivery and payment for the 1987 Bonds, except that the provisions of Sections 604 through 606, inclusive, shall take effect immediately.

## Schedule I

## Additional Facilities

Additional Facilities means the airport and aviation facilities generally described as follows and as more fully described in the plans and specifications on file in the office of the Airport Manager, as the same may be amended or supplemented from time to time with the concurrence of the City Council, if required:

1. Concourse B Expansion. The expansion of Concourse B will provide 69,000 additional square feet and a net of six additional gates (for a total of 16), related public and operations areas, an airline club lounge, food/beverage and news/gift concession areas, and supporting facilities such as loading bridges and aircraft ground power and conditioned air systems. Improvements and rearrangement of some existing areas on Concourse B will also be included.
2. Terminal Building Expansion. The terminal building will be expanded by about 100,000 square feet on two levels to support the additional space being developed on Concourse B and to permit direct access between Concourse B and Concourse C without passing through security clearance. A temporary connector between Concourses B and C will be constructed to allow unimpeded operations during the expansion. Permanent facilities in the expanded building include: a permanent connector between Concourse C and B with moving sidewalks, a new concession mall, relocated security checkpoints, airline office areas, baggage handling equipment, baggage makeup and claim areas, a ramp control tower for Piedmont, a central utility system to serve the entire terminal complex, and signage and landscaping for the terminal building.
3. Concourse C Expansion. In connection with the expansion of Concourse B, the terminal building, and the new connector, certain areas in Concourse C will be improved.
4. International and Commuter Facility. New facilities for international and commuter operations totaling about 70,000 square feet will be constructed on the

east end of the terminal building. The international facilities will include two widebody aircraft parking positions and loading bridges on the existing ramp; 30,000 square feet for Federal Inspection Service (FIS) facilities for customs, immigration, and public health; and a 6,000 square foot holdroom area for international passengers. New commuter facilities include a 10,000 square foot common-use commuter holdroom and operations area and an enclosed walkway to serve 12 commuter positions on the existing ramp.

5. Parking Deck and Commercial Vehicle Lane. A 2,800 space automobile parking deck on three levels will be constructed in front of the terminal building on the site of the existing short-term parking lot. Revision of the roadway network, construction of a commercial vehicle lane adjacent to the terminal for hotel, rental car, bus and taxi vehicles, and extensive landscaping will be included.

The project financed with the proceeds of the 1985 Bonds also included construction of a parking deck and commercial vehicle lane replacing the existing short-term lot. This deck was intended to be the first of two phases in the construction of decked parking. Because of the growth of traffic and the complex linkage of the terminal and parking roadway system, the City has decided to construct the parking deck in one phase. The expanded scope of the parking deck included in the Additional Facilities is to incorporate additional spaces, landscaping, and aesthetic treatment not included in the project financed with the proceeds of the 1985 Bonds.

The proceeds from the 1985 Bonds earmarked for the parking project will be used in the expanded project.

6. Airfield Improvements. Funds are being provided for airfield improvements including additional paving, grooving, reconstruction, and repair of the runway and taxiway network and airfield lighting and instrument systems.

The City anticipates that these projects will be eligible for federal grants-in-aid under the Airport Improvement Program (AIP) or a successor program. The proceeds of the 1987 Bonds will provide the funds to pay the local share (25%) of these projects. The City plans to implement these projects as funds become

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available.

7. Fuel Farm Expansion. The existing fuel farm will be expanded to provide additional tanks, pumps, and piping to support the additional fueling requirements of the expanded concourses and the projected increases in aircraft activity.

CERTIFICATION

I, MENTA C. DETWILER, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 6th day of April, 1987, the reference having been made in Minute Book 88, and is recorded in full in Resolution Book 23, at page(s) 220 - 257.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 8th day of April, 1987.

MENTA C. DETWILER, Deputy City Clerk



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RESOLUTION AMENDING THE PAY PLAN  
 OF THE  
 CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Pay Plan heretofore adopted by the City Council to be effective October 1, 1960, as subsequently amended, is hereby further amended as follows:

CHANGE THE FOLLOWING CLASS:

<u>Class Title</u>	<u>Class No.</u>	<u>From Pay Range</u>	<u>To Pay Range</u>
Real Estate Supervisor	2515	24	27

Pay Steps A-F inclusive.

BE IT FURTHER RESOLVED that this resolution shall be effective on the date of its adoption.

APPROVED AS TO FORM:

*Henry W. Underhill Jr.*  
 City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 6th day of April, 1987, the reference having been made in Minute Book 88, and is recorded in full in Resolution Book 23 at page 258.

Menta C. Detwiler  
 Deputy City Clerk

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A RESOLUTION AUTHORIZING THE CITY OF CHARLOTTE TO ACCEPT FOR MAINTENANCE ON JULY 1, 1987, CERTAIN STREETS LOCATED WITHIN OR TO BE LOCATED WITHIN THE CITY OF CHARLOTTE

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WHEREAS, the City of Charlotte has petitioned the North Carolina Department of Transportation to abandon all of the streets shown on the attached list which are located within the City or within areas to be annexed by the City on June 30, 1987, and are carrying predominately local traffic; and,

WHEREAS, subject to the Department of Transportation's abandonment, all of the streets named should be accepted for maintenance by the City.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, at its regular meeting of April 6, 1987 that subject to their abandonment by the Department of Transportation, the City shall accept the streets shown on the attached list for maintenance responsibility effective July 1, 1987.

CERTIFICATION

I, MENTA C. DETWILER, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 6th day of April, 1987, the reference having been made in Minute Book 88, and is recorded in full in Resolution Book 23, at page(s) 259 - 268.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 8th day of April, 1987.

MENTA C. DETWILER, Deputy City Clerk

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NCDOT-Maintained Streets to be Transferred to the City

MINERAL SPRINGS-URP

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
2503	Rockwell Church Rd.	Cheshire Rd.	Mallard Creek Rd.	2587	.49
2505	Rockwell Blvd.	Cheshire Rd.	Rockwell Blvd. Ext.	3115	.59
2506	Rockwell Blvd.	Rockwell Blvd.	Rockwell Blvd. Ext.	2957	.56
2660	Rockwell Blvd. Ext.	Rockwell Blvd.	792' E of Rockwell Blvd.	792	.15
2504	Carver Blvd.	Rockwell Blvd.	2640' N of Rockwell Blvd.	2640	.50
2606	Hawkins Pl.	Rockwell Blvd.	Carver Blvd.	528	.10
2637	Carver Pl.	Rockwell Blvd.	Carver Blvd.	162	.22
2607	Hunter Ave.	Cheshire Rd.	898' E of Cheshire Rd.	898	.17
2625	Amarillo Dr.	Mineral Springs Rd.	Eldorado Ave.	528	.10
2626	Eldorado Ave.	Amarillo Dr.	Cheyenne Dr.	1056	.20
2627	Cheyenne Dr.	Eldorado Ave.	Mineral Springs Rd.	1056	.20
2501	Rumple Rd.	Cheshire Rd.	4805' NE of Cheshire Rd.	4805	.91
2634	Rideview Dr.	Rumple Rd.	686' E of Rumple Rd.	686	.13
2634	Ridge Lane Rd.	Ridgeview Dr.	3379' NE to end of cul-de-sac	3379	.64
2659	Brushwood Dr.	Ridge Lane Rd.	Ridge Lane Rd.	1584	.30
				SUBTOTAL	27,773 5.26

AUTUMNWOOD

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
2939	Old Concord Rd.	980' E of Branch Hill Cir.	Newell-Hickory Grove Rd.	1267	.24
4554	Farmfield Ln.	Old Concord Rd.	1848' NW of Old Concord Rd.	1848	.35
4555	Highbury Ln.	Farmfield Ln.	317' N of Farmfield Ln.	317	.06
4576	Hounslow Ln.	317' S of Farmfield Ln.	369' N of Farmfield Ln.	686	.13
4575	Ponders End Ln.	Farmfield Ln.	792' N of Farmfield Ln.	792	.15
2958	Rockland Dr.	Rocky River Rd. W.	Autumnwood Ln.	2587	.49
4544	Autumnwood Ln.	Rockland Dr.	2270' E to end of cul-de-sac	2270	.43
4579	Toby Court	Autumnwood Ln.	264' NE to end of cul-de-sac	264	.05
4545	Summer Pl.	Autumnwood Ln.	634' NE to end of cul-de-sac	634	.12
4580	Leaves Ln.	Autumnwood Ln.	1954' NW of Autumnwood Ln.	1954	.37
4581	Winterwind Ct.	Leaves Ln.	264' NE to end of cul-de-sac	264	.05
3065	Market Street	Highland Avenue	Pence Road	1742	.33

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SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
4582	Spring Fall Court	Leaves Ln.	317' NE to end of cul-de-sac	317	.06
4583	Woodsman Ct.	Leaves Ln.	264' S to end of cul-de-sac	264	.05
4583	Woodsman Ct.	Leaves Ln.	158' N of Leaves Ln.	158	.03
4587	Blue Rock Dr.	Rockland Dr.	In a circular fashion to Blue Rock Dr.	2270	.43
4588	Stone Hill Court	Blue Rock Dr.	317' S to end of cul-de-sac	317	.06
4589	Creekstone Pl.	Blue Rock Dr.	Owen Blvd.	845	.16
2842	Torrence Grove Church Rd.	Old Concord Rd.	1954' NW of Old Concord Rd.	1954	.37
4603	Feathers Pl.	Foxborough Rd.	264' SW to end of cul-de-sac	264	.05
4602	Foxborough Rd.	Hounslow Ln.	Feathers Pl.	686	.13
SUBTOTAL				19,958	3.78

HICKORY GROVE-PENCE ROAD

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
3065	Market Street	Highland Ave.	Pence Road	1742	.33
4528	Ivy Hollow Dr.	150' S of Big Oak Ln.	950' S to end of cul-de-sac	950	.18
4527	Ivory Palm Dr.	Ivy Hollow Dr.	845' E to end of cul-de-sac	845	.16
4531	Judas Tree Ln.	Ivy Hollow Dr.	950' E to end of cul-de-sac	950	.18
4532	Stem Court	Judas Tree Ln.	422' N to end of cul-de-sac	422	.08
4525	Mahogany Dr.	Ivory Palm Dr.	Judas Tree Ln.	1109	.21
4533	Fringe Tree Ln.	Mahogany Dr.	686' E to end of cul-de-sac	686	.13
4526	Turtle Neck Ln.	Mahogany Dr.	264' E to end of cul-de-sac	264	.05
4524	Upas Lane	Mahogany Dr.	Holly Hill Rd.	370	.07
2820	Hickory Grove Rd.	Craigwood Dr.	Delta Rd.	4118	.78
3007	Craigwood Dr.	Hickory Grove Rd.	1320' N of Hickory Grove Rd.	1320	.25
2954	Gaynell Dr.	Hickory Grove Rd.	1320' N of Hickory Grove Rd.	1320	.25
2955	Langley Cir.	Gaynell Dr.	475' NE to end of cul-de-sac	475	.09
2865	Hobbs Hill Dr.	Hickory Grove Rd.	1267' N of Hickory Grove Rd.	1267	.24
3048	Susan Dr.	Newell-Hickory Grove Rd.	317' E of Newell-Hickory Grove Rd.	317	.06
2864	Trysting Rd.	Delta Rd.	3274' E of Delta Rd.	3274	.62
75	Bandi Dr.	Pence Rd.	792' N of Pence Rd.	792	.15
7	Snow Bird Lane	Trysting Rd.	845' S to end of cul-de-sac	845	.16
4548	Goldfinch Rd.	Woodthrush Dr.	898' N to end of cul-de-sac	898	.17

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SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
4598	Pinta Court	Trysting Rd.	739' to end of cul-de-sac	739	.14
4549	Woodthrush Dr.	Snow Bird Ln.	3960' E	3960	.75
4574	Long Pine Dr.	Woodthrush Dr.	1426' W	1426	.27
4551	Lake Forest Rd.	211' N of Glencannon Dr.	475' N of Woodbridge Rd.	1320	.25
4550	Woodbridge Rd.	Lake Forest Rd.	200' N of Glencannon Dr.	528	.10
4552	Hollyberry Dr.	Woodbridge Rd.	Bunting Lane	739	.14
4553	Bunting Ln.	Hollyberry Dr.	Long Pine Dr.	317	.06
4595	Blue Jay Dr.	Woodthrush Dr.	1109' SW to end of cul-de-sac	1109	.21
4596	Charred Pine Cir.	Blue Jay Dr.	686' W to end of cul-de-sac	686	.13
4597	Old Hickory Ct.	Charred Pine Cir.	317' S to end of cul-de-sac	317	.06
4600	Burning Bush Ct.	Long Pine Dr.	634' N to end of cul-de-sac	634	.12
4601	Oak Hollow Dr.	Long Pine Dr.	317' N to end of cul-de-sac	317	.06
4571	Park Hickory Dr.	Trysting Rd.	792' N to end of cul-de-sac	792	.15
4572	Woodwedge Dr.	Trysting Rd.	845' N to end of cul-de-sac	845	.16
4568	Pueblo Ln.	Trysting Rd.	Trammel Lane	1056	.20
4569	Trammel Ln.	158' N of Andora Dr.	158' S of Pueblo Ln.	845	.16
4570	Accrington Ct.	Trammel Ln.	845' SE to end of cul-de-sac	845	.16
4573	Andora Dr.	Santa Cruz Trail	1109' W to end of cul-de-sac	1109	.21
4556	Arroyo Dr.	Trysting Rd.	Santa Maria Ln.	422	.08
4557	Santa Maria Ln.	Arroyo Drive	211' NE of Rio Grande Ln.	1109	.21
4558	San Luis Lane	Santa Maria Ln.	Cortez Ct.	264	.05
4559	Rio Grande Lane	Santa Maria Ln.	Rockshire Dr.	475	.09
4577	Rockshire Dr.	Montezuma Tr.	1531' SE to end of cul-de-sac	1531	.29
4537	Buene Air Dr.	Santa Cruz Trail	Rockshire Dr.	528	.10
4536	Palo Alto Ln.	Santa Cruz Trail	317' NE to end of cul-de-sac	317	.06
4535	Santa Cruz Trail	Montezuma Trail	Santa Maria Ln.	1584	.30
4534	Montezuma Trail	Pence Road	1954' SE to end of cul-de-sac	1954	.37
4566	Heatherwood Lane	Pence Road	Montezuma Trail	739	.14
4522	Paloverde Lane	Pence Road	Santa Cruz Trail	1109	.21
4567	Carriageway Lane	Heatherwood Lane	528' W to end of cul-de-sac	528	.10
4578	Norchester Court	Heatherwood Lane	528' W to end of cul-de-sac	528	.10
4560	Hickory Trace Drive	Pence Road	Doubletree Drive	422	.08
4561	Doubletree Drive	317' W of Hickory Trace Drive	158' E of Hickory Trace Drive	475	.09
4562	Shellbark Drive	Doubletree Drive	Touchwood Drive	317	.06

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SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
3	Touchwood Drive	422' W of Shellbark Drive	264' E of Shellbark Drive	686	.13
10	Carved Oak Circle	Park Hickory Drive	1690' N to end of cul-de-sac	1690	.32
4593	Cord Wood Circle	Carved Oak Circle	106' E to end of cul-de-sac	106	.02
4592	Bellows Place	Carved Oak Circle	264' E to end of cul-de-sac	264	.05
4591	Kindling Court	Carved Oak Circle	317' E to end of cul-de-sac	317	.06
4604	Rockspray Court	Craigwood Drive	264' W to end of cul-de-sac	264	.05
4599	Regatta Lane	Montezuma Trail	634' S to end of cul-de-sac	634	.12
	Unassigned Farrington Ln.	Montezuma Trail	686' N to end of cul-de-sac	686	.13
	Unassigned Lantern Ct.	Montezuma Trail	422' S to end of cul-de-sac	422	.08
SUBTOTAL				56,919	10.78

DEERHURST

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
17	Drifter Drive	Idlewild Road	898' SW of Idlewild Road	898	.17
				898	.17

SARDIS ROAD

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
4364	Dulins Knob Ct.	Morning Dale Rd.	739' NW to end of cul-de-sac	739	.14
4386	Tree Haven Drive	158' W of Morning Dale Road	897' W of Morning Dale Road	739	.14
4387	Furrier Drive	Tree Haven Drive	475' S to end of cul-de-sac	475	.09
4369	Creek Valley Drive	Sardis Road	Lorraine Drive	581	.11
4370	Lorraine Drive	Creek Valley Drive	634' E of Creek Valley Dr.	634	.12
4371	Misty Dawn Lane	Lorraine Drive	317' N to end of cul-de-sac	317	.06
4368	Rittenhouse Circle	Sardis Road North	Brynmar Drive	2587	.49
4390	Rittenhouse Circle	Sardis Road North	Bellows Lane	686	.13
4380	Mattingridge Drive	Rittenhouse Circle	Mattingwood Lane	1162	.22
4391	Bedrock Road	Rittenhouse Circle	158' W of Meringue Pl.	158	.03
4392	Bellows Lane	Rittenhouse Circle	1109' W to end of cul-de-sac	1109	.21
4393	Mattingwood Lane	Rittenhouse Circle	Rittenhouse Circle	1320	.25
4	Red Cap Ln.	Mattingwood Lane	211' S to end of cul-de-sac	211	.04

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SETTLERS LANDING

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
4372	Schooner Lane	NC51	Silversmith Lane	792	.15
4383	Silversmith Lane	Crockett Lane	1267' W&N to end of cul-de-sac	1267	.24
4384	Crockett Lane	Silversmith Lane	950' N to end of cul-de-sac	950	.18
4385	Hickok Ct.	Crockett Lane	264' E to end of cul-de-sac	264	.05
SUBTOTAL				13,991	2.65

ALEXANDER ROAD

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
3436	Alexander Rd.	NC16	NC51	9346	1.77
4381	Summer Darby Ct.	Alexander Rd.	686' N to end of cul-de-sac	686	.13
3509	Brookfield Place	Alexander Road	1056' N	1056	.20
4374	Lynbridge Drive	NC16	2640' E to end of cul-de-sac	2640	.50
4378	Pensford Lane	Lynbridge Drive	1162' S&E to end of cul-de-sac	1162	.22
4379	Vestry Place	Pensford Lane	106' S	106	.02
4377	Chalyce Lane	Lynbridge Drive	Hamilton Mill Road	1109	.21
4376	Hamilton Mill Road	Lynbridge Drive	Chalyce Lane	634	.12
4375	Shaftesbury Lane	Lynbridge Drive	422' S	422	.08
4408	Mays Chapel Lane	Alexander Road	422' N	422	.08
4404	Benningwood Dr.	Alexander Road	Kimberton Drive	739	.14
4405	Kimberton Drive	170' W of Benningwood Drive	1056' E to end of cul-de-sac	1056	.20
4406	Needham Drive	Kimberton Drive	845' S to end of cul-de-sac	845	.16
4407	Fairhill Place	Needham Drive	739' E to end of cul-de-sac	739	.14
SUBTOTAL				20,962	3.97

PLANTATION ROAD

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
4395	Briar Ridge Dr.	Weddington Rd.	Windlock Dr.	475	.09
4396	Windlock Dr.	Briar Ridge Dr.	'N to end of cul-de-sac	1162	.22
4397	Artesian Ct.	Windlock Dr.	317' W to end of cul-de-sac	317	.06
SUBTOTAL				1954	.37

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FOUR MILE CREEK

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
16	Raintree Ln.	NC16	Four Mile Creek Rd.	2798	.53
4032	Fairway Ridge Rd.	Four Mile Creek Rd.	Four Mile Creek Rd.	3802	.72
4034	Four Mile Creek Rd.	Raintree Ln.	Fairway Ridge Rd.	2746	.52
			SUBTOTAL	9346	1.77

PARK ROAD - QUAIL HOLLOW

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
3920	Gleneagles Rd.	Quail Hollow Rd.	3432' E of Park Rd.	2904	.55
4770	Park Crossing Dr.	Park Road	Hanover South Trail	2429	.46
4771	Chatham Oaks Trail	Park Crossing Dr.	Park Crossing Dr.	1954	.37
4772	Queens Oak Ct.	Chatham Oaks Tr.	370' NE to end of cul-de-sac	370	.07
4773	Foxx Oak Place	Chatham Oaks Tr.	792' E	792	.15
4766	Hanover South Tr.	Park Crossing Dr.	Hanover Woods Pl.	1056	.20
4767	Hanover Woods Pl.	Hanover South Tr.	634' N to end of cul-de-sac	634	.12
4768	Hanover Hollow Dr.	Hanover South Tr.	Hanover Ridge Ct.	1056	.20
4769	Hanover Ridge Ct.	Hanover Hollow Dr.	211' N to end of cul-de-sac	211	.04
3656	Smithfield Church Rd.	Park Road	3854' E	3854	.73
4746	Gruenewald Ln.	1320' W of Oberbeck Lane	264' E of Oberbeck Lane	1584	.30
4746	Oberbeck Lane	Sharon Road West	Kirchenbaum Dr.	792	.15
4703	Kirchenbaum Drive	106' W of Heidleburg Lane	686' N of Oberbeck Lane	2587	.49
4765	Jena Court	Kirchenbaum Drive	211' E to end of cul-de-sac	211	.04
4764	Bergen Court	Kirchenbaum Drive	528'SW to end of cul-de-sac	528	.10
4749	Lytham Drive	Kirchenbaum Drive	1848' S to end of cul-de-sac	1848	.35
4748	Brandon Forest Dr.	Sharon Road West	Lytham Drive	2482	.47
4747	Hamlin Park Dr.	Park Road	Brandon Forest Dr.	581	.11
4750	Turnberry Lane	Lytham Drive	1531' SW to end of cul-de-sac	1531	.29
4751	Bremer Court	Turnberry Lane	211' NW to end of cul-de-sac	211	.04
4752	Oldenburg Dr.	Turnberry Lane	950' S to end of cul-de-sac	950	.18
4754	Hedder Court	Oldenburg Dr.	264' S to end of cul-de-sac	264	.05
4753	Landsburg Ln.	Oldenburg Dr.	1637'S to end of cul-de-sac	1637	.31
4776	Emstead Ct.	Landsburg Ln.	317' E to end of cul-de-sac	317	.06



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SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
4784	Birnen Drive	Landsburg Ln.	Essen Lane	845	.16
4785	Essen Lane	475' N of Birnen Dr.	686' S of Birnen Dr.	1161	.22
4774	Glisson Ct.	Birnen Dr.	686' N to end of cul-de-sac	686	.13
4775	Branson Ct.	Birnen Dr.	211' S to end of cul-de-sac	211	.04
4786	Carnoustie Ln.	Quail Hollow Rd.	1901' S to end of cul-de-sac	1901	.36
4787	Whitemarsh Ct.	Carnoustie Ln.	581' NW to end of cul-de-sac	581	.11
4777	Heidleburg Ln.	Kirchenbaum Dr.	1584' SW to end of cul-de-sac	1584	.30
4778	Leipzig Drive	Heidleburg Lane	581' N to end of cul-de-sac	581	.11
SUBTOTAL				38,333	7.26

ARROWOOD - TARAGATE FARMS

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
1139	Hansen Rd.	Arrowood Rd.	1584' S	1584	.30
1356	Oakhaven Rd.	Sandy Porter Rd.	2693' W to end of cul-de-sac	2693	.51
1449	Southbourne Rd.	Oakhaven Rd.	317' S	317	.06
1450	Kennetuck Ct.	Oakhaven Rd.	264' N to end of cul-de-sac	264	.05
1413	Delshire Ln.	Sandy Porter Rd.	1584' W to end of cul-de-sac	1584	.30
1495	Softwood Ct.	Sandy Porter Rd.	898' w to end of cul-de-sac	898	.17
1456	Red Hickory Ln.	Sandy Porter Rd.	Rice Planters Rd.	2851	.54
1480	Rice Planters Rd.	Red Hickory Ln.	Antebellum Dr.	4224	.80
1486	Waywood Ct.	Rice Planters Rd.	475' E to end of cul-de-sac	475	.09
1455	O'Hara Drive	106' N of Red Hickory Ln.	211' S of Merriweather Drive	3538	.67
1484	Merimac Drive	Musket Lane	Rice Planters Road	1531	.29
1483	Battery Place	Merimac Drive	Rice Planters Road	845	.16
1479	Musket Lane	O'Hara Drive	Rice Planters Road	1584	.30
1468	Pitty Pat Ln.	O'Hara Drive	475' S to end of cul-de-sac	475	.09
1467	Bonnie Blue Ln.	O'Hara Drive	317' W to end of cul-de-sac	317	.06
1466	Antebellum Dr.	O'Hara Dr.	Nickelridge Ct.	1214	.23
1497	Nickelridge Ct.	Antebellum Dr.	317' E to end of cul-de-sac	317	.06
1493	Parkhighland Ct.	Antebellum Dr.	1003' NE to end of cul-de-sac	1003	.19
1464	Johnny Reb Ln.	Antebellum Dr.	Merriweather Dr.	739	.14
1462	Merriweather Dr.	O'Hara Dr.	1162' E	1162	.22

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
1463	Julep Lane	Merriweather Dr.	422' N to end of cul-de-sac	422	.08
1455	Swanee Ln.	O'Hara Dr.	211' W to end of cul-de-sac	211	.04
1457	Taragate Dr.	Sandy Porter Rd.	O'Hara Dr.	1531	.29
1458	Scarlet Circle	Taragate Dr.	Taragate Dr.	2957	.56
1459	Windywood Ct.	Scarlet Circle	264' E to end of cul-de-sac	264	.05
1460	Rhett Court	Scarlet Circle	475' NW to end of cul-de-sac	475	.09
1461	Swallow Lane	O'Hara Drive	Scarlet Circle	792	.15
SUBTOTAL				34,267	6.49

FOREST PAWTUCKETT

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
1917	Pawtucket Rd.	Sullins Rd.	916' N of Coxville Dr.	1373	.26
SUBTOTAL				1373	.26

COULWOOD OAKS

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
1807	Kentberry Dr.	NC16	2482' W	2482	.47
SUBTOTAL				2482	.47

OAKDALE

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
2024	Dale Ave.	Oakdale Rd.	3379' E	3379	.64
2320	Black Satchel Dr.	Auten Rd.	1300' W of Chesapeake Dr.	3590	.68
2020	Auten Road	Oakdale Rd.	4171' E	4171	.79
2021	Swearngan Rd.	Auten Rd.	1584' N	1584	.30
2022	Grass Drive	Auten Rd.	1056' N	1056	.20
2023	McCord St.	Peachtree Rd.	634' SE	634	.12
2202	Rockwood Rd.	Peachtree Rd.	1267' E	1267	.24
2203	Crandon Dr.	Peachtree Rd.	1584' S	1584	.30
2027	Oak Drive	Peachtree Rd.	Oakdale Rd.	3432	.65
2027	Cora St.	Oakdale Rd.	2112' W	2112	.40
2026	Shady Circle	Oak St.	Oakdale Rd.	739	.14
2028	Ronald St.	Cora St.	634' S	634	.12
2223	Byrum St.	Cora St.	739' S	739	.14
2338	Ford St.	Cora St.	581' S	581	.11
2032	McClure Dr.	Oakdale Dr.	Thompson Ave.	422	.08
2176	James St.	Radio Rd.	528' S	528	.10
2033	Hipp Rd.	Pleasant Grove Rd.	1162' S	1162	.22
2008	Leolillie Rd.	Pleasant Grove Rd.	Oakdale Rd.	1584	.30
2001	Donlee Drive	Thompson Ave.	Oakdale Rd.	422	.08
2001	Thompson Ave.	Oak Drive	3115' N	3115	.59
2289	Watts Drive	Thompson Ave.	581' NE	581	.11

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SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
2029	Leigh Circle	Thompson Ave.	Watts St.	1848	.35
2029	Watts Street	Leigh Circle	Thompson Ave.		
2030	Teresa Ln.	Thompson Ave.	Leigh Cir.	634	.12
2224	Ravendale Dr.	Thompson Ave.	1795' E	1795	.34
2225	Ventura Ave.	Ravendale Dr.	317' N	317	.06
2249	Stoneyford Pl.	Ravendale Dr.	634' N	634	.12
SUBTOTAL				38,544	7.30

BEATTIES FORD ROAD

SR#	NAME	FROM	TO	LENGTH	
				FEET	MILES
1718	Hoskins Rd.	Beatties Ford Rd.	898' W	898	.17
1718	A Ave.	Beatties Ford Rd.	1320' E	1320	.25
2106	Wilson Ave.	Beatties Ford Rd.	1320' E	1320	.25
2105	B Ave.	Beatties Ford Rd.	1584' E	1584	.30
SUBTOTAL				5122	.97
TOTAL				271,922	51.50

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A RESOLUTION AUTHORIZING THE  
REFUND OF CERTAIN TAXES

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within eight years from the date the amounts were due to be paid.
3. The amounts listed on the schedule were collected through clerical error or by a tax illegally levied and assessed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 10th day of February, 1986, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

Henry W. Underhill Jr.  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 6th day of April, 1987, the reference having been made in Minute Book 88 and recorded in full in Resolution Book 23, page(s) 269 - 271.

Pat Sharkey  
City Clerk

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## TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT</u>	<u>REASON</u>
ABF Freight System Inc.	\$ 1,278.78	Clerical error
Hamrick, Alton By Ent.	54.40	Clerical error
Morris, Larry Ralph	13.63	Illegal levy
Smith, K.L. & Elizabeth B.	14.64	Clerical error
ABF Freight System Inc.	1,057.30	Clerical error
Carolina Fluid Components, Inc.	2,711.37	Clerical error
Bonge, Edward John Jr.	39.71	Illegal levy
Johny Thazhutkekundy Pathr	37.25	Clerical error
Biggers, Eric L. & Alta C.	186.91	Clerical error
Chambers, Bernard	115.65	Clerical error
Edwards, James Richard & Sarah C.	89.06	Illegal levy
Erb, Everett Edward Jr. & Ellen Furr	103.50	Clerical error
Ford, Thomas K.	60.85	Clerical error
Freeman, Betsy Tate	29.06	Illegal levy
Gray, Mary McCracken	20.00	Clerical error
Grier, Joseph Williamson	148.22	Clerical error
Harris, Pamela Joann	7.23	Clerical error
Hilton, Gary C. & Lori G.	90.04	Clerical error
Horne, Florence W.	44.63	Illegal levy
Jant, William C. & Kim A.	69.24	Clerical error
Joffrion, Francis Donald & Katharyn Harris	169.55	Clerical error
Kirk, Robert T. & Valaria Deirne	414.00	Illegal levy
Konry, Mark John & Sandra Lee	84.86	Clerical error
Mapp, George H. & Odessa M.	77.09	Clerical error
Maxwell, Myra W.	86.79	Clerical error
McLaughlin, Deborah Davis	97.05	Illegal levy
Miller, Julian & Cheryl M.	70.50	Clerical error
Milne, Anthony A. & Christa S.	219.24	Illegal levy
Morris, Larry R. & Patricia	13.30	Illegal levy
Myers, Keith H. & Janice L.	121.81	Clerical error
Orders, Donald E. & Susan A.	53.74	Clerical error
Pagano, Winfred Knapp	51.12	Clerical error
Renfro, James H. & Evelyn H.	57.61	Illegal levy
Sheppard, Constance Vincent	6.50	Clerical error
Swann, Tona Allen	21.86	Illegal levy
Watson, Suzanne Linda	67.33	Clerical error
Williams, Joyce Dairs	111.63	Clerical error
ABF Freight System, Inc.	1,522.01	Clerical error
BB&T Auto Lease Dept.	169.72	Clerical error
Brown, Douglas A. & Co., LTD.	6.49	Clerical error
Carolina Fluid Components, Inc.	2,910.84	Illegal levy

Hammons, Michael B.	34.78	Clerical error
Lewis Asphalt Maintenance	33.63	Clerical error
Pneumafil Corp	363.38	Clerical error
Wagstaff Transportation	40.37	Clerical error
Ivey, Richard Thomas	40.30	Clerical error
First Union National		Clerical error
Bank/Vehicle Leasing	95.21	
IMS Corporation	136.25	Illegal levy
Alderman, Timothy Lee	5.89	Clerical error
Clark, Otis James	40.64	Illegal levy
Dantism Farahmand	17.49	Clerical error
Dantism Farahmand	1.52	Clerical error
Dairs, Teresa Lynn	25.89	Illegal levy
Hall, Marian D.	29.03	Illegal levy
Hall, Marian D.	42.49	Illegal levy
Harbin, Marsha Phillips	36.65	Illegal levy
Holland, Edwin Reginald	61.12	Illegal levy
Holland, Edwin Reginald	78.40	Illegal levy
Hough Mac Johnson	24.05	Clerical error
Hough, Mac Johnson	96.23	Clerical error
Hough, Mac Johnson	50.53	Clerical error
Jenkins, Glenn, Jr.	38.47	Clerical error
Jenkins, Glenn, Jr.	28.68	Clerical error
Jenkins, Glenn, Jr.	24.05	Clerical error
Jimike, Inc.	49.09	Clerical error
Kinney, David	24.05	Clerical error
Lee, Stephen Ernest	42.42	Clerical error
Lewis, Lowell Bennett	152.55	Clerical error
Maxey, Robert Clint	39.46	Clerical error
McCarver, Boyce Robert	92.66	Clerical error
McCutcheon, Walter Dennis	49.85	Clerical error
McKinney, Mae Stewart	37.38	Clerical error
Mussoni, Thomas Anthony	37.71	Illegal levy
Neely, Margaret Jill	38.70	Illegal levy
Overcash, Barbara Cobaugh	16.50	Clerical error
Oxendine, Glenn Allen	22.00	Clerical error
Porter, Gary Scott	89.10	Illegal levy
Raneri, Dana Isabell	48.80	Clerical error
Segal, Tina Shepard	94.79	Clerical error
Shelton, Earl William, Jr.	5.57	Clerical error
Shelton, Earl William, Jr.	3.75	Clerical error
Slicer, William Robert	16.61	Clerical error
Sosta, Vincent George	26.55	Clerical error
Steadman, Queen Esther	88.48	Clerical error
Sterling, Robert Martin	120.44	Clerical error
Thompkins, Stephen Gainey	24.05	Clerical error
Vanriper, Joseph Edwards	24.05	Clerical error
Buchanan, Brian	100.49	Clerical error

\$ 15,094.61

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

WHEREAS, the City Council has received a petition for a Special Use Permit, which petition is numbered SUP 87-2 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 4:00 o'clock P.M. on Wednesday the 22nd day of April, 1987, on petition numbered SUP 87-2.

BIT IT FURTHER RESOLVED that notice of said hearing 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 session convened on the 6th day of April, 1987, the reference having been made in Minute Book 88, and is recorded in full in Resolution Book 23 at page 272.

Menta C. Detwiler  
Deputy City Clerk

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Resolution Book 23 - Page 273

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

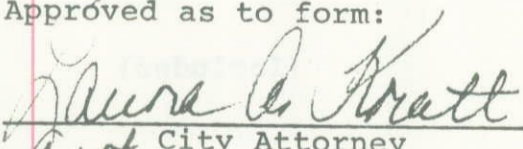
WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the purposes of a right-of-way, a temporary construction easement, and a permanent utility easement; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, as amended, being the Charter of The City of Charlotte, condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Maiden Charlotte Associates	1,799 s. f. for right-of-way, plus temporary construction easement, and a permanent utility easement of 60.42 s.f. of Tax Parcel No. 169-081-11	\$ 16,327.00
Samuel M. Millette, Trustee	(Same)	(Included)
Maiden Charlotte Associates, Beneficiary	(Same)	(Included)
Any Other Parties in Interest	(Same)	(Included)

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

Approved as to form:  
  
\_\_\_\_\_  
Asst. City Attorney

CERTIFICATION

I, MENTA C. DETWILER, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 6th day of April, 1987, the reference having been made in Minute Book 88, and is recorded in full in Resolution Book 23, at page(s) 273.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 8th day of April, 1987.

\_\_\_\_\_  
MENTA C. DETWILER, Deputy City Clerk



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Resolution Book 23 - Page 274

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the purposes of right-of-way, temporary construction easement, and a permanent utility easement; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, as amended, being the Charter of The City of Charlotte, condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
P & S Enterprises	3,977 s.f. for right-of-way, plus a temporary construction easement and 185 s.f. for permanent utility easement of Tax Parcel No. 160-083-05	\$ 35,938.00
Robert E. Perry, Jr., and B. D. Farmer, Trustees	(Same)	(Included)
First Federal Savings and Loan Association, Beneficiary	(Same)	(Included)
Southern Restauranters, Inc., Lessee	(Same)	(Included)
William Carlisle, D.C., P. A., Lessee	(Same)	(Included)
Tyvola Food Systems, Inc., Lessee	(Same)	(Included)
Flowe & Flowe Grading, Lessee	(Same)	(Included)
TransWorld Enterprises, Lessee	(Same)	(Included)

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Any Other Parties in Interest (Same) (Included)

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

Approved as to form:

*Lawrence Kratt*  
Asst. City Attorney

CERTIFICATION

I, MENTA C. DETWILER, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 6th day of April, 1987, the reference having been made in Minute Book 88, and is recorded in full in Resolution Book 23, at page(s) 274 - 275.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 8th day of April, 1987.

MENTA C. DETWILER, Deputy City Clerk