RESOLUTION CLOSING A PORTION OF HANSON DRIVE, HARPER AVENUE AND AN ALLEYWAY OFF HARPER AVENUE LOCATED BETWEEN SHARON ROAD AND PROVIDENCE ROAD IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

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

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close a portion of Hanson Drive, Harper Avenue and an a Alleyway off Harper Avenue to be sent by registered or certified mail to all owners of property adjoining the said streets and alleyway, and prominently posted a notice of the closing and public hearing in at least two places along said streets and alleyway as required by G. S. 160-299; and

WHEREAS, the public hearing was held on 22nd day of August, 1988, and City Council determined that the closing of a portion of Hanson Drive, Harper Avenue and an Alleyway off Harper Avenue is not contrary to the public interest, and that no individual, form or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of August 22, 1988, that the Council hereby orders the closing of a portion of Hanson Drive, Harper Avenue and an Alleyway off Harper Avenue in the City of Charlotte, Mecklenburg County, North Carolina as described below:

HANSON DRIVE: Starting at a point common with Harper Avenue and proceeding clockwise from a pipe A, the point of beginning S 78-15-16 E for 90.95 feet, then a radius of 259.06 feet and length of 180.86 feet to a pin then a radius of 239.76 feet and a length of 29.21 feet to a point. Then N 44-45-52 E for 35.0 feet to a point then a radius of 204.76 feet and length of 24.95 feet to a point then a radius of 358.17 feet and for a length of 250.05 feet to a pipe then S 56-35-43 E for 70.53 feet to the place of beginning.

HARPER AVENUE AND THE ALLEYWAY OFF HARPER AVENUE: Starting at a pipe located on the north west corner of the right of way for Harper Avenue, proceed N 78-29-42 E for 50.03 feet to a pipe then S 11-30-49 E for 179.83 feet to a pipe then along the right way to the alleyway off Harper Avenue. N 77-14-19 E 120.21 feet to a point, then N 77-19-22 E 237.26 feet to a point then S 12-42-20 E, 14.79 feet to a pin then S 21-02-26 E for 5.24 feet to a bar then S 77-16-05 W for 52.75 feet to a pipe then S 77-17-50 W for 469.91 feet to a pin then N 06-48-30 E 19.72 feet to a pipe then N 76-39-30 E for 108.05 feet to a pipe then on Harper Avenue N 11-33-37 W for 181.06 feet to the place of beginning.

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 22nd day of August, 1988, the reference having been made in Minute Book 31 and is recorded in full in Resolution Book 24, at page(s) 372-374.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of August, 1988.

| MOTE:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE ADOPTING USER FEE POLICY.

WHEREAS, the City of Charlotte recognizes that User

Fees are a reasonable means of financing services that offer a

direct benefit to those who use them; and

WHEREAS, the City of Charlotte recognizes the recovery of direct costs as being a valid and reasonable means of establishing appropriate user fees and charges; and

WHEREAS, the City of Charlotte endorses developing Engineering related fees in conjunction with Mecklenburg County staff (for the fees to be as close as reasonably possible) with the goal being to recover 100% direct costs only. The coordination of fees with Mecklenburg County will ensure that consistent fees are presented to the development community for services rendered by the City or the County; and

which are established with the goal to recover 100% of direct costs only; and

WHEREAS, the City of Charlotte approves adult athletic fees and rental fees for Parks and Recreation facilities which are established to recover 100% of direct costs only; and

WHEREAS, the City of Charlotte determines that youth athletic associations and City-organized youth athletic programs are exempt from user fees and charges for reserving and using parks and recreation facilities; and

WHEREAS, the City of Charlotte has provided a means whereby individuals identified as indigent will be exempt from user fees; and

WHEREAS, the City of Charlotte approves an annual User Fee Review Process which will serve as the vehice for Council to review user fees as part of the budget process; and

WHEREAS, the City of Charlotte believes that cost recovery for all other services should be 100% of all direct costs except when fees are charged to another governmental agency or when fees would negatively impact the demand for the service; and

WHEREAS, the City of Charlotte bases its user fee methodology on the Arthur Young and Company "User Fee Study", dated August 26, 1987, for the City of Charlotte and on file with the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in its regular session duly assembled that it does hereby adopt the user fee policy, methodology and annual user fee review process.

This	22nd	day	of	August	_,	1988
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Approved as to form:

Our 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 22nd day of August, 1988, the reference having been made in Minute Book 91, and is recorded in full in Resolution Book 24, at

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of August, 1988.

RESOLUTION AMENDING THE GROUP INSURANCE PLAN

OF THE

CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Employee Group Insurance Plan be amended as follows:

- To change carriers to Provident Life and Accident Insurance Company for all lines of coverage/services that are presently with the current carrier or other providers.
- Change the plan to be more consistent with current practices of cost containment and more competitive where applicable, as reflected in the Request for Council Action attached hereto.

BE IT FURTHER RESOLVED that this resolution shall be effective October 1, 1988.

APPROVED AS TO FORM:

City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of August, 1988, the reference having been made in Minute Book 91, and is recorded in full in Resolution Book 24, at page(s) 377.

RESOLUTION DECLARING AN INTENT TO MAKE STORM DRAINAGE IMPROVEMENTS ON ELDER AVENUE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY NORTH CAROLINA

WHEREAS, Lenard Ireland has filed a Petition to make storm drainage improvements on Elder Avenue in the City of Charlotte; and

WHEREAS, the storm drainage improvements shall be made on private property at 4932, 4933, 5000 and 5001 Elder Avenue as shown on a map marked "Exhibit A" which is available for inspection in the office of the City Clerk, Charlotte-Mecklenburg Government Center, Charlotte, North Carolina; and

WHEREAS, one-fifth of the cost of the storm drainage improvements constructed in accordance with City standards, of a character, size, type and material to be determined by the City and including grading or regrading, exclusive of the cost incurred in maintained street rights of way and the share of railroads (if any) and the State of North Carolina (if any) be assessed upon the involved lots and parcels of land as authorized by N.C.G.S. Article 10, Chapter 160A, City Charter Section 7.101 et seq, and the Storm Drainage Repair Policy, and listed on the limited petition marked "Exhibit B" which is available for inspection in the office of the City Clerk, Charlotte-Mecklenburg Government Center, Charlotte, North Carolina; and

WHEREAS, the final assessments, based on the actual total cost of constructing the improvements or the cost estimated by the City Engineer at the time of City Council approval, whichever is less, and published by the Mecklen-burg County Tax Collector, may be paid without interest within 30 days of the publication, or in ten annual installments accruing 8% interest on the unpaid balance, due and payable each year on September 1; and

WHEREAS, all involved property owners subject to assessment have signed a petition requesting that storm drainage repairs be made and one-fifth of the private property cost be assessed on their lots and parcels of land, precluding the need for a public hearing.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of August 22, 1988, that it hereby orders the making of storm drainage improvments on Elder Avenue in the City of Charlotte, North Carolina.

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

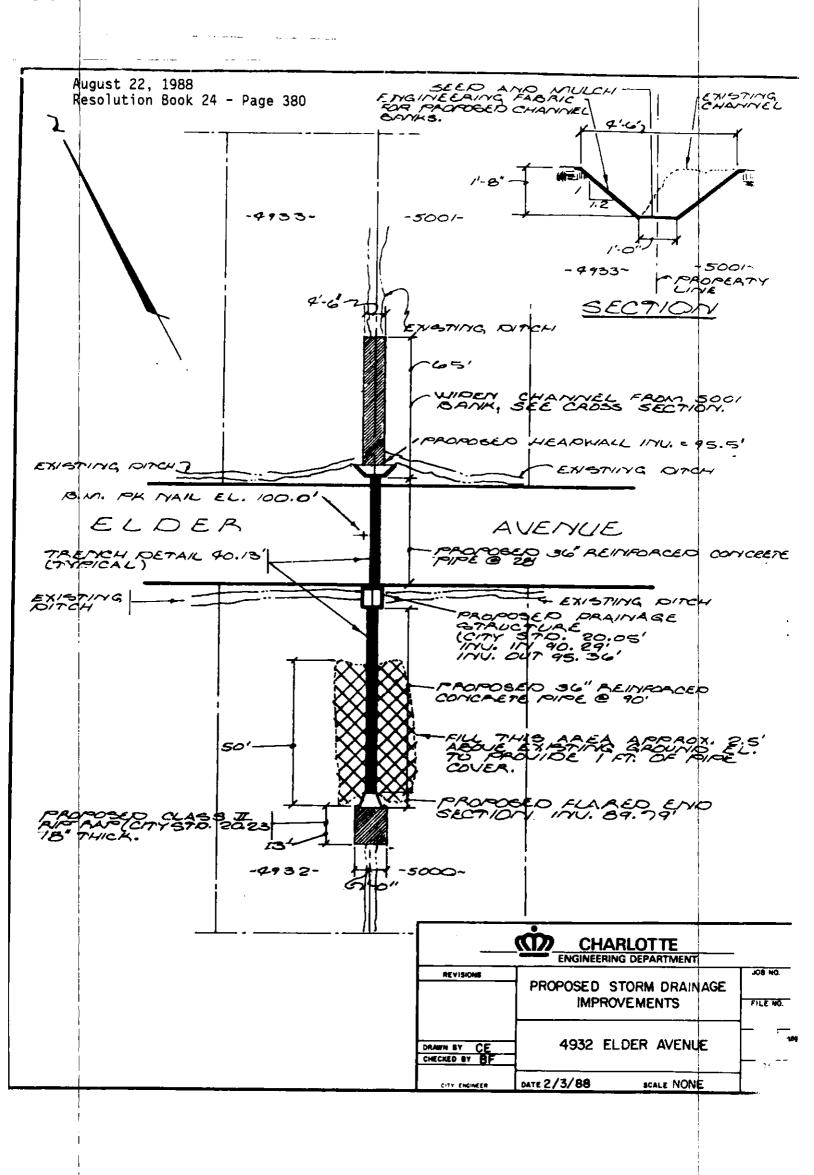
APPROVED AS TO FORM:

Henry W. Chalefill Jr.

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 22nd day of August, 1988, the reference having been made in Minute Book 91, and is recorded in full in Resolution Book 24, at page(s) 378-380.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 25th day of August, 1988.



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:

Opty City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 22nd day of August 19_88, the reference having been made in Minute Book 91 and recorded in full in Resolution Book 24, page(s) 381-382

Pat Sharkey City Clerk

Total

August 22, 1988 Resolution Book 24 - Page 382

TAXPAYERS AND REFUNDS REQUESTED

		AMOUNT OF	
	NAME	REFUND REQUESTED	REASON
Q+:	aphon I Com-		
Fi	ephen L. Capps rst Union Nat'l Bank	\$ 32.35	Illegal Levy
	e Rose, An Irish Public	227.62	Clerical Error
	puse	1 000 51	
	ephen L. Capps	1,860.51	Illegal Levy
	nda S. Garrison	31.53	Illegal Levy
	C Industries, Inc.	56.92	Clerical Error
Wor	ld Omni Leasing, Inc.	75.41	Clerical Error
Fii	est Union Nat'l Bank	78.99	Illegal Levy
Day	rid M. & Loma B. McLean	323.70	Illegal Levy
Dia	me F. Blount	44.24	Clerical Error
	a S.Bowers	88.96	Clerical Error
	phen L. Capps	54.66	Illegal Levy
	rence O. & Sandra Q. Ellis	131.78	Illegal Levy
Lir	da Sue Garris		Clerical Error
	nda K. Overcash	48.87	Clerical Error
	n J. & Pearl M. Passmore	74.84	Clerical Error
	liam K. & Sharon A. Reynol	75.30	Clerical Error
Wil	liam P. & Nora Rockecharli		Clerical Error
Jos	eph L. & Ardella E. Wilson	ie 62.89	Illegal Levy
AB	C Industries, Inc.	1 196.31 64.24	Clerical Error
	-Universal Dev. L.P.	100.40	Clerical Error
	ld Omni Leasing, Inc.		Illegal Levy
Dar	t & Kraft Financial Corp.	61.54 388.16	Illegal Levy
Jam	es A. Blocker	62.17	Clerical Error
	Air, Inc.	3,834.78	Clerical Error
	is G. & Joseph S. Ratcliff	625.68	Illegal Levy
Lou	is G. Ratcliff, Inc.	2,084.99	Illegal Levy
Lou	is G. Ratcliff, Inc.	80.88	Illegal Levy
	arnold Inc.	573.28	Illegal Levy
	low Cab Company, Inc.	933.89	Illegal Levy
	J Company	67.42	Illegal Levy
	Walter Homes	1,515.15	Clerical Error
	T. & Hazel R. Spurrier	12.86	Illegal Levy
Heri	pert D. Jones	15.69	Illegal Levy
		13.63	Illegal Levy

\$ 14,120.66

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 South Church Street and Kee Court Project; and

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

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

Parties in Interest	Property Description	Appraised Value
Erman J. Evans	1,461 s. f. for drainage easement of Tax Parcel No. 119-088-28 and 29	\$ 1,500.00
Betty R. Evans	(Same)	(Included)
James T. Bolt, Trustee	(Same)	(Included)
Republic Bank and Trust Company, 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:
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CERTIFICATION

		1
	I, Menta C. Detwiler, Deputy City Clerk of The City o	f
Ch	arlotte, North Carolina, do hereby certify that the foregoing is	а
tr	ue and exact copy of a Resolution adopted by the City Council of	
Tŀ	e City of Charlotte, North Carolina, in regular session convened	ł
or	the 22nd day of August , 1988, and the reference	
ha	ving been made in Minute Book 91 , Page, and recorded	ın
fu	11 in Resolutions Book 24 , Page 383 .	ļ
	WITNESS my hand and the corporate seal of The City of	
Ch	arlotte, North Carolina, this the 25th day of August	,
19	88.	
		ĺ

City Clerk

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

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Solomon Street/Dixon Street/Mill Road Street Improvements Project; and

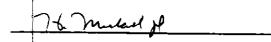
WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable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

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

Parties in Interest	Property Description	Appraised Value
Walter Lee Jordan	257 s. f., plus tem- porary construction easement for Tax Par- cel No. 069-013-17	\$ 228.50
Samuel A. Schiffman, Trustee	(Same)	(Included)
Murlene L. Boliek, 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:



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 convened on the 22nd day of August, 1988, the reference having been made in Minute Book 91, and is recorded in full in Resolution Book 24, at page(s) 384.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of August, 1988.

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 Solomon Street/Dixon Street/Mill Road Street Improvements Project; and

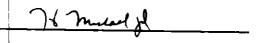
WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable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

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

Parties in Interest	Property Description	Appraised Value
Ollie Mae Brown Carlton Brown	160 s. f., plus a temporary construction easement for Tax Parcel No. 069-013-23	\$ 80.00
Georgia Branch, Attorney-in-Fact for Rosa Lee Thomas	(Same)	(Included)
Heirs of Rosa Lee Thomas	(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:



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 22nd day of August, 1988, the reference having been made in Minute Book 91, and is recorded in full in Resolution Book 24, at page(s) 385.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of August, 1988.

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 Solomon Street/Dixon Street/Mill Road Street Improvements Project; and

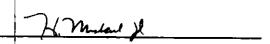
WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable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

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

Parties in Interest	Property Description	Appraised Value
Iola Branch	136 s. f., plus temporary construction easement of Tax Parcel No. 069-013-21	\$ 100.00
Heirs of J. M. Branch	(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:



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 22nd day of August, 1988, the reference having been made in Minute Book 91, and is recorded in full in Resolution Book 24, at page(s) 386.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of August, 1988.

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 Rama Road Widening Project; and

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

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

Parties in Interest

John Hales Orr

14,060 s. f. plus \$20,000.00
19,916 for temporary
construction easement
and 184 s. f. for
down guy easement of
Tax Parcel No. 163-123-17

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:

7.6 Mulail JA

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 22nd day of August, 1988, and the reference having been made in Minute Book 91, Page, and recorded in full in Resolutions Book 22, Page 387.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the <u>25th</u> day of <u>August</u>

Deputy	C	⊘1 ~1-
Deputy	CITV	Clerk
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# 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 Delta Road Extension-Phase II Project; and

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

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

Pa	rties in Interest	Property Description	Appraised Valu	e
La	Pointe, Inc., an N. C. corporation	5,125 s. f. for construction easement of Tax Parcel No. 165-151-13	\$ 11,800.00	
	y 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:

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			$\sigma^{-}$	

	CERTIFICATION	ŀ
tr Th on ha	I, Menta C. Detwiler, Deputy City Clerk of The City of arlotte, North Carolina, do hereby certify that the foregoing is ue and exact copy of a Resolution adopted by the City Council of e City of Charlotte, North Carolina, in regular session convened the 22nd day of August, 1988, and the reference ving been made in Minute Book 91, Page, and recorded 11 in Resolutions Book 24, Page 388.	ē
Cha 19	WITNESS my hand and the corporate seal of The City of arlotte, North Carolina, this the <u>25th</u> day of <u>August</u> 88.	
	Deputy City Clerk	